

(R-86-1484)

RESOLUTION NUMBER R- 265120

ADOPTED ON FEB 24 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 owners have requested the vacation of the east to west alley and the southerly 180 feet of the north to south alley within Block 22 of Normal Heights, Map 985, 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 the east to west alley and the southerly 180 feet of the north to south alley within Block 22 of Normal Heights, Map 985, as more particularly shown on Drawing No. 15968-B on file in the office of the City Clerk as Document No. RR-265120, 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.

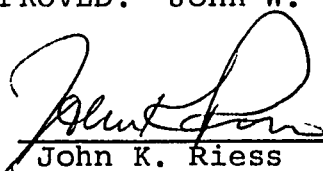
3. That The City of San Diego hereby reserves and excepts the right, from vacation and abandonment, easements, and rights

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 the east to west alley in Block 22 of Normal Heights, Map 985, vacated by this document and as more particularly shown on Drawing No. 15968-B on file in the office of the City Clerk as Document No. RR-265120 -!

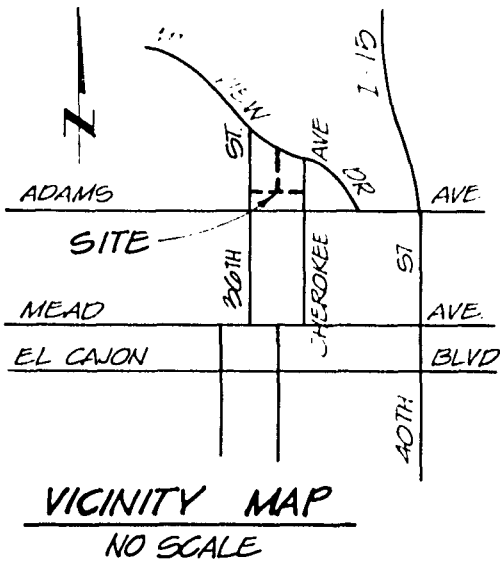
5. That the City Clerk shall cause a certified copy of this resolution, with drawing, attested by him under seal, to be recorded in the office of the County Recorder.

APPROVED: John W. Witt, City Attorney

By 
John K. Riess
Deputy City Attorney

JKR:mem
02/06/86
Or.Dept:E&D
SA:82-534
WO:120232
Dwg:15968-B
R-86-1484
Form=r.sumv3

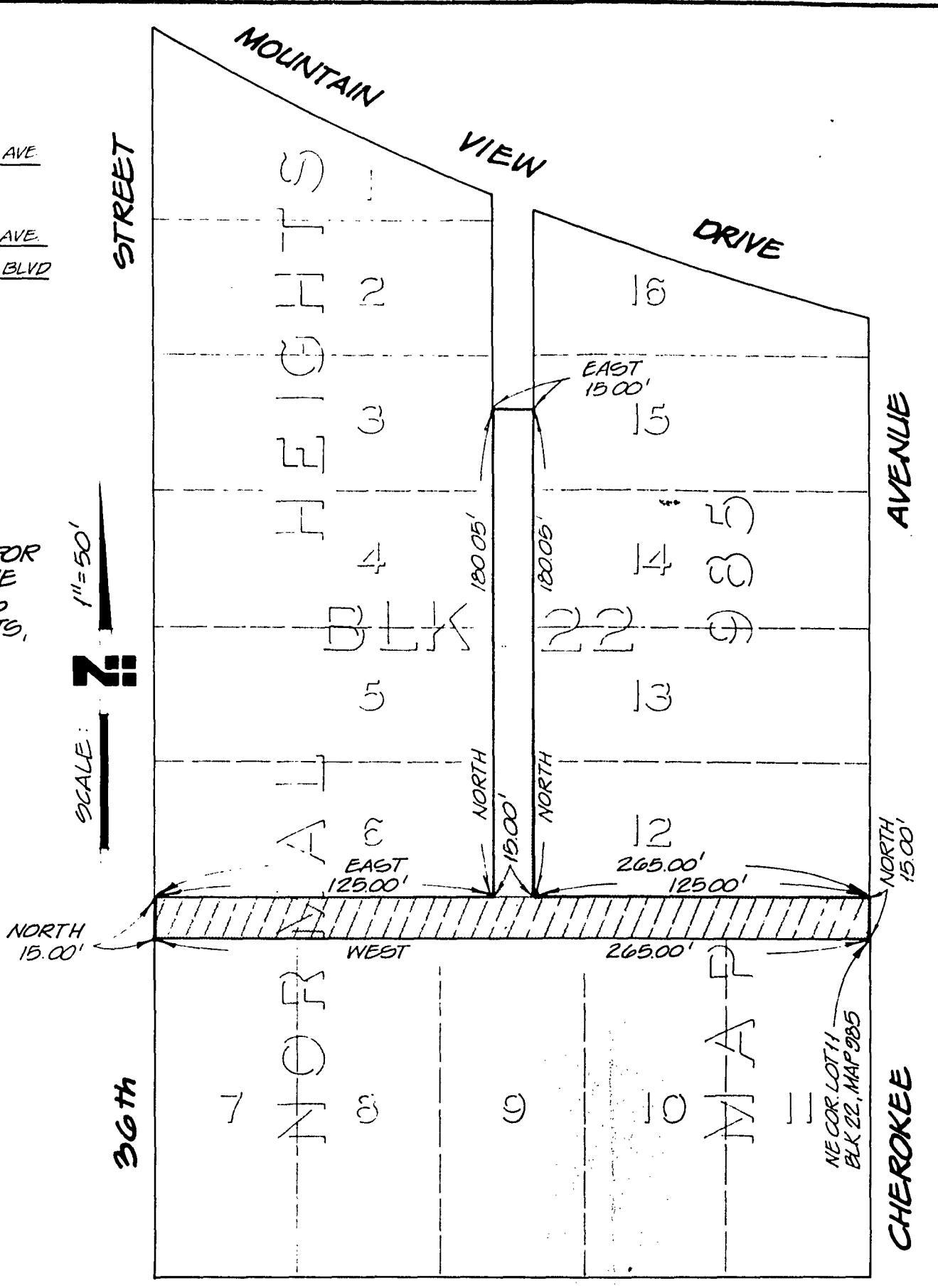
R- 265120



BASIS OF BEARINGS
THE BASIS OF BEARINGS FOR THIS PLAT IS THE WEST LINE OF CHEROKEE AVENUE, AS SHOWN ON NORMAL HEIGHTS, MAP 985, I.E. NORTH.

REFERENCE DWG.
MAP 985

P.C.D. NO. 82-0597



LEGEND

- ALLEY VACATED SHOWN THIS AREA OF VACATION: 0.153 AC.
- GENERAL UTILITY EASEMENT RESERVATION SHOWN THIS AREA OF RESERVATION: 0.091 AC.

GEORGE S. NOLTE & ASSOCIATES
9455 RIDGEHAVEN CT.
SAN DIEGO, CA. 92123
(619) 278-9392.
Stuart Peace 7.3.83
STUART PEACE, RCE 27232 DATE

DOCUMENT NO. **RR-265120-1**
FILED **FEB 24 1986**
OFFICE OF THE CITY CLERK
SAN DIEGO, CALIFORNIA

ALLEY VACATION AND GENERAL UTILITY EASEMENT RESERVATION

IN BLOCK 22 OF NORMAL HEIGHTS, MAP 985

	CITY OF SAN DIEGO, CALIFORNIA	SA 82-534 120232
	<i>George S. Nolte</i> FOR CITY ENGINEER	<i>Stuart Peace</i> 6-13-84
		218-1733
		15968 - B

FEB 24 1986

Passed and adopted by the Council of The City of San Diego on ,
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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 .

(Seal)

By *Charles G. Abdelnour*, Deputy.

Office of the City Clerk, San Diego, California

Resolution **R-265120** Adopted **FEB 24 1986**
Number Adopted

RECEIVED
CITY CLERK'S OFFICE
1986 FEB 12 PM 2:49
SAN DIEGO, CALIF.

FEB 12 1986

C1398

FEB 12 1986