

(R-90-1811)

RESOLUTION NUMBER R- 275800

ADOPTED ON MAY 29 1990

WHEREAS, the provisions of Council Policy No. 600-15 require that a noticed public hearing be conducted before the City Council prior to the vacation of a City street; and

WHEREAS, Section 66499.20½ of the California Government Code provides that the filing of the map shall constitute abandonment of all streets and easements not shown on said map; and

WHEREAS, the abutting property owners have requested the vacation of a portion of Oakview Way in connection with the Resubdivision of South Creek Parcels 35-48, Unit 4 (TM 89-0577) 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, 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, 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 or abandonment is not inconsistent with the General Plan or an approved Community Plan; 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 a portion of Oakview Way, in connection with the Resubdivision of South Creek Parcels 35-48, Unit 4 (TM 89-0577), as more particularly shown on Exhibit "A," on file in the office of the City Clerk as Document No. RR- 275800 -1, which said drawing is attached hereto and made a part hereof, which is by this reference incorporated herein and made a part hereof, be and the same is hereby ordered vacated.

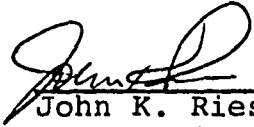
2. That this Resolution shall not become effective unless and until the final map for the Resubdivision of South Creek Parcels 35-48, Unit 4, (TM 89-0577) has been approved by Council action. In the event that the final map is not approved within six (6) years after adoption of this resolution, this resolution shall become void and be of no further force or effect.

3. That the City Engineer shall advise the City Clerk of the approval of the aforementioned final map and the City Clerk shall then cause a certified copy of this resolution, with drawing,

R-275800

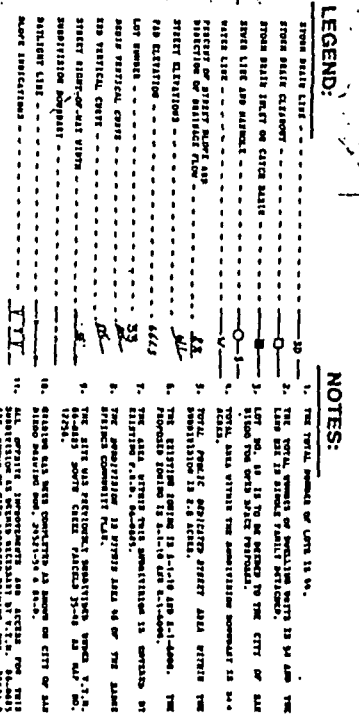
attested by him under seal, to be recorded in the office of the
County Recorder.

APPROVED: JOHN W. WITT, City Attorney

By 
John K. Riess
Deputy City Attorney

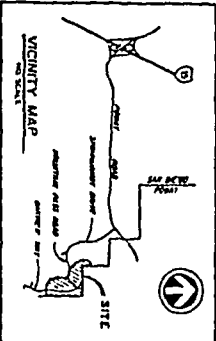
JKR:pev
04/26/90
Or.Dept:E&D
SA:90-505
WO:89-0577
Exhibit A
R-90-1811
Form=r.sumv

**VESTING TENTATIVE MAP
RESUBDIVISION OF SOUTH CREEK
PARCELS 35-48 UNIT 4**



NOTES:

- [illegible]



BY W. J. H. J. DATE: 1-1-84
 SENIOR VICE PRESIDENT
 ENGINEER OF WORK
 RICK ENGINEERING COMPANY
 3420 FRIARS ROAD
 SAN DIEGO, CA. 92110
 (619) 331-0707

BY W. J. H. J. DATE: 1-1-84
 SENIOR VICE PRESIDENT
 ENGINEER OF WORK
 RICK ENGINEERING COMPANY
 3420 FRIARS ROAD
 SAN DIEGO, CA. 92110
 (619) 331-0707

LEGAL DESCRIPTION:
ALL OF MAP NO. 12946 AS FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN JUAN COUNTY AS A PORTION OF THE EAST HALF OF SECTION 35, TOWNSHIP 1N, RANGE 2E, R1E0, COUNTY OF SAN JUAN, STATE OF CALIFORNIA.
12-13-89 REPLACEMENT NO. 1
T M 89-0577
1-10-92

**PICK
ENGINEERING
COMPANY**

FILED
MAY 29 1990
OFFICE OF THE CITY CLERK
SAN DIEGO, CALIFORNIA

311 C

MAY 29 1990

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	☒	☐	☐	☐
Ron Roberts	☒	☐	☐	☐
John Hartley	☒	☐	☐	☐
H. Wes Pratt	☐	☐	☒	☐
Linda Bernhardt	☐	☐	☒	☐
J. Bruce Henderson	☐	☐	☒	☐
Judy McCarty	☒	☐	☐	☐
Bob Filner	☒	☐	☐	☐
Mayor Maureen O'Connor	☐	☐	☒	☐

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 *Ellen Doward*, Deputy.

Office of the City Clerk, San Diego, California	
Resolution Number <i>R 275800</i>	Adopted <i>MAY 29 1990</i>

RECEIVED

90 MAY -3 PM 12:26

CITY CLERK'S OFFICE
SAN DIEGO, CA