

(R-86-871)

RESOLUTION NUMBER R- 264535

ADOPTED ON NOV 25 1985

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

WHEREAS, the abutting property owners have requested the vacation of Fairmount Avenue adjacent to Lots 23 through 25 of Block 22 of Lexington Park, Map 1696, to facilitate development of their properties; 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 Fairmount Avenue adjacent to Lots -23 through 25 of Block 22 of Lexington Park, Map 1696, as more particularly shown on Drawing No. 16483-B, on file in the office of the City Clerk as Document No. RR- 264535, which is by this reference

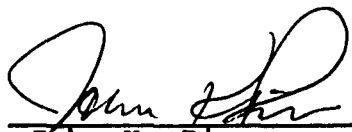
incorporated herein and made a part hereof, be and the same is hereby ordered vacated.

2. That the resolution shall not become effective unless and until the Engineering Permit has been issued for the construction of an acceleration/deceleration lane. In the event that an Engineering Permit is not issued by December 1, 1986, this resolution shall become void and be of no further force or effect.

3. That the City Engineer shall advise the City Clerk of the issuance of an Engineering Permit for the aforementioned street improvements, and 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

  
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John K. Riess  
Deputy City Attorney

JKR:mem  
11/5/85  
Or. Dept: E&D  
SA: 84-527  
WO: 120232  
DWG: 16483-B  
R-86-871  
Form=r.sumv2



2404

Passed and adopted by the Council of The City of San Diego on NOV 25 1985,  
by the following vote:

Councilmen	Yeas	Nays	Not Present	Ineligible
Bill Mitchell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 Struiksma	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input 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.

**CHARLES G. ABDELNOUR**

City Clerk of The City of San Diego, California.

By *Barbara Baxter*, Deputy.

(Seal)

Office of the City Clerk, San Diego, California

Resolution Number **R-264535** Adopted **NOV 25 1985**

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