

(R-89-1159)

RESOLUTION NUMBER R- 272821

ADOPTED ON FEB 6 1989

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Code provides a procedure for the summary vacation of streets by City Council resolution where a street has been superseded by relocation and where for a period of five (5) consecutive years a street or highway has been impassable for vehicular travel and no money was expended for maintenance on the street or highway during such period; 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WHEREAS, the abutting property owners have requested the vacation of portions of the superseded Sorrento Valley Road right-of-way southeast of Watsonia Street and Watsonia Street southwest of Sorrento Valley Road, in connection with a Planned Industrial Development Permit (PID 86-0981), 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; 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 portions of the former alignment of Sorrento Valley Road as granted April 17, 1899 in Book 277, page 135, of the Book of Deeds, and Watsonia Street, as more particularly shown on Drawing No. 17315-B, on file in the office of the City Clerk as Document No. RR-272821, which is by this reference incorporated herein and made a part hereof, be and the same are 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.

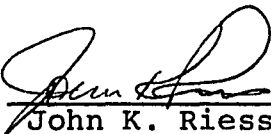
4. That the easement reserved herein is in, under, over, upon, along, and across Watsonia Street, and that the easement is more particularly shown on Drawing No. 17315-B, on file in the office of the City Clerk as Document No. RR-272821.

5. That the resolution shall not become effective unless and until the filing of a consolidation map or other appropriate map to eliminate the parcels created outside of the subdivision process, which will exist upon vacation of the rights-of-way. In

the event that the final map is not filed within two (2) years following the adoption of this resolution, this resolution shall become void and of no further force or effect.

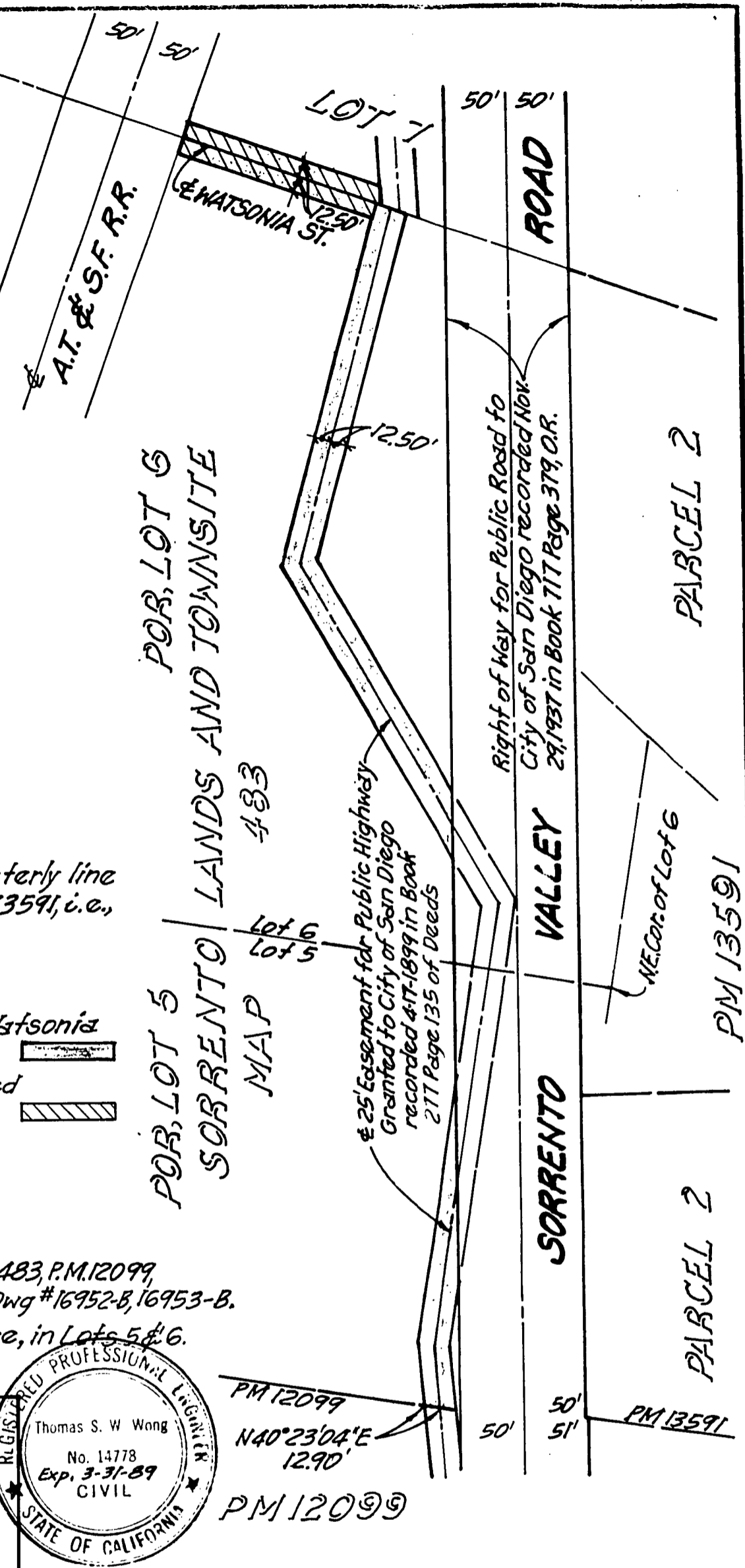
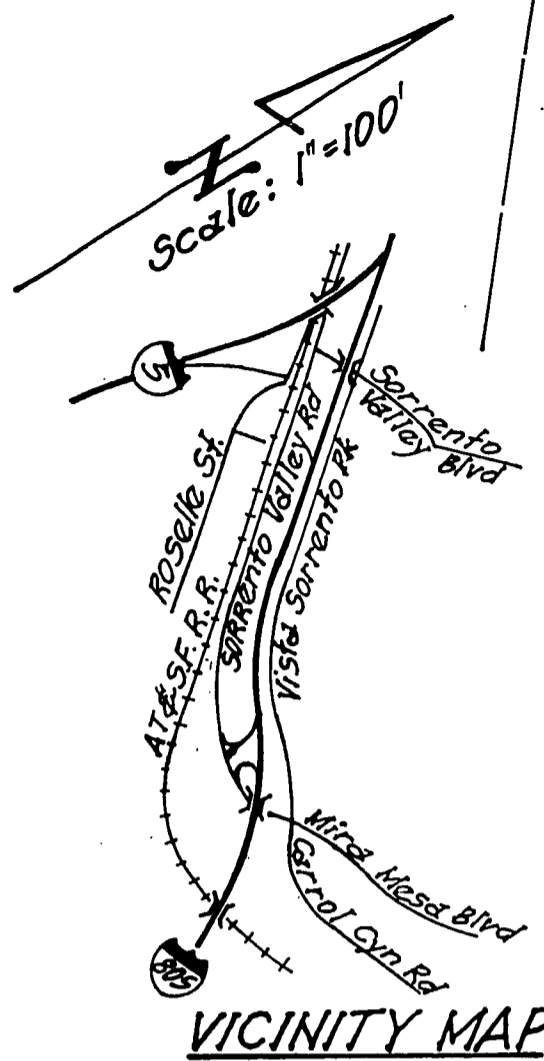
6. That the City Engineer shall advise the City Clerk of the approval of the aforementioned parcel map, and that the City Clerk shall then cause a certified copy of this resolution, with drawing, attested by him under seal, to be recorded in the office of the County Recorder.

APPROVED: John W. Witt, City Attorney

By   
\_\_\_\_\_  
John K. Riess  
Deputy City Attorney

JKR:wk:221.1  
12/06/88  
Or.Dept:E&D  
SA:87-518  
WO:120232  
Dwg:17315-B  
Dwg:17326-B  
R-89-1159  
Form=r.sumv3





**BASIS of BEARINGS** is Northeastly line of Sorrento Valley Road per P.M. 13591, i.e., N.58°42'15" W.

**LEGEND:**

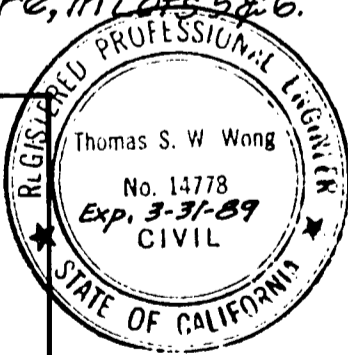
Portion of Sorrento Valley Road & Watsonia Street Vacated shown thus:

GENERAL UTILITY EASEMENT reserved shown thus:

**REFERENCE DRAWINGS:** Map 483, P.M. 12099, P.M. 13591, Slope Easement Dwg #16952-B, 16953-B.

**AREA of VACATION** = 0.454 Acre, in Lots 5 & 6.

PREPARED BY:  
**THOMAS S. W. WONG, INC.**  
 3534 UNIVERSITY AVE.  
 SAN DIEGO, CA. 92104



*Thomas S. W. Wong* 8-11-88  
 R.C.E. 14778 Date

**STREET VACATION** ~ PORTIONS OF SORRENTO VALLEY ROAD BETWEEN WATSONIA STREET & THE NORTHEASTERLY PROLONGATION OF THE NORTHWESTERLY LINE OF PARCEL MAP NO. 12099 & STREET VACATION ~ WATSONIA STREET IN LOTS 6 & 7 OF SORRENTO LANDS AND TOWNSITE, MAP NO. 483 AND GENERAL UTILITY EASEMENT RESERVATION

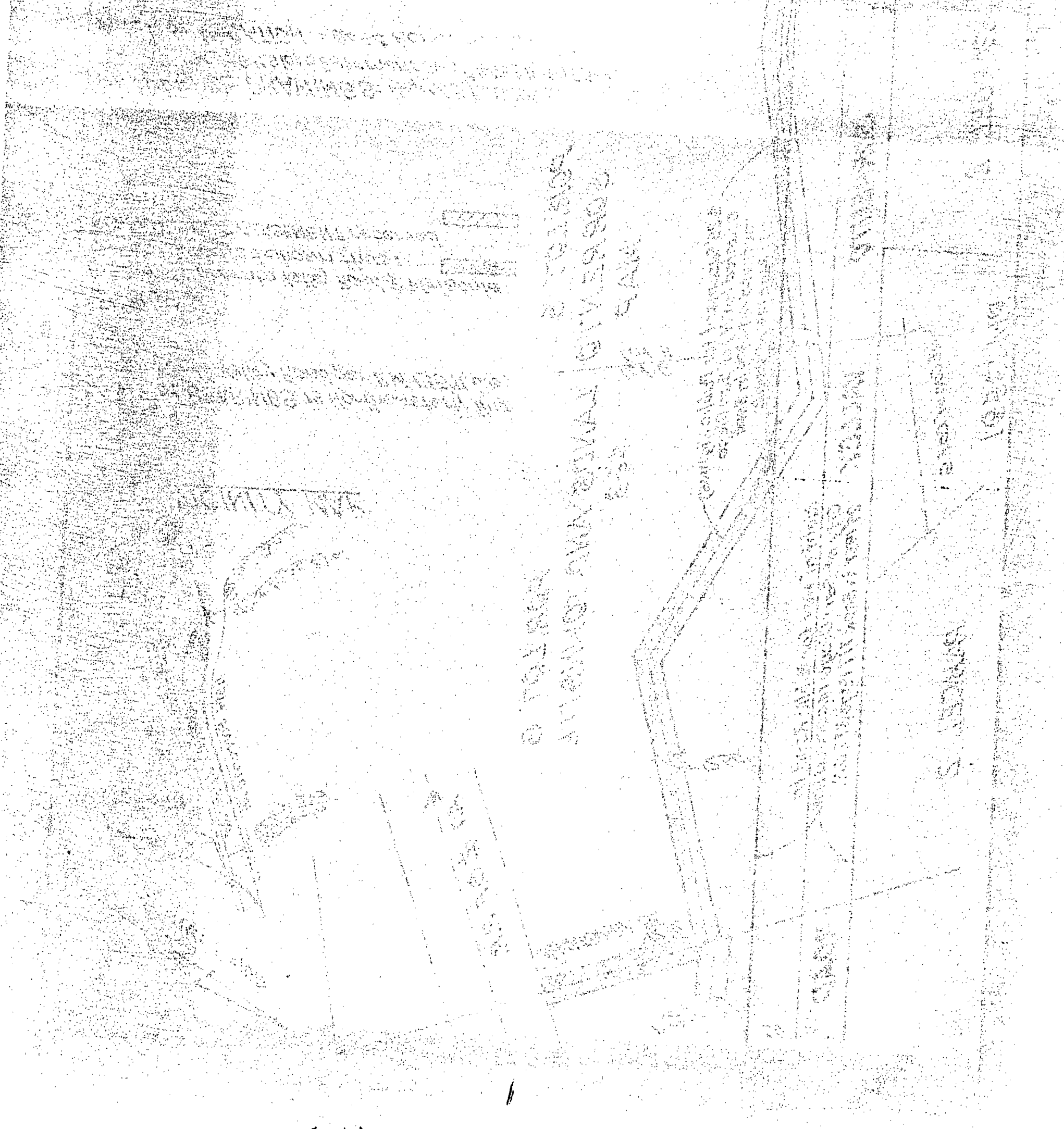
DESCRIPTION	APPROVED DATE	CITY OF SAN DIEGO, CALIFORNIA	120232
ORIGINAL			SA 87-518
		<i>J. J. M. Laughlin</i> 8-31-88	<i>Ralph C. Adams</i>
			264-1703
DOCUMENT NO. <i>RR-272821</i>			17315 - B
FILED <b>FEB 6 1989</b>			

OFFICE OF THE CITY CLERK  
 SAN DIEGO, CALIFORNIA

#527-E

DOCUMENT NO. RR-272821

FILED FEB 6 1989  
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SAN DIEGO, CALIFORNIA



FEB 6 1989

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"/>
Ron Roberts	<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"/>
H. Wes Pratt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ed Struiksmma	<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 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.

(Seal)

By *Rhonda R. Barnes*....., Deputy.

Office of the City Clerk, San Diego, California

Resolution Number *R-272821* Adopted *FEB 6 1989*



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CITY CLERKS OFFICE  
SAN DIEGO, CA

LEB 8 1988

San Diego County Superior Court

County of San Diego Superior Court

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