

RESOLUTION NUMBER R- 264862

ADOPTED ON JAN 21 1986

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 the portion of street to be vacated consists of a portion of a street or highway that lies within property under one ownership and that does not continue through such ownership or end touching property of another; 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 Moran Way, adjacent to Lot 2 and Lot 345 in Park Village Estates Unit 5, Map 11244, to facilitate development of his 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 Moran Way south of Adolphia Street and adjacent to Lot 2 and Lot 345 in Park Village Estates Unit 5, Map 11244, as

more particularly shown on Drawing No. 16542-B, on file in the office of the City Clerk as Document No. RR- 264862⁻¹, 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.

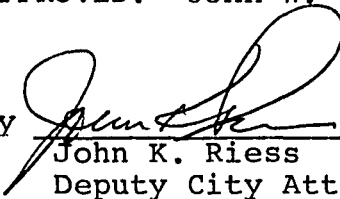
3. That The City of San Diego hereby reserves and excepts the right, from vacation and abandonment, easements, and rights of any public utility pursuant to any existing franchise or renewals thereof, at any time, or from time to time, to

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 Moran Way south of Adolphia Street and adjacent to Lot 2 and Lot 345 in Park Village Estates Unit 5, Map 11244, vacated by this document and as more particularly shown on Drawing No. 16542-B, on file in the office of the City Clerk as Document No. RR- 264862 - 1

5. That the City Clerk shall cause a certified copy of this resolution, with drawings, 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:ta
12/27/86
09/30/86 REV. 1
Or.Dept:E&D
SA:85-505
WO:120232
Dwg:16542-B
R-86-1155
Form=r.sumv3

00343

DATA TABLE

- ① N 51° 59' 48" E 15.00'
- ② N 38° 00' 12" W 16.45'
- ③ N 15° 06' 43" W 116.89'
- ④ N 15° 06' 43" W 91.52'
- ⑤ N 3° 47' 49" W 40.02'
- ⑥ 22° 53' 29" R=135.00' L=53.94'
- ⑦ 22° 53' 29" R=155.00' L=61.93'

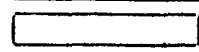
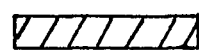
BASIS OF BEARINGS

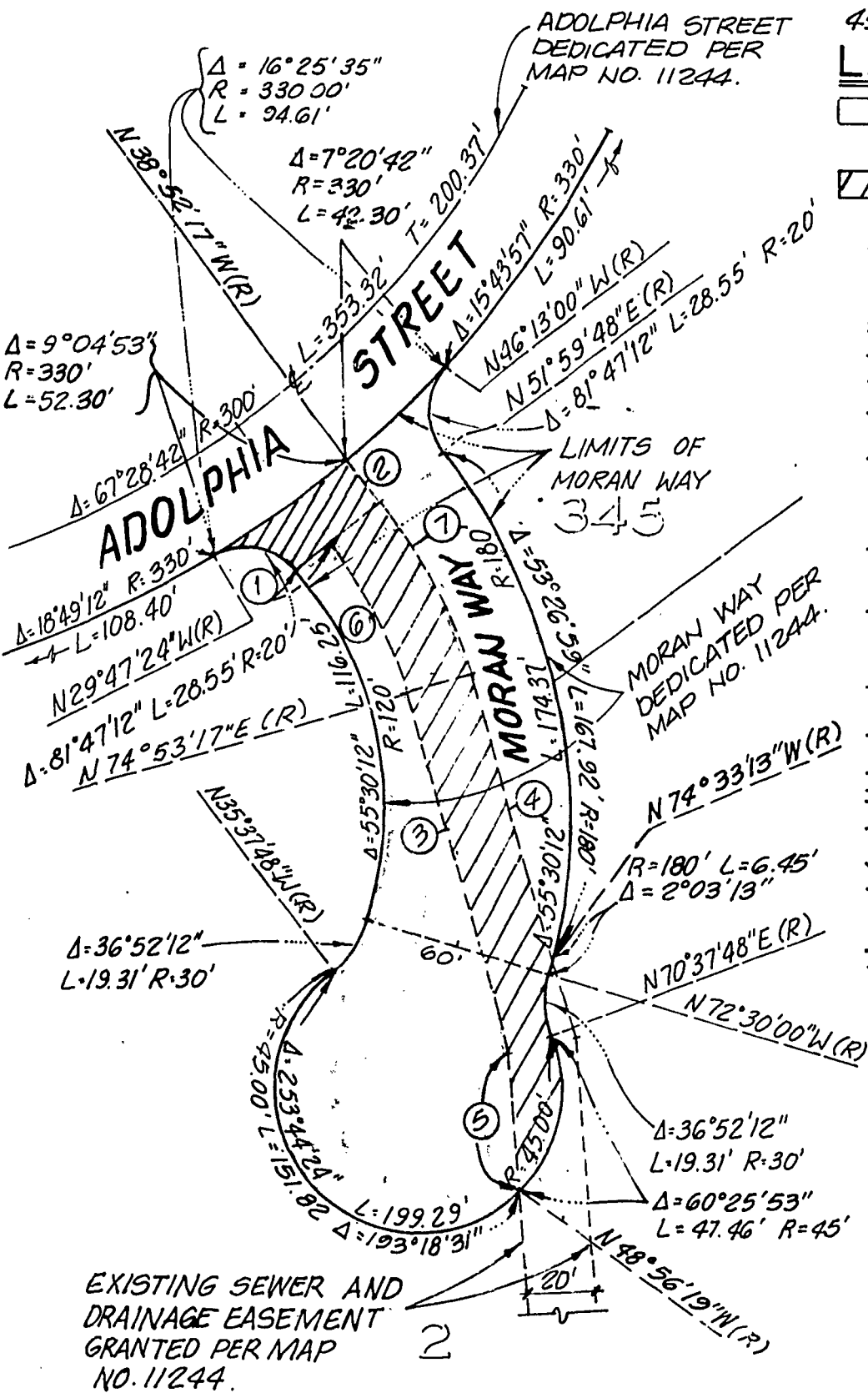
THE BASIS OF BEARINGS FOR THIS DRAWING IS A PORTION OF THE CENTERLINE OF BLACK MOUNTAIN ROAD PER MAP NO. 11244 I.E. N 5° 31' 45" E

REFERENCE DRAWING

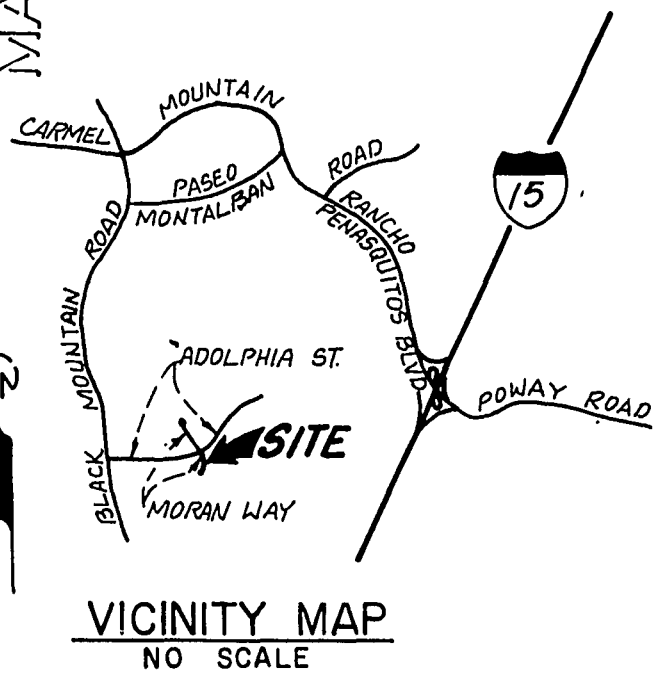
MAP NO. 10043 & DWG. NO'S. 18761-4, 16, 45 & 50-D

LEGEND

-  = INDICATES MORAN WAY VACATED. (0.378 AC.)
-  = INDICATES SEWER AND DRAINAGE EASEMENT RESERVED. (0.101 AC.)



PARK VILLAGE ESTATE-UNIT 5
MAP NO. 11244



ENGINEER OF WORK:
Reginald Dale Harvey, Jr.
REGINALD D. HARVEY, JR. (L.S. 5292)
VTN san diego 11-21-85
4845 RONSON COURT
SAN DIEGO, CALIFORNIA 92111
PHONE: (619) 292-1040

DOCUMENT NO. RR-264862-1
FILED JAN 21 1986
OFFICE OF THE CITY CLERK
SAN DIEGO, CALIFORNIA

**STREET VACATION OF MORAN WAY, SEWER AND DRAINAGE EASEMENT RESERVATION-
IN PARK VILLAGE ESTATES UNIT 5 - MAP NO. 11244**

DEC 9 1985

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA	9A-05-505
ORIGINAL					SHEET 1 OF 1 SHEET	W O NO 120232
		<i>C. J. McLaughlin</i>	Dec. 6, 1985		FOR CITY ENGINEER	DATE
						<i>Ralph C. Adams</i>
						CONTROL CERTIFICATION
						282-1729
						LAMBERT COORDINATES
						16542 - B
STATUS						

Passed and adopted by the Council of The City of San Diego on JAN 21 1986,
by the following vote:

Councilmen	Yeas	Nays	Not Present	Ineligible	
Abbe Wolfsheimer	<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 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"/>	
Judy McCarty	<input checked="" 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	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	VACANT

AUTHENTICATED BY:

ED STRUIKSMA
Deputy Mayor of The City of San Diego, California.

CHARLES G. ABDELNOUR
City Clerk of The City of San Diego, California.

By Barbara Butler, Deputy.

(Seal)

Office of the City Clerk, San Diego, California

Resolution Number R-264862 Adopted JAN 21 1986