

(R-87-1218)

RESOLUTION NUMBER R- 267665

ADOPTED ON FEB 10 1987

VACATION OF PECK PLACE EAST OF COLLEGE AVENUE.

WHEREAS, it is proposed that Peck Place east of College 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, those properties adjoining the street to be vacated will continue to have access; 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 Peck Place east of College Avenue, as more particularly referred to in Resolution of Intention No. R-267410, adopted by the Council on January 12, 1987, is not necessary for present or prospective public street purposes.

2. That Peck Place east of College Avenue, as more particularly shown on Drawing No. 16842-B, on file in the office of the City Clerk as Document No. RR-267410, 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 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 drainage facilities 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

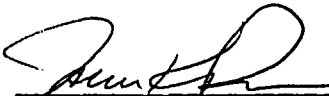
of privately owned pipelines. The City of San Diego shall have the right to permit the use of the easement or easements herein described by any public utility either by conveyance of the necessary right to so use or by permitting such utility to utilize such right under and pursuant to a franchise with The City of San Diego. The easement reserved herein is in, under, over, upon, along and across that portion of Peck Place east of College Avenue vacated by this document and as more particularly shown on Drawing No. 16842-B on file in the office of the City Clerk as Document No. RR- 267410 .

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 Peck Place east of College Avenue, vacated by this Document and as more particularly shown on Drawing No. 16842-B, on file in the office of the City Clerk as Document No. RR- 267410 .

6. 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.

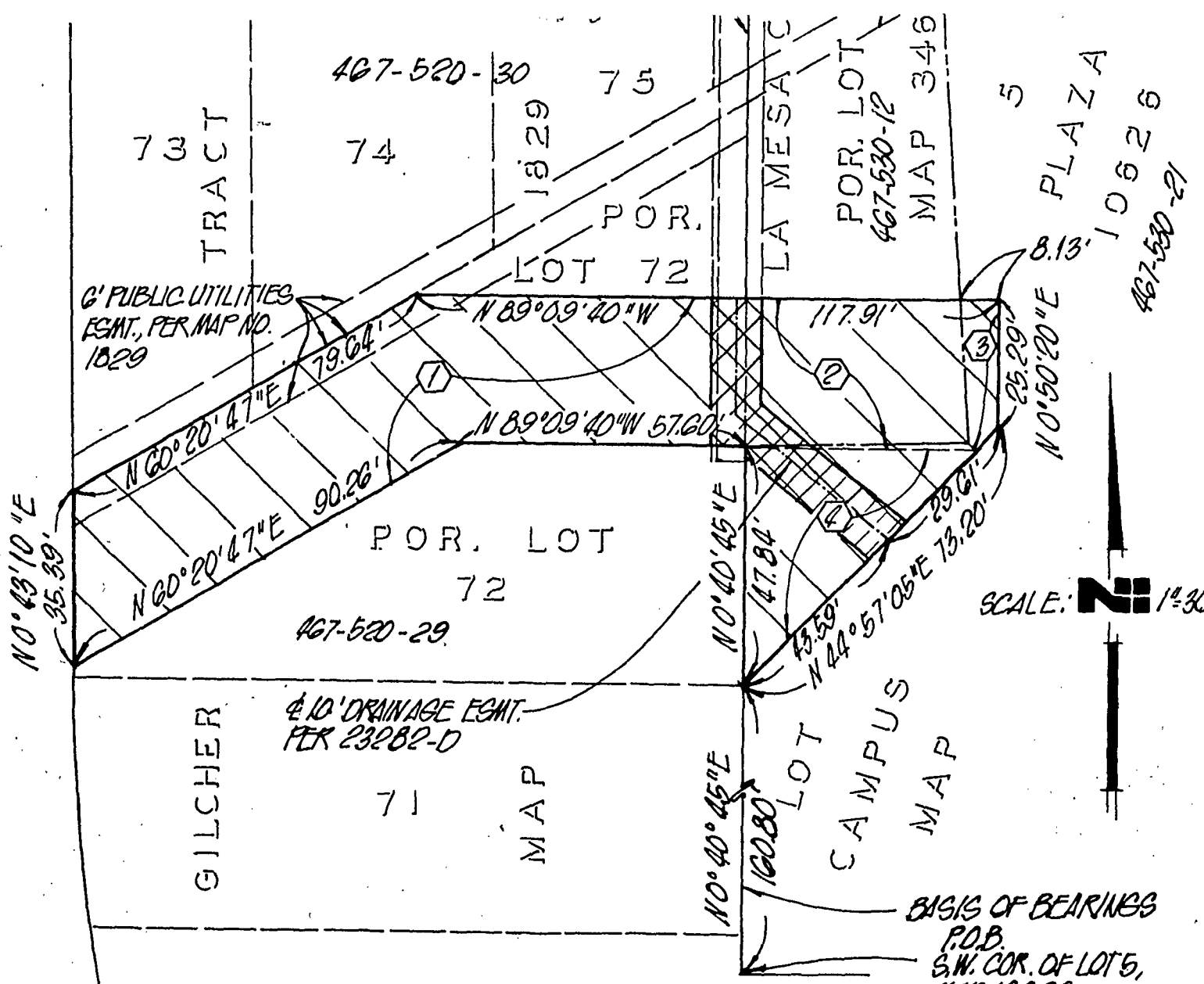
APPROVED: John W. Witt, City Attorney

By 

John K. Riess
Deputy City Attorney

JKR:mrh:221.1
12/10/86
Or.Dept:E&D
SA:86-539
WO:120232
DWG:16842-B
R-87-1218
Form=r.stve

COLLEGE AVENUE



SCALE: 1"=30'

REFERENCE DRAWINGS

3280-1-B, 3797-B, 15811-B, 5585-B,
CITY FIELD NOTES W.O. 32531, MAP 346,
MAP 1829, MAP 10626,
23282-D.

- ① DEDICATED PER BOOK 2460, PAGE 294, RECORDED 7-24-47, O.R.
- ② DEDICATED PER BOOK 3613, PAGE 430, RECORDED 5-9-50, O.R.
- ③ DEDICATED PER BOOK 3879, PAGE 406, RECORDED 11-29-50, O.R.
- ④ DEDICATED PER MAP 10626, RECORDED 4-20-83

BASIS OF BEARINGS

THE BASIS OF BEARINGS IS THE MOST WESTERLY LINE OF LOT 5, AS SHOWN ON CAMPUS PLAZA MAP NO. 10626, I.E. N 0°40'45"E.

PECK PLACE VACATED SHOWN THIS:

AREA OF VACATION: 0.103 AC.



VICINITY MAP

REFERENCE: MID CITY DEVELOPMENT PERMIT NO. P86-0488

NOLTE & ASSOC.
9755 CLAREMONT MESA BLVD.
SAN DIEGO, CA 92124 619-278-9392

James R. Hettinger 8-21-86
JAMES R. HETTINGER RCE 31756
REGISTRATION EXPIRES: 12-31-88

DOCUMENT NO. **RR-267410**

FILED JAN 12 1987
OFFICE OF THE CITY CLERK
SAN DIEGO, CALIFORNIA

STREET VACATION - PECK PLACE

IN LOT 6 OF LA MESA COLONY, MAP NO. 346, IN LOT 72 OF GILCHER TRACT, MAP NO. 1829, AND LOT 5 OF CAMPUS PLAZA, MAP NO. 10626.

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA	W.O. NO.
ORIGINAL					SHEET 1 OF 1 SHEETS	SA 86-539
					<i>J. F. McLaughlin</i> Nov. 7, 1986 CITY ENGINEER DATE	<i>Ralph C. Adams</i> CONTROL CERTIFICATION
						216-1749 LAMBERT COORDINATES
						16842 - B
						8604-86-12

00944

#330

FEB 10 1987

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

Council Members	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"/>
Celia Ballesteros	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Maureen O'Connor	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

MAUREEN O'CONNOR

Mayor of The City of San Diego, California.

CHARLES G. ABDELNOUR

City Clerk of The City of San Diego, California.

By *June A. Blackall* Deputy.

(Seal)

Office of the City Clerk, San Diego, California

Resolution Number *R-267665* Adopted **FEB 10 1987**