

(R-88-1619)

RESOLUTION NUMBER R- 270436

ADOPTED ON FEB 29 1988

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 excess right-of-way no longer required for street or highway purposes; 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 southerly excess portions of Poway Road east of Sabre Springs Parkway adjacent to the Creekview South Subdivision (TM 86-0519), 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 southerly excess portions of Poway Road east of Sabre Springs, adjacent to Creekview South (TM 86-0519), as more

particularly shown on Drawing No. 23954-D, on file in the office of the City Clerk as Document No. RR-270436-1, 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 Poway Road indicated as Parcel A, vacated by this document and as more particularly shown on Drawing No. 23954-D, on file in the office of the City Clerk as Document No. RR- 270436./

5. That the resolution shall not become effective unless and until the final map for Creekview South (TM 86-0519) has been approved by Council action and completion of the required land sale. In the event that the final map and land sale are not approved within three years after 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 subdivision and land sale when they have been completed, accepted, 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:wk:221.1
02/09/88
Or.Dept:E&D
SA:87-525
WO:860519
Dwg:23954-D
R-88-1619
Form=r.sumv3

202
A (A-F)

Passed and adopted by the Council of The City of San Diego on **FEB 29 1988**,
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"/>
Ron Roberts	<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"/>
H. Wes Pratt	<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"/>
J. Bruce Henderson	<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"/>
Bob Filner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Maureen O'Connor	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

MAUREEN O'CONNOR
Mayor of The City of San Diego, California.

(Seal)

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

By *June A. Blackwell*, Deputy.

Office of the City Clerk, San Diego, California	
Resolution Number R-270436	Adopted FEB 29 1988

RECEIVED
CITY CLERK'S OFFICE

1988 FEB 17 PM 3:26

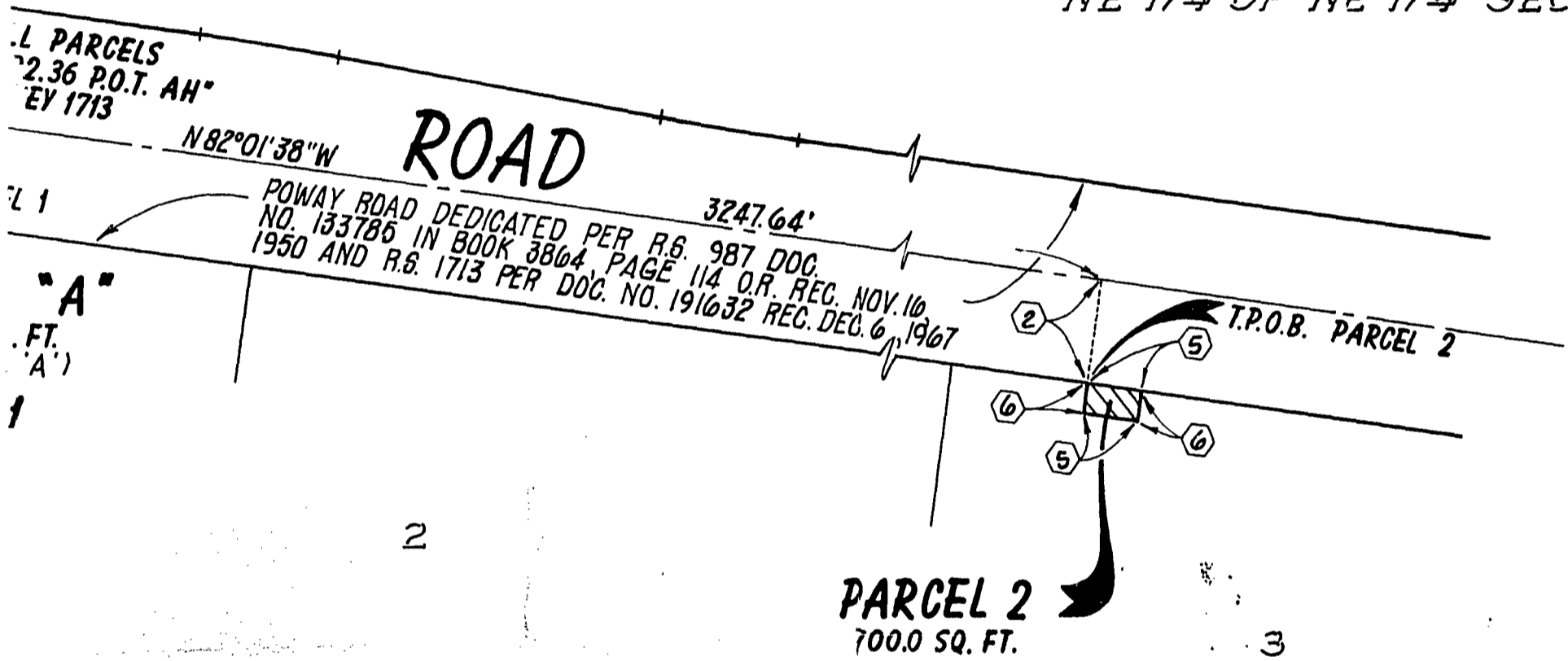
SAN DIEGO, CALIF.

FEB 17 1988

NW 1/4 NE 1/4 SEC. 21 T.14S. R.2W. S.B.M.

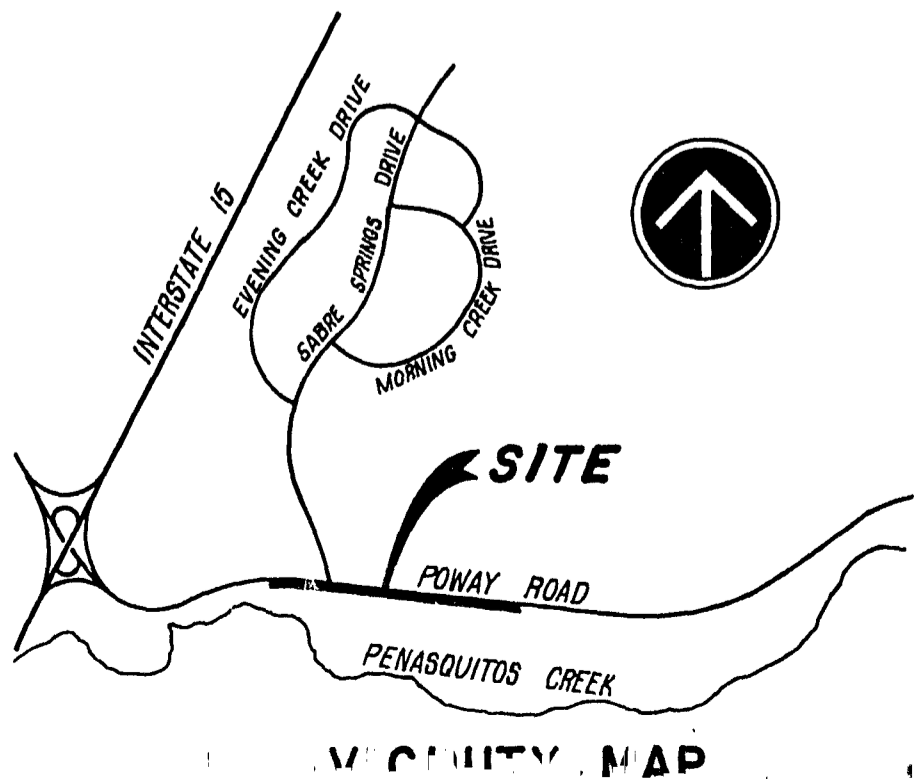
RTH CREEK AREAS 14 15 16 17 & 18
UNIT NO. 1 T.M. 85-0250

NE 1/4 OF NE 1/4 SEC. 21



PROPOSED CREEKVIEW SOUTH PARCELS
23 24 25 26 & 27 UNIT NO. 3
T.M. 86-0519

DATA CHART			
○	BEARING/Δ	R	D/L
1	N82°01'38"W		81.98'
2	N7°58'22"E		65.00'
3	N7°58'22"E		25.00'
4	N82°01'38"W		38.38'
5	N82°01'38"W		35.00'
6	N7°58'22"E		20.00'
7	N82°01'38"W		4.80'
8	N55°30'29"E		37.03'
9	N82°01'38"W		6.26'





SCALE: 1" = 100'

UNIT NO. 2

SABRE SPRINGS PARKWAY

(R.S. 1713)

NW 1/4 NE 1/4 SEC. 21 T.14S. R.2W.

PROPOSED NORTH CREEK AREAS 14 15 16 17 & 18
UNIT NO. 1 T.M. 85-0250

P.O.B. FOR ALL PARCELS
"STATION 33+92.36 P.O.T. AH"
PER ROAD SURVEY 1713

N82°01'38"W

ROAD

3247.64'

POWAY ROAD DEDICATED PER R.S. 987 DOC.
NO. 133785 IN BOOK 3864, PAGE 114 O.R. REC.
1950 AND R.S. 1713 PER DOC. NO. 191632 REC. DE.

T.P.O.B. PARCEL 1

PARCEL "A"
364.7 SQ. FT.
(SEE DETAIL "A")

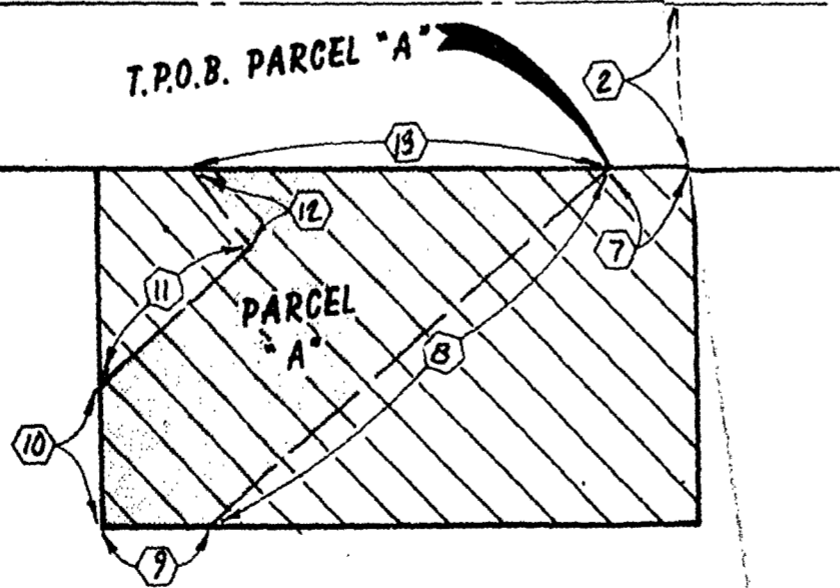
PARCEL 1
959.5 SQ. FT.

ELS
NO. 1

N 1/2 SEC. 21 T.14S. R.2W. S.B.M.

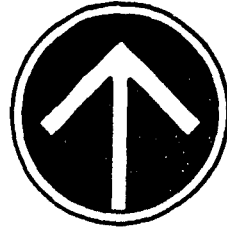
POWAY ROAD

T.P.O.B. PARCEL "A"



DETAIL "A"
NOT TO SCALE

DATA CHART		
POINT	BEARING/Δ	D/L
1	N82°01'38"W	81.98'
2	N7°58'22"E	65.00'
3	N7°58'22"E	25.00'
4	N82°01'38"W	38.38'
5	N82°01'38"W	35.00'
6	N7°58'22"E	20.00'
7	N82°01'38"W	4.80'
8	N55°30'29"E	37.03'



SCALE: 1" = 100'

N 1/2 NW 1/4 SEC. 21 T.14 S. R.2W. S.B.M.

PROPOSED NORTH CREEK AREAS 14 15 16 17 & 18 UNIT NO. 2
T.M. 85-0250

SABRE SPRINGS
PARKWAY

PRO

2

POWAY

(R.S. 1713)

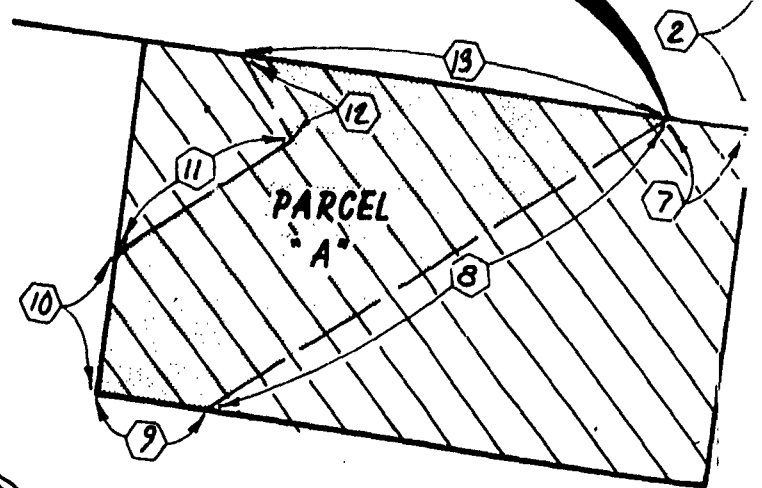
7

PROPOSED
CREEKVIEW SOUTH PARCELS
23 24 25 26 & 27 UNIT NO. 1
T.M. 86-0519

N 1/2 SEC. 21 T.14 S. R.2W. S.B.M.

POWAY
ROAD

T.P.O.B. PARCEL "A"



DETAIL 'A'
NOT TO SCALE

N 1/2 NW 1/4 SEC. 21 T.14 S. R. 1

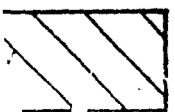
PROPOSED NORTH CREEK AREAS 14 1
T.M. 85-0250

2

PROP
CREEKVIEW SC
23 24 25 26

SECTION 20
SECTION 21

END



PORTION OF POWAY ROAD DEDICATED PER
DOC. NO. 191632 REC. 12-6-67 O.R. VACATED
SHOWN THUS

N 1/2 NW 1

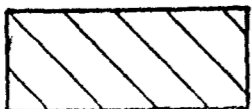
PROPOSED NORTH

2

SEC. 20 T.14S. R.2W. S.B.M.

SECTION 20
SECTION 21

LEGEND



PORTION OF POWAY ROAD DEDICATED PER
DCC. NO. 191632 REC. 12-6-67 O.R. VACATED
SHOWN THUS

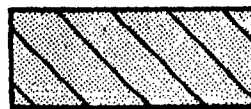
SEC. 20 T.14S. R.2W. S.B.1

SECTION 20
SECTION 21

LEGEND



PORTION OF POWAY ROAD DEDICATED PER
DOC. NO. 191632 REC. 12-6-67 O.R. VACATED
SHOWN THUS



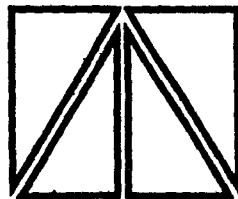
INDICATES DRAINAGE EASEMENT
RESERVATION SHOWN THUS



REFERENCE DR

R.S. 1713, R.S. 987, 20614-
22019-D

ENGINEER OF WORK



RICK ENGINEERING COMPANY

CIVIL ENGINEERS · PLANNING CONSULTANTS · SURVEYORS
5820 FRIARS ROAD SAN DIEGO, CALIFORNIA 92110 (619) 291-0707
3088 PIO PICO DRIVE CARLSBAD, CALIFORNIA 92008 (619) 729-4987
365 S. RANCHO SANTA FE RD. SAN MARCOS, CA. 92069 (619) 744-4800

Jerald L. Van Ert

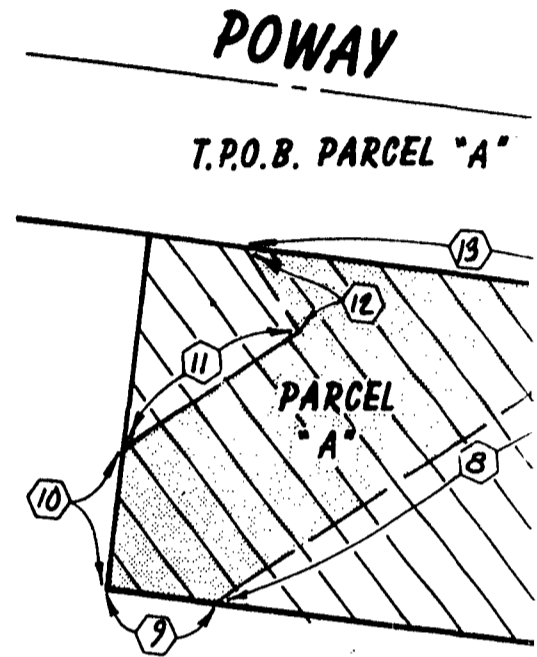
JERALD L. VAN ERT R.C.E. 20984

6-11-87

DATE

7
 PROPOSED
 CREEKVIEW SOUTH PARCELS
 23 24 25 26 & 27 UNIT NO. 1
 T.M. 86-0519

N 1/2 SEC. 21 T.14 S. R. 2



DETAIL
 NOT TO SCALE

REFERENCE DRAWINGS

R.S. 1713, R.S. 987, 20614-D, 20709-D,
 22019-D

BASIS OF BEARINGS

THE BASIS OF BEARINGS FOR THIS
 DRAWING IS THE CENTERLINE OF
 R.S. 1713 (POWAY ROAD) I.E. N82°01'38"W

STRE:

PARCEL 1
 PARCEL 2

OF WORK

DRAINAGE EASEMENT RESERVATION AREAS

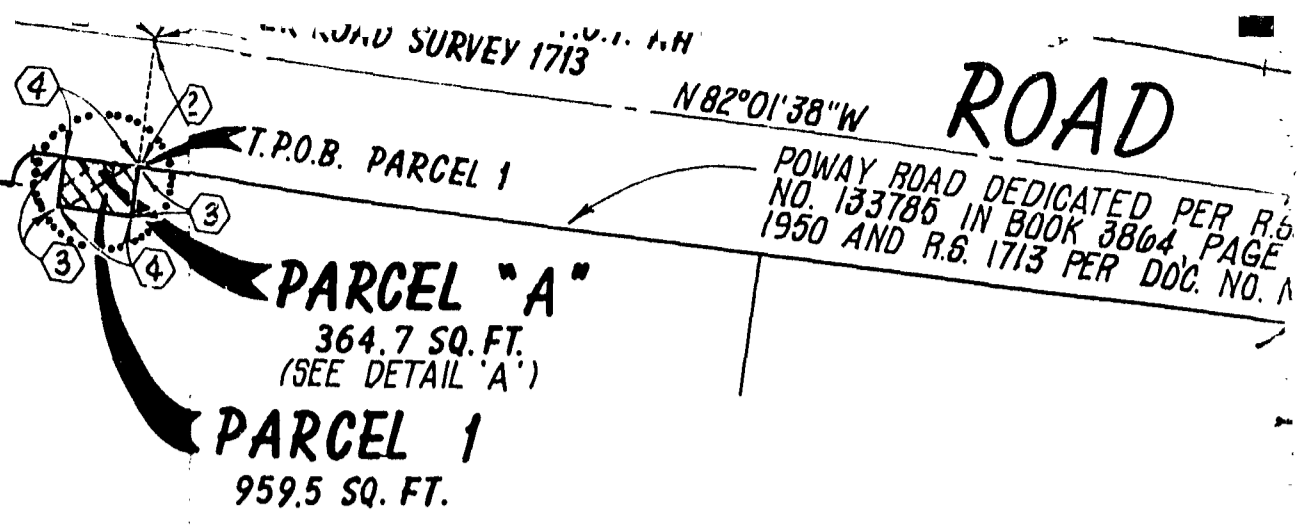
PARCEL "A" 0.008 ACRES

LAND

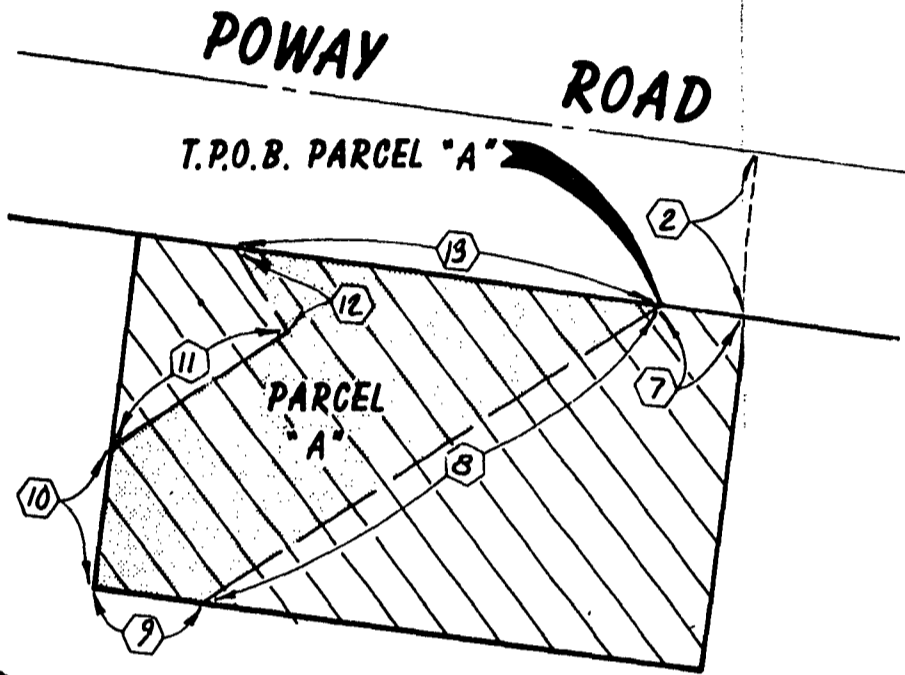
PARCEL 1
 PARCEL 2

ent
 : ERT R.C.E. 20984 6-11-87
 DATE

7
 SED
 H PARCELS
 7 UNIT NO. 1
 86-0519



N 1/2 SEC. 21 T. 14 S. R. 2 W. S.B.M.



DETAIL 'A'
 NOT TO SCALE

DATA CHART			
○	BEARING/Δ	R	D/L
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8	N55°30'29"E		37.03'
9	N82°01'38"W		6.26'
10	N7°58'22"E		7.83'
11	N55°30'29"E		17.62'
12	N34°29'31"W		7.16'
13	N82°01'38"W		25.41'

BASIS OF BEARINGS

THE BASIS OF BEARINGS FOR THIS DRAWING IS THE CENTERLINE OF R.S. 1713 (POWAY ROAD) I.E. N82°01'38"W

STREET VACATION AREAS

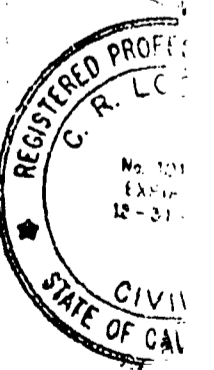
PARCEL 1 0.022 ACRES
 PARCEL 2 0.016 ACRES

EMENT RESERVATION AREAS

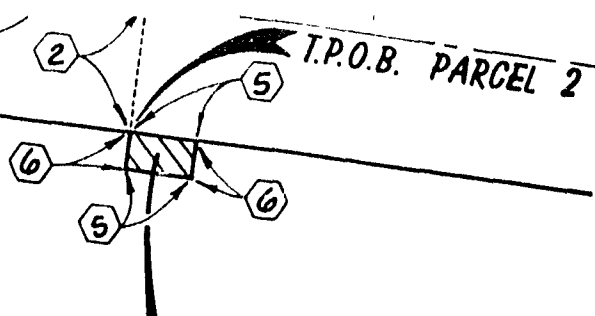
ES

LAND SALES AREAS

PARCEL 1 0.022 ACRES
 PARCEL 2 0.016 ACRES



FILED NOV. 10 1967
 REC. DEC. 6 1967



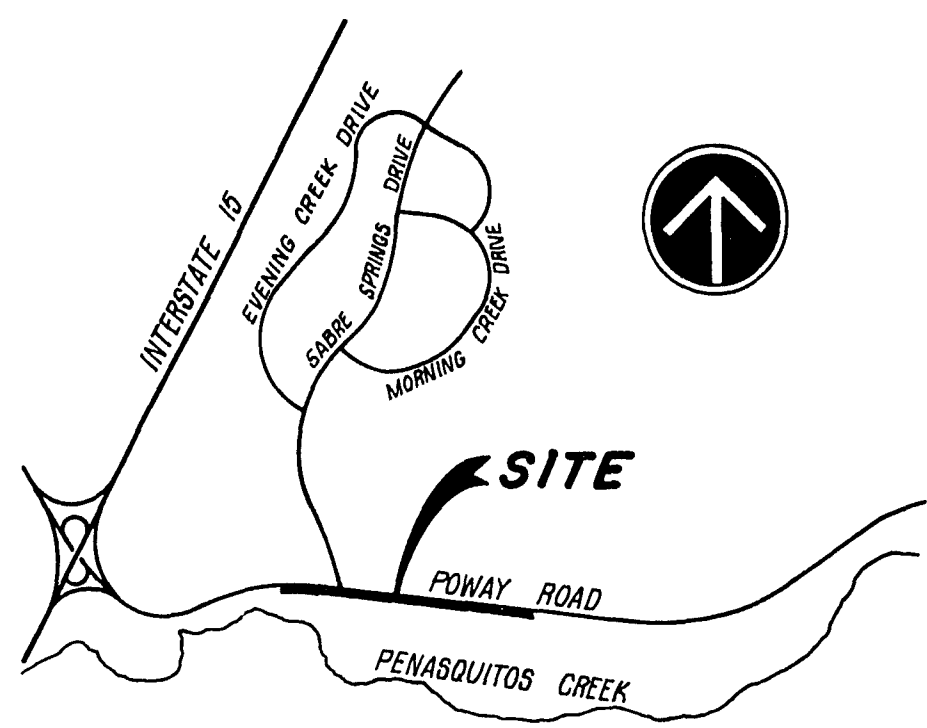
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PARCEL 2
 700.0 SQ. FT.

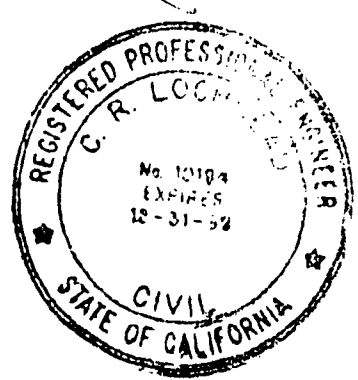
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PROPOSED CREEKVIEW SOUTH PARCELS
 23 24 25 26 & 27 UNIT NO. 3
 T.M. 86-0519

DATA CHART			
	BEARING/Δ	R	D/L
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7	N7°58'22"E		20.00'
8	N82°01'38"W		4.80'
9	N55°30'29"E		37.03'
10	N82°01'38"W		6.26'
11	N7°58'22"E		7.83'
12	N55°30'29"E		17.62'
13	N34°29'31"W		7.16'
14	N82°01'38"W		25.41'



VICINITY MAP
 NOT TO SCALE



PRIVATE CONTRACT		J- 9234 F
STREET VACATION, DRAINAGE EASEMENT RESERVATION AND LAND SALES PLAT		
IN SEC. 21 T. 14S. R. 2W. S.B.M. FOR PROPOSED CREEKVIEW SOUTH UNIT NO. 1, T.M. 86-0519		
CITY OF SAN DIEGO, CALIFORNIA ENGINEERING DEPARTMENT SHEET 1 OF 1 SHEET		T.M. 86-0519 W.O. NO. 860519 SA 87-525
<i>C. R. Lockwood</i> FOR CITY ENGINEER		11-17-87 DATE
DESCRIPTION	BY	APPROVED DATE FILMED.
ORIGINAL		
		CONTROL CERTIFICATION
		284 - 1739 LAMBERT COORDINATES
CONTRACTOR _____ DATE STARTED _____		23954-D
INSPECTOR _____ DATE COMPLETED _____		

PRINTED JAN 11 1988 DOCUMENT NO. *RR-270436-1*
 FEB 29 1988

FILED
 OFFICE OF THE CITY CLERK
 SAN DIEGO, CALIFORNIA