

(R-86-806)

RESOLUTION NUMBER R- 264408

ADOPTED ON NOV 12 1985

WHEREAS, Section 8330, et seq. of the California Streets and Highways Code provides a procedure for the summary vacation of streets by City Council resolution where a portion of street to be vacated is excess right-of-way and is no longer required for street or highway purposes; and

WHEREAS, in connection with said vacation, the City desires to reserve certain easements; and

WHEREAS, the abutting property owner has requested the vacation of a portion of Yosemite Street, adjacent to Lot 464, Crown Point, Map 1891, to facilitate development of their property; and

WHEREAS, the portion of street to be vacated is not needed for present or prospective public street purposes; and

WHEREAS, those properties adjoining the street to be vacated will continue to have access; and

WHEREAS, the public will benefit from the vacation through improved utilization of land; and

WHEREAS, the vacation is not inconsistent with the General Plan or an approved Community Plan; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, as follows:

1. That Yosemite Street, adjacent to Lot 464, Crown Point, Map 1891, as more particularly shown on Drawing No. 16434-B, on

file in the office of the City Clerk as Document No.

RR-264408-, which is by this reference incorporated herein and made a part hereof, be and the same is hereby ordered vacated.

2. That The City of San Diego hereby reserves and excepts the right, easement, and privilege of placing, constructing, repairing, replacing, maintaining, using, and operating public utilities of any kind or nature, including, but not limited to, general utilities and all necessary and proper fixtures and equipment for use in connection therewith, through, over, under, upon, along, and across the hereinafter-described easement, together with the right of ingress thereto and egress therefrom, together with the right to maintain the said easement free and clear of any excavation or fills, the erection or construction of any building or other structures, the planting of any tree or trees thereon, or the drilling or digging of any well or wells thereon, together with the right to otherwise protect from all hazards the operation and use of any right hereby reserved. Upon acquisition of encroachment permit from the City Engineer pursuant to the Municipal Code of the City, the owners of the underlying fee may utilize the above-described parcel of land for structures, the planting or growing of trees, or the installation of privately owned pipelines.

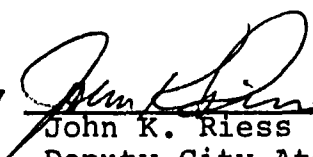
3. That The City of San Diego hereby reserves and excepts the right, from vacation and abandonment, easements, and rights of any public utility pursuant to any existing franchise or renewals thereof, at any time, or from time to time, to construct, maintain, operate, replace, remove, renew, and enlarge

overhead or underground lines of pipe, conduits, cables, wires, poles, and other structures, equipment, and fixtures for the transportation and distribution of electrical or electronic energy and natural gas, and for incidental purposes including access to protect the property from all hazards in, upon, over, and across the above-described portions of streets to be vacated and abandoned.

4. That the easement reserved herein is in, under, over, upon, along, and across that portion of Yosemite Street, vacated by this document and as more particularly shown on Drawing No. 16434-B on file in the office of the City Clerk as Document No. RR- 264408-/

5. That the City Clerk shall then cause a certified copy of this resolution, with drawing, attested by him under seal, to be recorded in the office of the County Recorder.



APPROVED: John W. Witt, City Attorney

By 
John K. Riess
Deputy City Attorney

JKR:mem
10/29/85
Or.Dept:E&D
SA:84-535
WO:120232
Dwg:16434-B
R-86-806
Form=r.sumv3

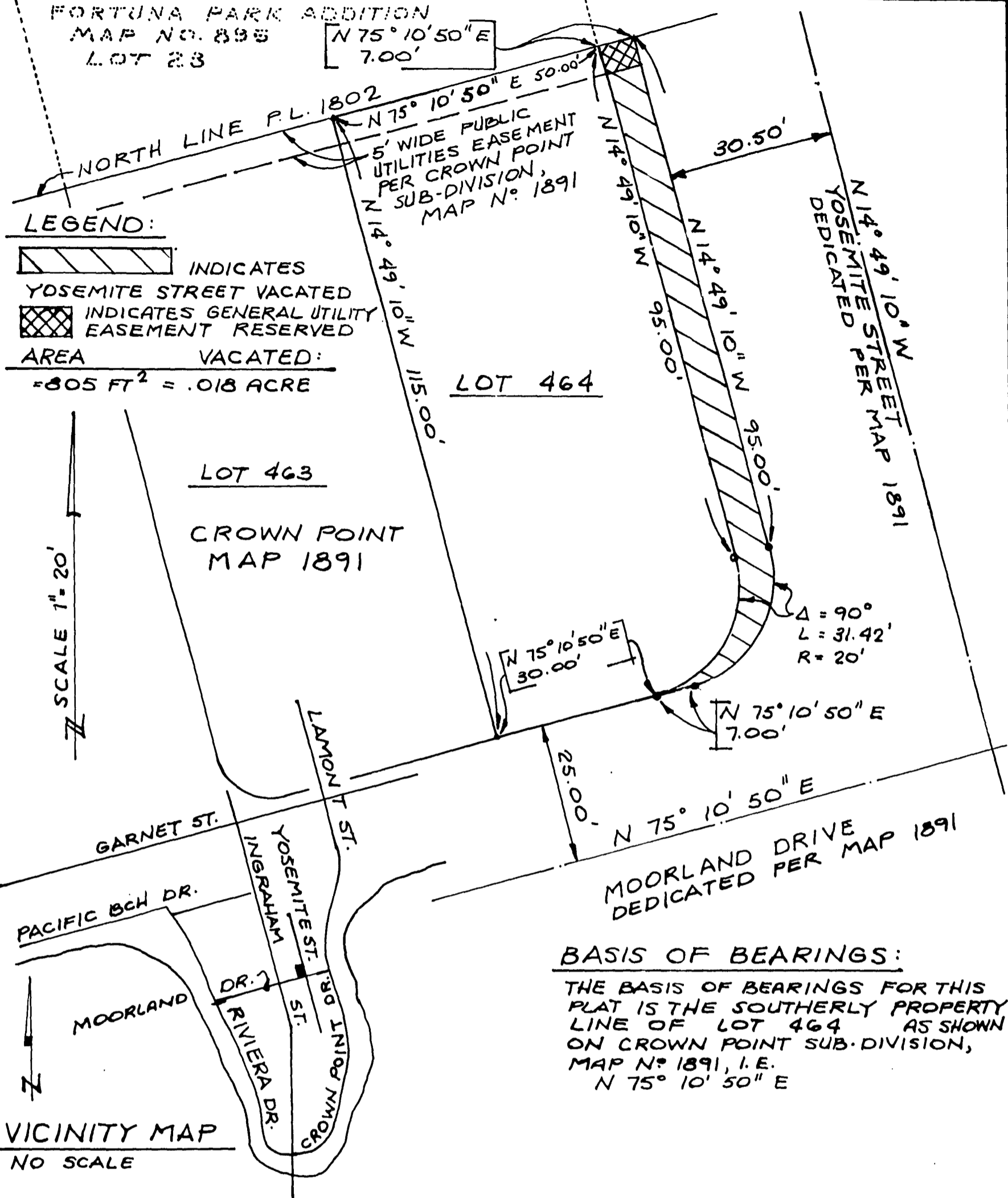
FORTUNA PARK ADDITION
 MAP NO. 898
 LOT 23

LEGEND:

-  INDICATES YOSEMITE STREET VACATED
-  INDICATES GENERAL UTILITY EASEMENT RESERVED
- AREA VACATED:**
 $= 805 \text{ FT}^2 = .018 \text{ ACRE}$

SCALE 1" = 20'

VICINITY MAP
 NO SCALE



BASIS OF BEARINGS:

THE BASIS OF BEARINGS FOR THIS PLAT IS THE SOUTHERLY PROPERTY LINE OF LOT 464 AS SHOWN ON CROWN POINT SUB-DIVISION, MAP N° 1891, I.E. N 75° 10' 50" E

ENGINEER OF WORK
 JOSEPH K. LEONARD
 236 OAKS AVE.
 MONROVIA, CA. 91016
Joseph K. Leonard 8-5-85 R.C.E. 34989

DOCUMENT NO. RR 264408-1
 FILED NOV 12 1985
 OFFICE OF THE CITY CLERK
 SAN DIEGO, CALIFORNIA

STREET VACATION:
 GENERAL UTILITY EASEMENT RESERVATION IN YOSEMITE STREET (VACATED.)

A PORTION OF YOSEMITE STREET BETWEEN MOORLAND DRIVE AND THE NORTHERLY LINE OF LOT 464, CROWN POINT, MAP 1891.

DESCRIPTION	REV.	APPROVED	DATE	FILED
ORIGINAL				

CITY OF SAN DIEGO, CALIFORNIA
 SHEET 1 OF 1 SHEET
J. T. McLaughlin Oct. 2, 1985
 CITY ENGINEER DATE

W.D. 120232
 NO. SA 84-535
James J. ...
 CONTROL CERTIFICATION
 226-1697
 LAMBERT COORDINATES
 16434 - B

NOV 12 1985

Passed and adopted by the Council of The City of San Diego on
by the following vote:

Councilmen	Yeas	Nays	Not Present	Ineligible
Bill Mitchell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bill Cleator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Gloria McColl	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
William Jones	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ed Struiksmma	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Mike Gotch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
District 7 - vacant	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Uvaldo Martinez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Roger Hedgecock	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

ROGER HEDGECOCK

Mayor of The City of San Diego, California.

(Seal)

CHARLES G. ABDELNOUR

City Clerk of The City of San Diego, California.

By *Ellen Board*, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number **R-264408** Adopted **NOV 12 1985**

RECEIVED
CITY CLERK'S OFFICE
1985 OCT 30 PM 4: 11
SAN DIEGO, CALIF.

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