

(R-86-1910)

RESOLUTION NUMBER R- 266386

ADOPTED ON AUG 12 1986

VACATION OF WILLOW CREEK ROAD WEST OF BUSINESS PARK AVENUE AND ADJACENT TO PARCEL 1 OF PARCEL MAP 4763, LOT 20 SCRIPPS MIRAMAR RANCH BUSINESS PARK MAP 7960, AND LOT 2 AND 24 OF SCRIPPS RANCH BUSINESS PARK MAP 8887.

WHEREAS, it is proposed that a portion of Willow Creek Road west of Business Park Avenue be vacated; and

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

WHEREAS, there is no present or prospective use for the street either for the public street system for which the right-of-way was originally acquired or for any other public use of a like nature that can be anticipated in that the right-of-way is not needed for public street, bikeway, or open space purposes; and

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

WHEREAS, the vacation or abandonment is not inconsistent with the General Plan or an approved Community Plan; and

WHEREAS, it is necessary and desirable that the vacation be conditioned upon recordation of Parcel Map T.M. 84-0677 for the affected parcels; and

WHEREAS, the public street system for which the right-of-way was originally acquired will not be detrimentally affected by this vacation; NOW, THEREFORE,

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

1. That the portion of Willow Creek Road west of Business Park Avenue, as more particularly referred to in Resolution of Intention No. R- 265605, adopted by the Council on MAY 5 1986, is not necessary for present or prospective public street purposes.

2. That the portion of Willow Creek Road west of Business Park Avenue, as more particularly shown on Drawing No. 16586-B, on file in the office of the City Clerk as Document No. RR- 265605, which said drawing is attached hereto and made a part hereof, be and the same is hereby ordered vacated.

3. 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 an 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.

4. That The City of San Diego hereby reserves and excepts the right, from vacation and abandonment, easement, 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.

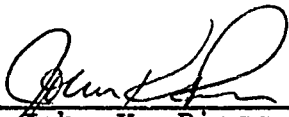
5. That the easements reserved herein are in, under, over, upon, along and across that portion of Willow Creek Road, vacated by this Document and as more particularly shown on Drawing No. 16586-B, on file in the office of the City Clerk as Document No. RR- 265605.

6. That the resolution shall not become effective unless and until a final parcel map pursuant to tentative Parcel Map T.M. 84-0677, is approved and recorded. In the event the final map is not approved by September 17, 1988, this resolution shall become void and be of no further force or effect.

7. That the City Engineer shall advise the City Clerk of the approval of the aforementioned parcel map has been completed, and

that the City Clerk shall then cause a certified copy of this resolution, attested by him under seal, with drawings, 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
04/07/86
Or.Dept:E&D
SA:85-556
WO:84-0677
DWG:16586-B
R-86-1910
Form=r.stve

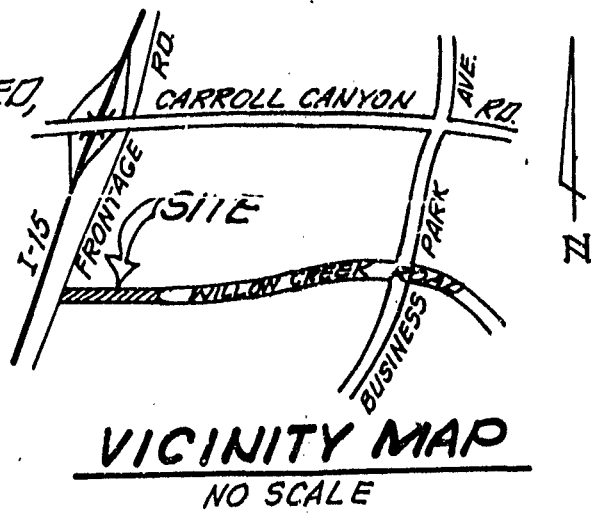
LEGEND

 INDICATES PORTION OF WILLOW CREEK ROAD VACATED, AND RESERVING THEREON AN EASEMENT FOR GENERAL UTILITY PURPOSES.

BASIS OF BEARINGS

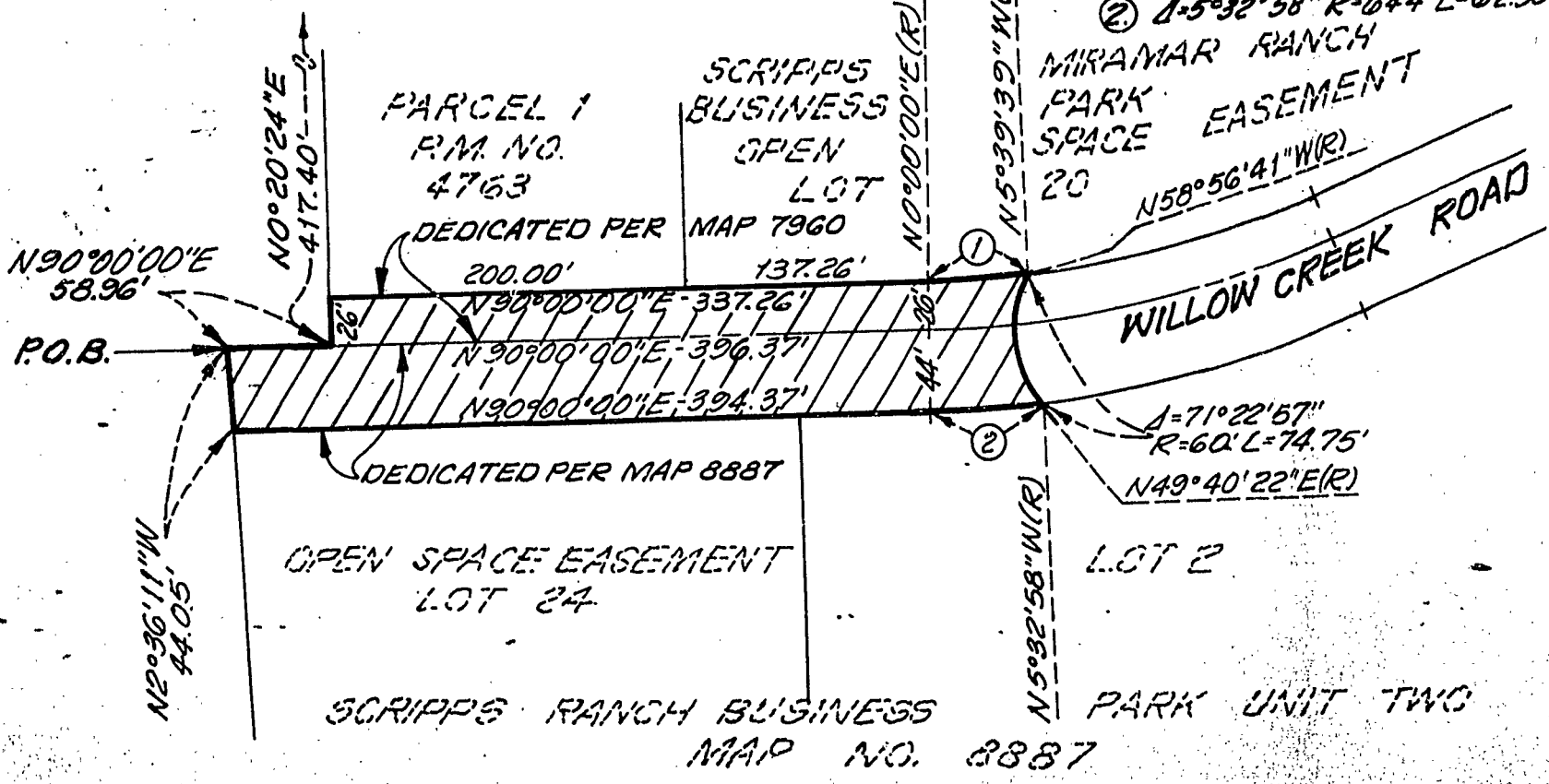
THE BASIS OF BEARINGS FOR THIS PLAT IS A PORTION OF THE SOUTHERLY SUBDIVISION BOUNDARY LINE OF SCRIPPS MIRAMAR RANCH BUSINESS PARK, MAP NO. 7960 AND IN WILLOW CREEK ROAD, I.E. N67°36'42" E.

AREA OF VACATION : 0.684 ACRES



DATA

- ① $A=5^{\circ}39'39''$ $R=574'$ $L=56.71'$
- ② $A=5^{\circ}32'58''$ $R=644'$ $L=62.38'$



MELIX ENGINEERING SERVICE
 CIVIL ENGINEERING - LAND PLANNING
 723 SANTA CAMELIA DRIVE
 SOLANA BEACH, CALIF. 92078
Frank B. Finney
 FRANK B. FINNEY, R.C.E. 10108 481-8874
 EXPIRES 12/30/88 2-14-86

DOCUMENT NO. RP-265605
 FILED MAY 5 1986
 OFFICE OF THE CITY CLERK
 SAN DIEGO, CALIFORNIA

STREET VACATION: PORTION OF WILLOW CREEK ROAD IN SCRIPPS MIRAMAR RANCH BUSINESS PARK, MAP NO. 7960 AND SCRIPPS RANCH BUSINESS PARK, UNIT NO. 2 MAP NO. 8887 (FOR TENTATIVE PARCEL MAP NO. 84-0677.)
 GENERAL UTILITY EASEMENT RESERVATION.

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA	T.M. NO. 84-0677
ORIGINAL					SHEET 1 OF 1 SHEET	W.O. NO 840677 SA 85-556
					<i>Ralph C. Adams</i> FOR CITY ENGINEER	Ralph C. Adams CONTROL CERTIFICATION
					DATE Feb. 27, 1986	268-1733
						LAMBERT COORDINATES

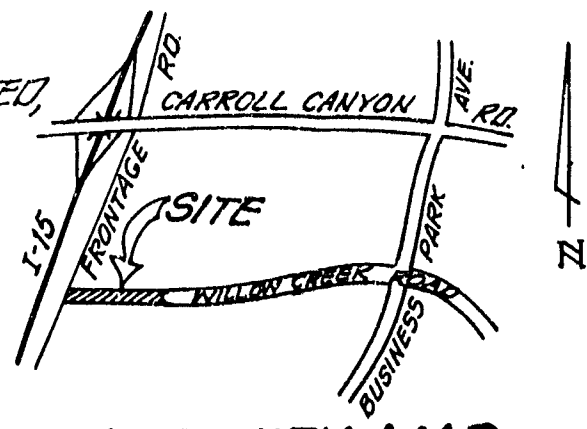
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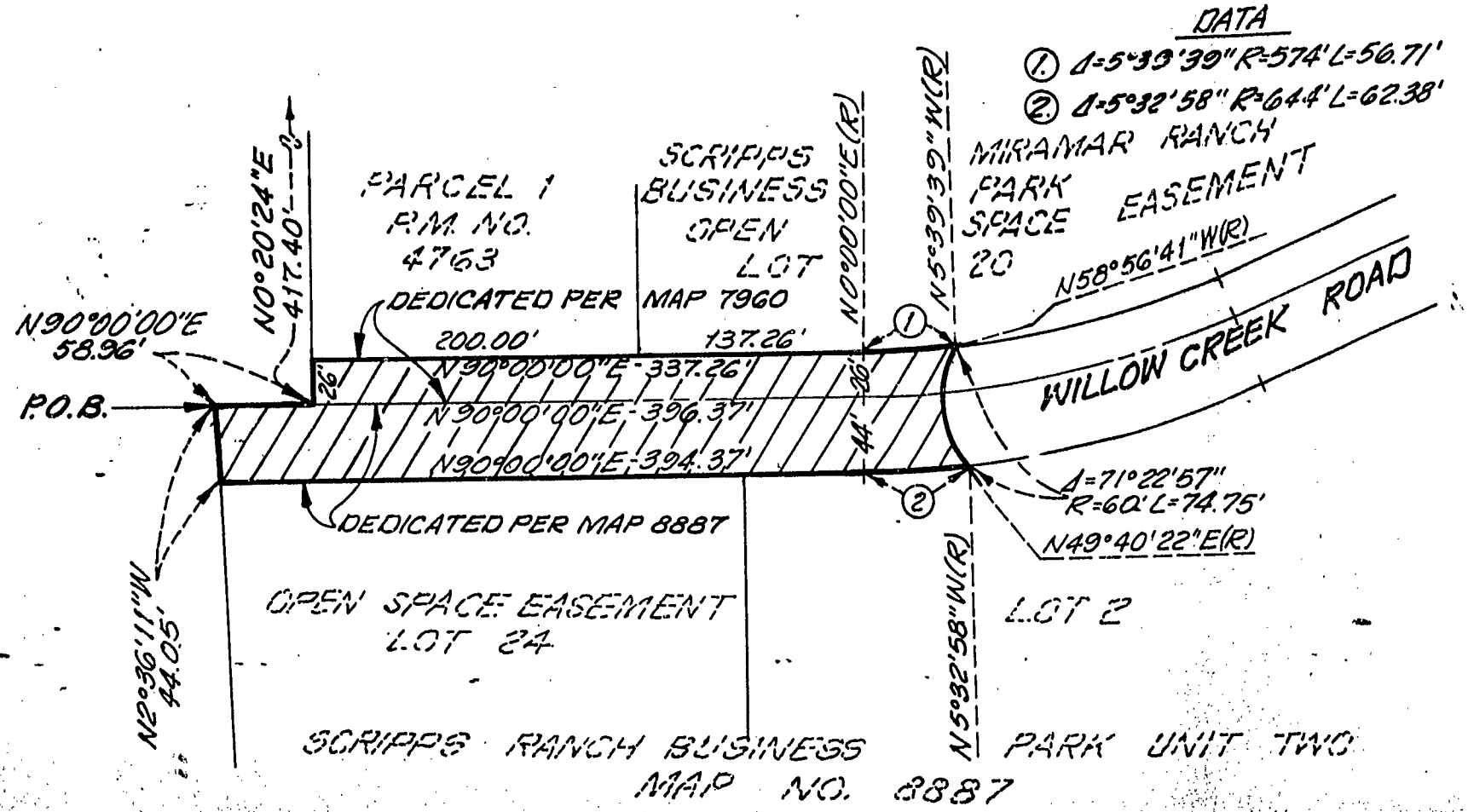
VICINITY MAP

NO SCALE



DATA

- ① $d=5^{\circ}39'39'' R=574' L=56.71'$
- ② $d=5^{\circ}32'58'' R=644' L=62.38'$



HELIX ENGINEERING SERVICE

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DOCUMENT NO. **RR265605**

FILED **MAY 5 1986**

OFFICE OF THE CITY CLERK
SAN DIEGO, CALIFORNIA

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					DATE	268-1733
						LAMBERT COORDINATES
						16586 - B

STATUS

#331a

AUG 12 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 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.

(Seal)

By: *Charles G. Abdelnour*, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number **R-266386** Adopted **AUG 12 1986**

RECEIVED
CITY CLERK'S OFFICE
1996 APR 23 AM 12: 26
SAN DIEGO, CALIF.

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