(R-87-2091)

RESOLUTION NUMBER R-_ 268489

ADOPTED ON JUN 2 1987

VACATION OF A PORTION OF ALBATROSS STREET NORTH OF UNIVERSITY PLACE; A PORTION OF UNIVERSITY PLACE EAST AND WEST OF ALBATROSS STREET; AND A PORTION OF THE NORTH/SOUTH ALLEY ADJACENT TO LOT 16 of BLOCK 3, MAP 1023.

WHEREAS, it is proposed that a portion of Albatross Street north of University Place; a portion of University Place east and west of Albatross Street; and a portion of the north/south alley adjacent to Lot 16 of Block 3, Map 1023 be vacated; and

WHEREAS, in connection with said vacation, the City desires to reserve sewer and drainage 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 completion of a consolidation parcel map 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 Albatross Street north of University Place; a portion of University Place east and west of Albatross Street; and a portion of the north/south alley adjacent to Lot 16 of Block 3, Map 1023 as more particularly referred to in Resolution of Intention No. R-268185, adopted by the Council on April 27, 1987 is unnecessary for present or prospective public street purposes.
- 2. That a portion of Albatross Street north of University Place; a portion of University Place east and west of Albatross Street; and a portion of the north/south alley adjacent to Lot 16 of Block 3, Map 1023, as more particularly shown on Drawing No. 23437-D on file in the office of the City Clerk as Document No. RR-268185, 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, sewer and 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 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 easements reserved herein is in, under, over, upon, along, and across that portion of Albatross Street north of University Place and a portion of University Place east and west of Albatross Street, vacated by this document and as more particularly shown on Drawing No. 23437-D on file in the office of the City Clerk as Document No. RR-268185
- 5. That the resolution shall not become effective unless and until the consolidation parcel map for the effected parcels has been recorded in the office of the County Recorder. In the event the consolidation parcel map is not recorded within three (3) years from the adoption of this resolution, this resolution shall become void and of no further force or effect.
- 6. That the City Engineer shall advise the City Clerk of the approval of the aforementioned consolidation parcel map, 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

John K. Riess

Deputy City Attorney

JKR:mrh:221.1

04/09/87

Or.Dept:E&D

SA:85-540

WO:120232

Dwg:23437-D

R-87-2091 Form=r.sumv3

LEGEND:

INDICATES UNIVERSITY PLACE & ALBATROSS STREET VACATED.

AREA = 0.832 ACRES

INDICATES SEWER EASEMENT RESERVED

INDICATES DRAINAGE EASEMENT RESERVED

BUILDING RESTRICTED EASEMENTS ACQUIRED SHOWN THUS:

INDICATES PARCEL 1

0.056 ACRES

INDICATES PARCEL 2

0.137 ACRES

INDICATES PARCEL 3

0.125 ACRES

INDICATES PARCEL 4

0.479 ACRES

REFERENCE DRAWINGS:

10337-4-D

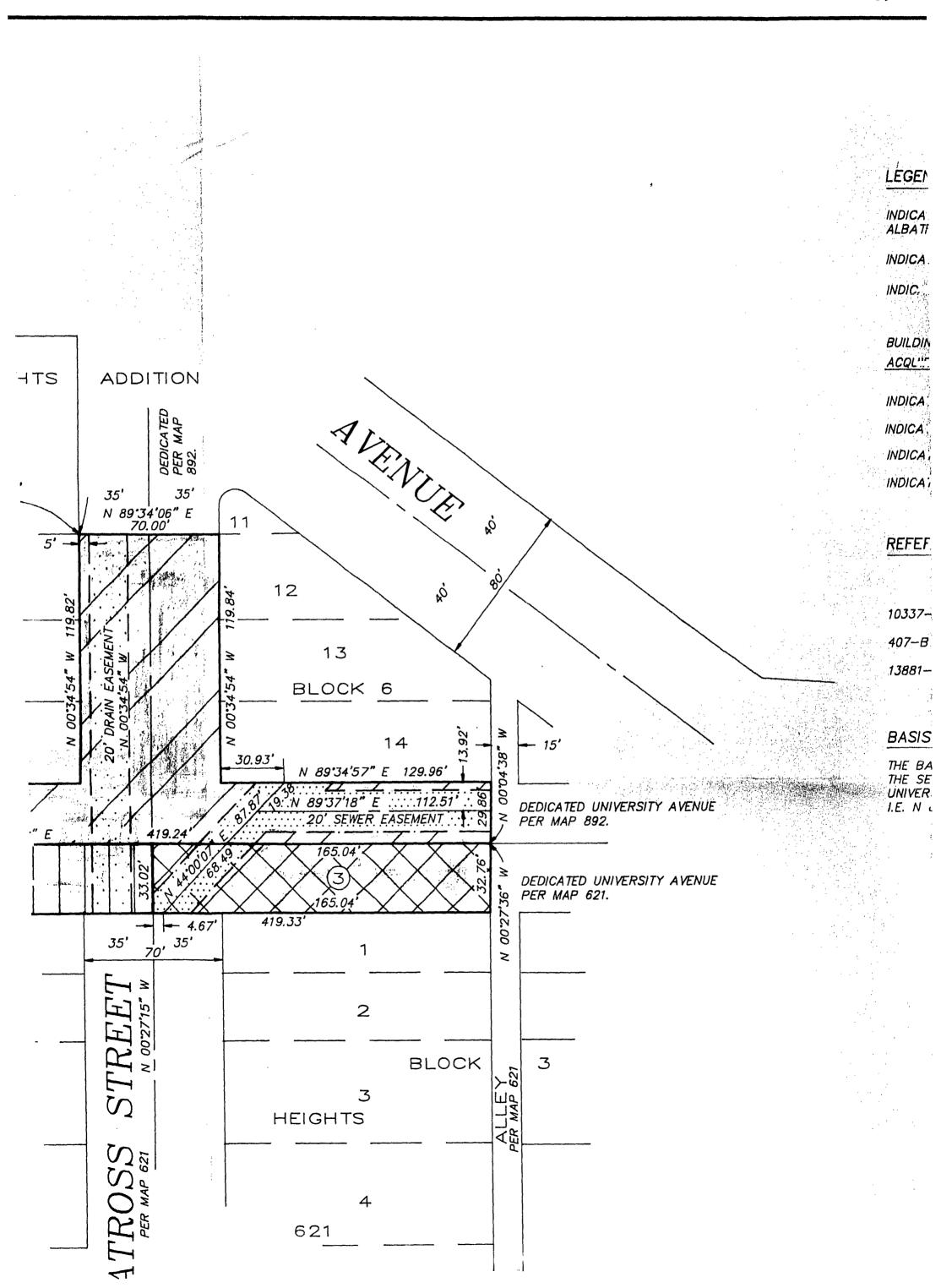
407-B

13881-2-L

BASIS OF BEARINGS

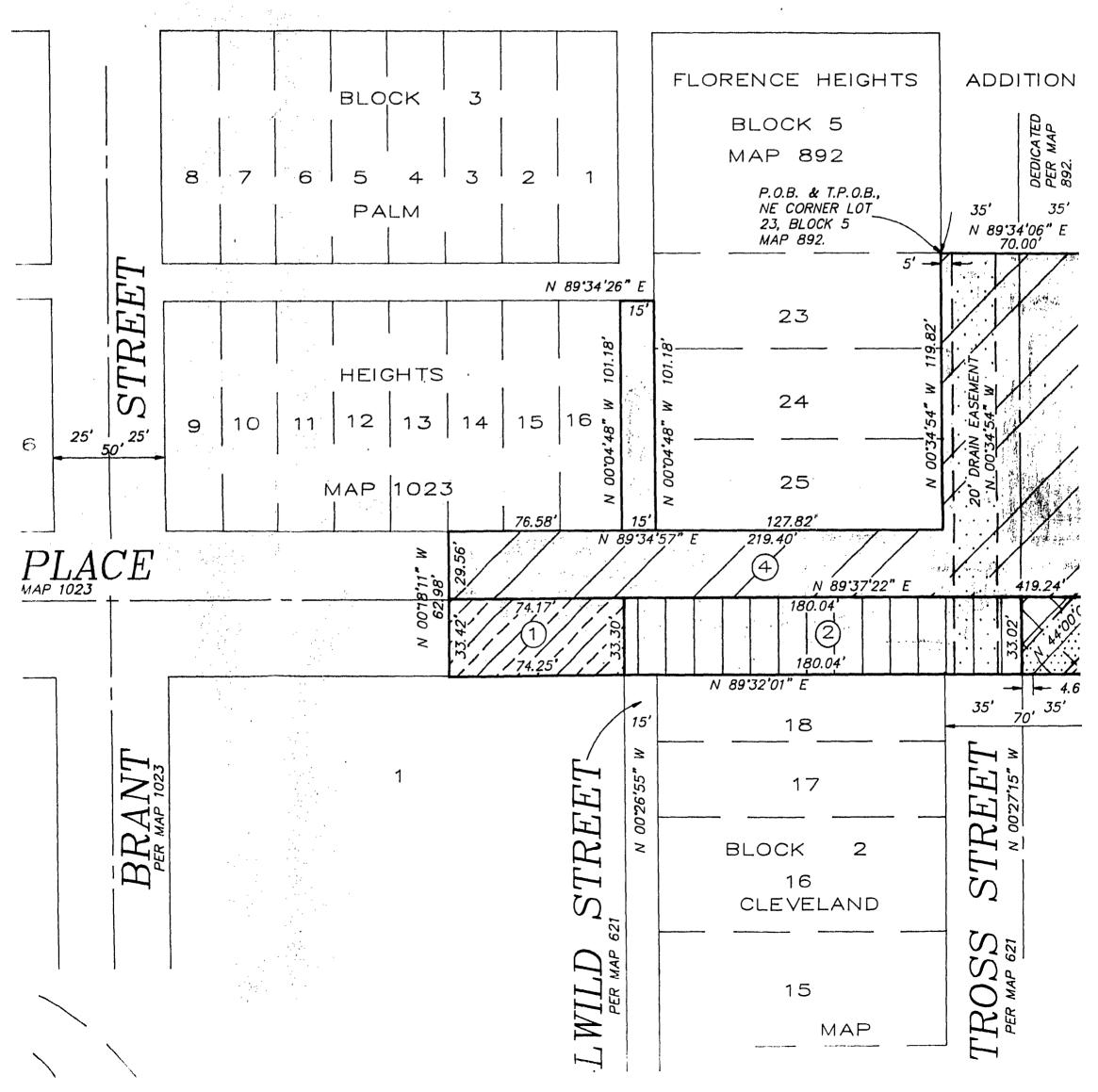
THE BASIS OF BEARINGS FOR THIS DRAWING IS
THE SEVEN FOOT (7') OFFSET LINE ON THE SOUTH LINE OF
LIE. N 89'32'35" E

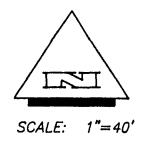
SHOWN ON PARCEL MAP NO. 136,

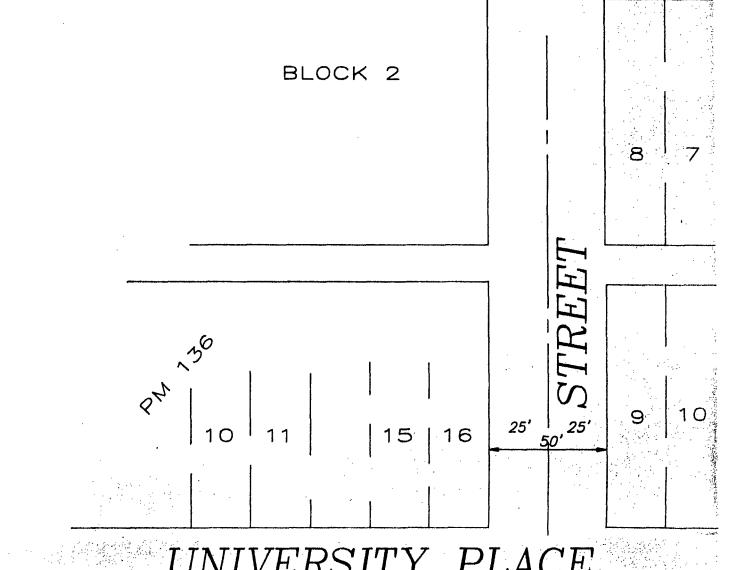


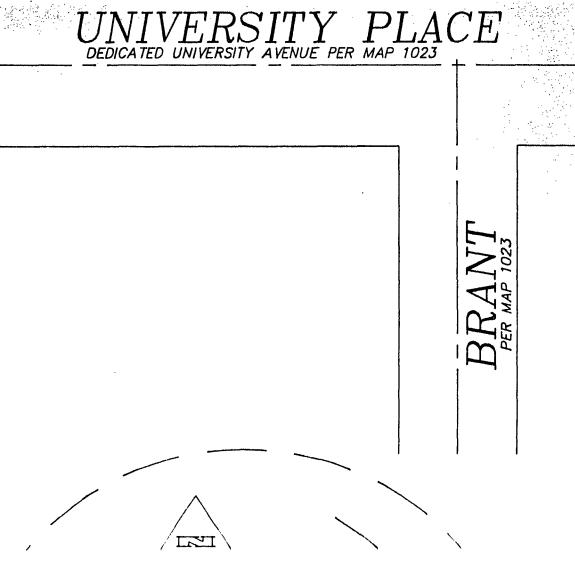
UNIVERSITY

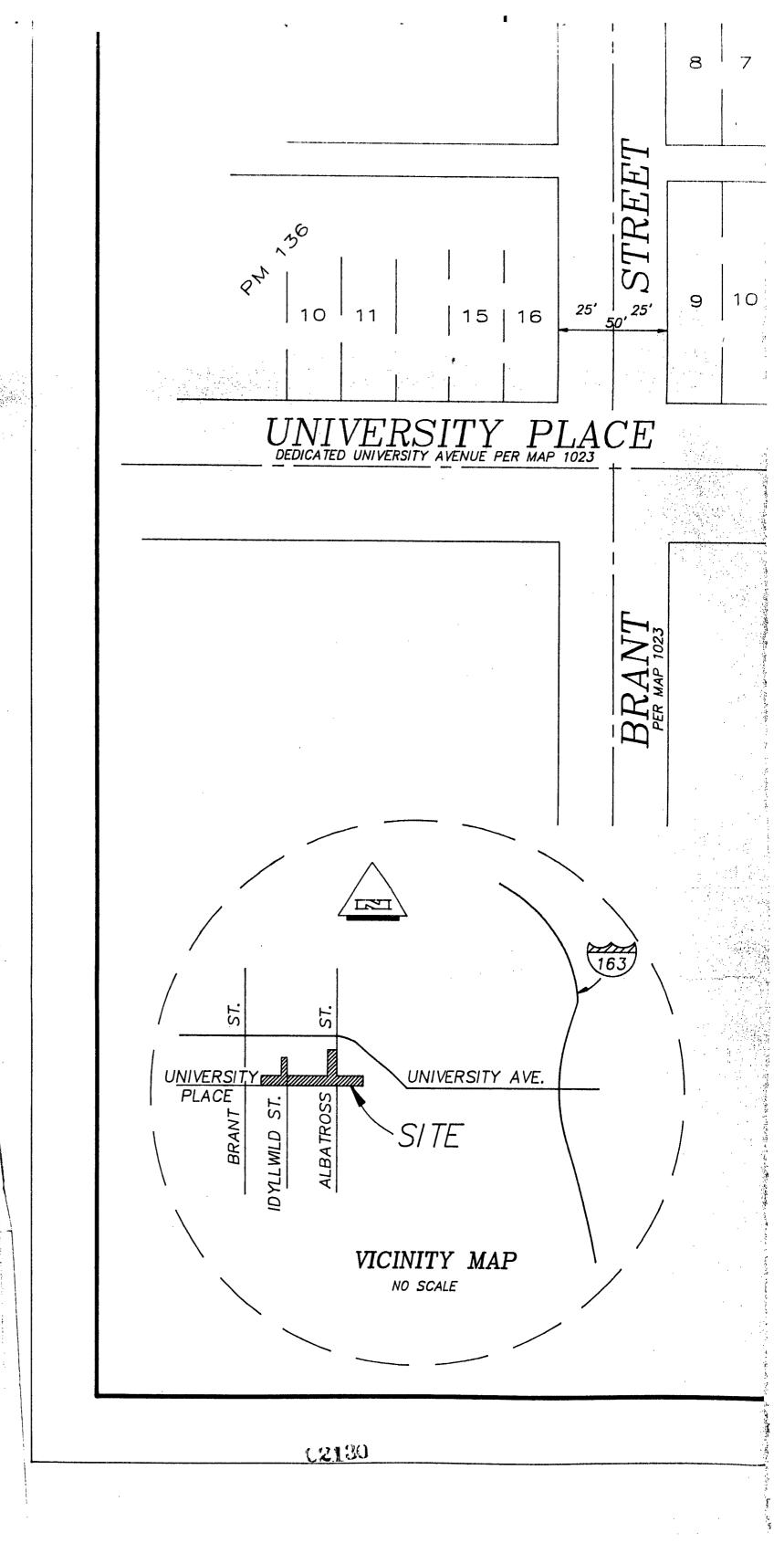
DEDICATED DOUGLAS STREET PER MAP 1023

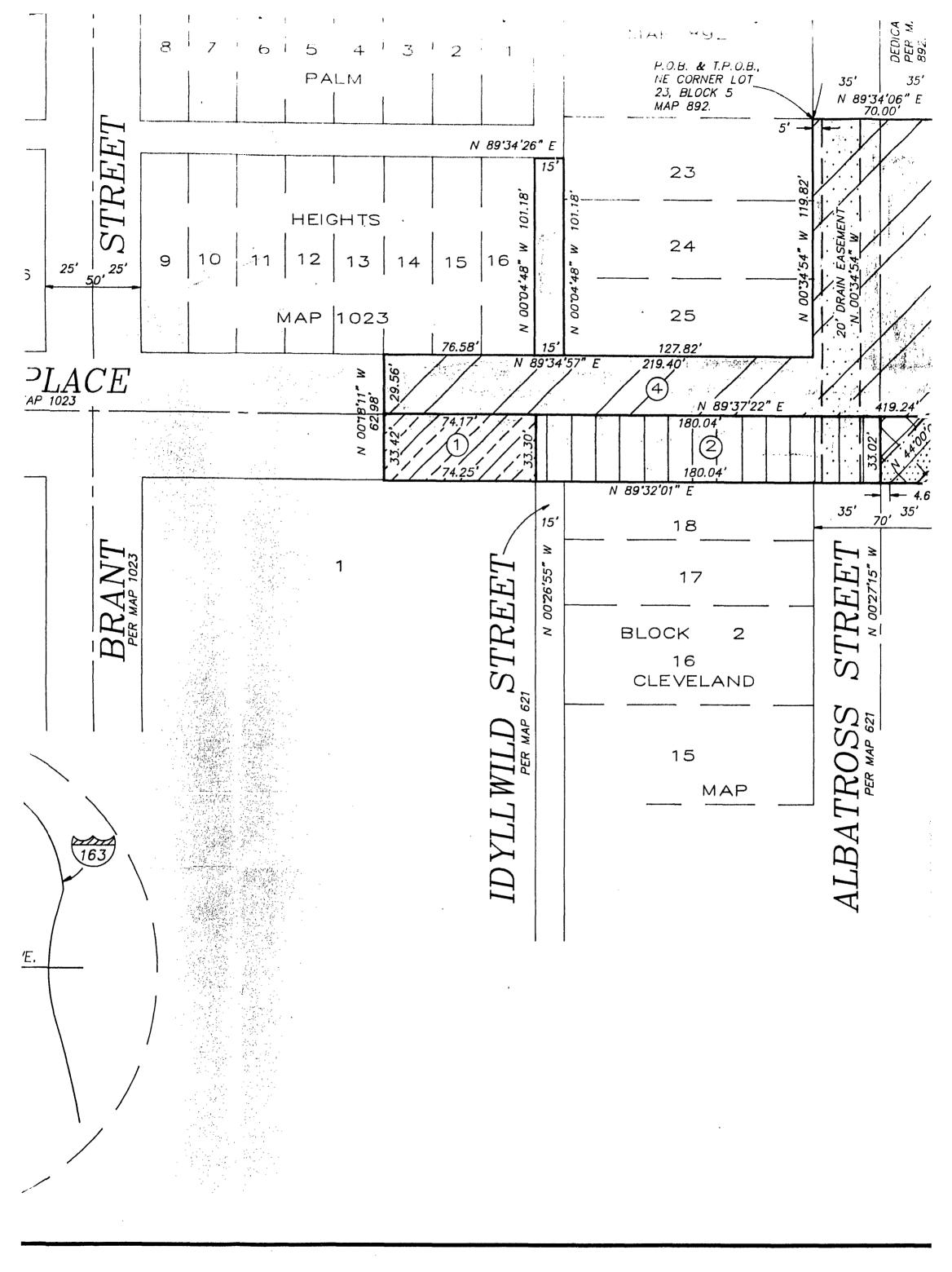


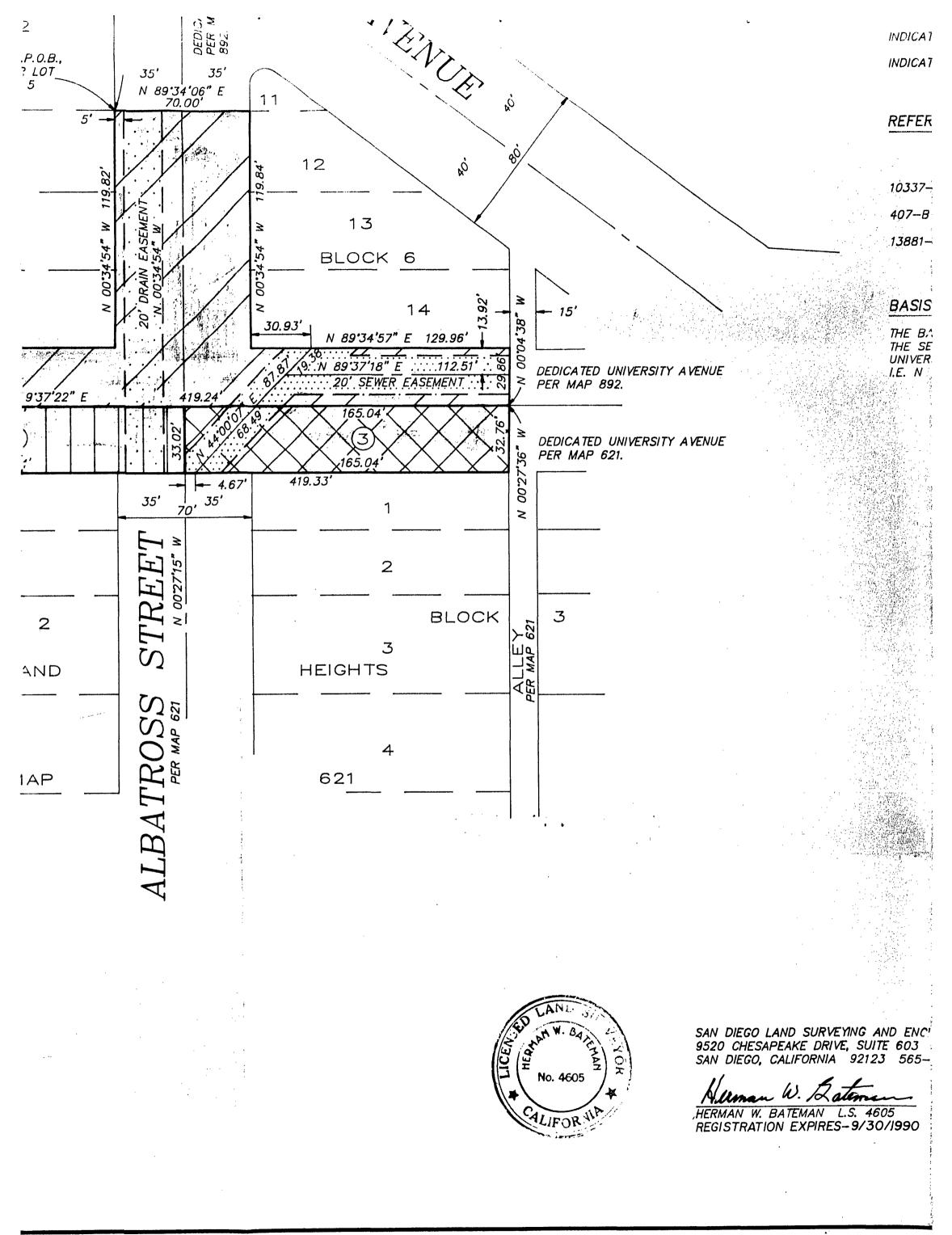












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10337-4-D

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13881-2-L

BASIS OF BEARINGS

THE BASIS OF BEARINGS FOR THIS DRAWING IS
THE SEVEN FOOT (7') OFFSET LINE ON THE SOUTH LINE OF
UNIVERSITY AVENUE AS SHOWN ON PARCEL MAP NO. 136,
I.E. N 89 32'35" E

POCUMENT NORK- 268185

OFFICE OF THE CITY CLERK
SAN DILGO, CALIFORNIA

LAND SURVEYING AND ENGINEERING, INC. APEAKE DRIVE, SUITE 603 CALIFORNIA 92123 565-8362

BATEMAN L.S. 4605 ION EXPIRES-9/30/1990

1-8-87

DATE

STREET VACATION —
ALBATROSS STREET NORTH OF UNIVERSITY PLACE, UNIVERSITY PLACE
EAST & WEST OF ALBATROSS STREET, THE NORTH/SOUTH ALLEY
ADJACENT TO LOT 16, BLOCK 3 OF MAP 1023 AND LOTS 23—25,
BLOCK 5 OF MAP 892. SEWER AND DRAINAGE EASEMENTS RESERVED.
BUILDING RESTRICTED EASEMENTS.

CITY OF SAN DIEGO, CALIFORNIA ENGINEERING DEPARTMENT SHEET 1 OF 1 SHEET					w.o. <u>120232</u> No. <u>SA 85-540</u>
J. H. Kurghlin Jun. 15, 1987 FOR CITY ENGINEER DATE					
DESCRIPTION	BY	APPROVED	DATE	FILMED	
ORIGINAL					
					Refor C. Adam 212-1717
					LAMBERT COORDINATES
CONTRACTOR DATE STARTED INSPECTOR DATE COMPLETED					23437-D

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Passed and adopted by the Council of Th	JUN 2 1987
by the following vote:	ic Oil, of Sun Diego of
Council Members Abbe Wolfsheimer Bill Cleator Gloria McColl William Jones Ed Struiksma Mike Gotch Judy McCarty Celia Ballesteros Mayor Maureen O'Connor	Yeas Nays Not Present Ineligible
AUTHENTICATED BY: (Seal)	MAUREEN O'CONNOR Mayor of The City of San Diego, California. CHARLES G. ABDELNOUR City Clerk of The City of San Diego, California. B. Jule La Blackell, Deputy.
	Office of the City Clerk, San Diego, California
	Resolution 268489 Adopted JUN 2 1987

CC-1276 (Rev. 12-86)