

(R-91-805)

RESOLUTION NUMBER R-276911

ADOPTED ON NOV 26 1990

WHEREAS, Section 8330, et seq. of the California Streets and Highways Code provides a procedure for the summary vacation of streets and public service easements by City Council resolution where the portion of street to be vacated is excess to the City's right-of-way needs and is no longer required for street or highway purposes; and

WHEREAS, in connection with said vacation, the City desires to reserve a certain easement; and

WHEREAS, the abutting property owners have requested the vacation of excess portions of Park Boulevard and Normal Street, adjacent to Lots 2-7 and 20 in Block 141 of University Heights, Map 558, 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 the excess portions of Park Boulevard and Normal Street, adjacent to Lots 2-7 and 20 in Block 141 of University Heights, Map 558, as more particularly shown on Drawing No. 17520-B, on file in the office of the City Clerk as Document No. RR-276911-1, 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, 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

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' 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 easements reserved herein are, under, over, upon, along, and across that portion of Park Boulevard and Normal Street and that the easements are more particularly shown and delineated on Drawing No. 17520-B on file in the office of the City Clerk as Document No. RR- 276911-1.

Corrected '11/16/90

R-276911

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SD NOV 19 PM 1:50  
SAN DIEGO OFFICE  
SAN DIEGO, CA

5. 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

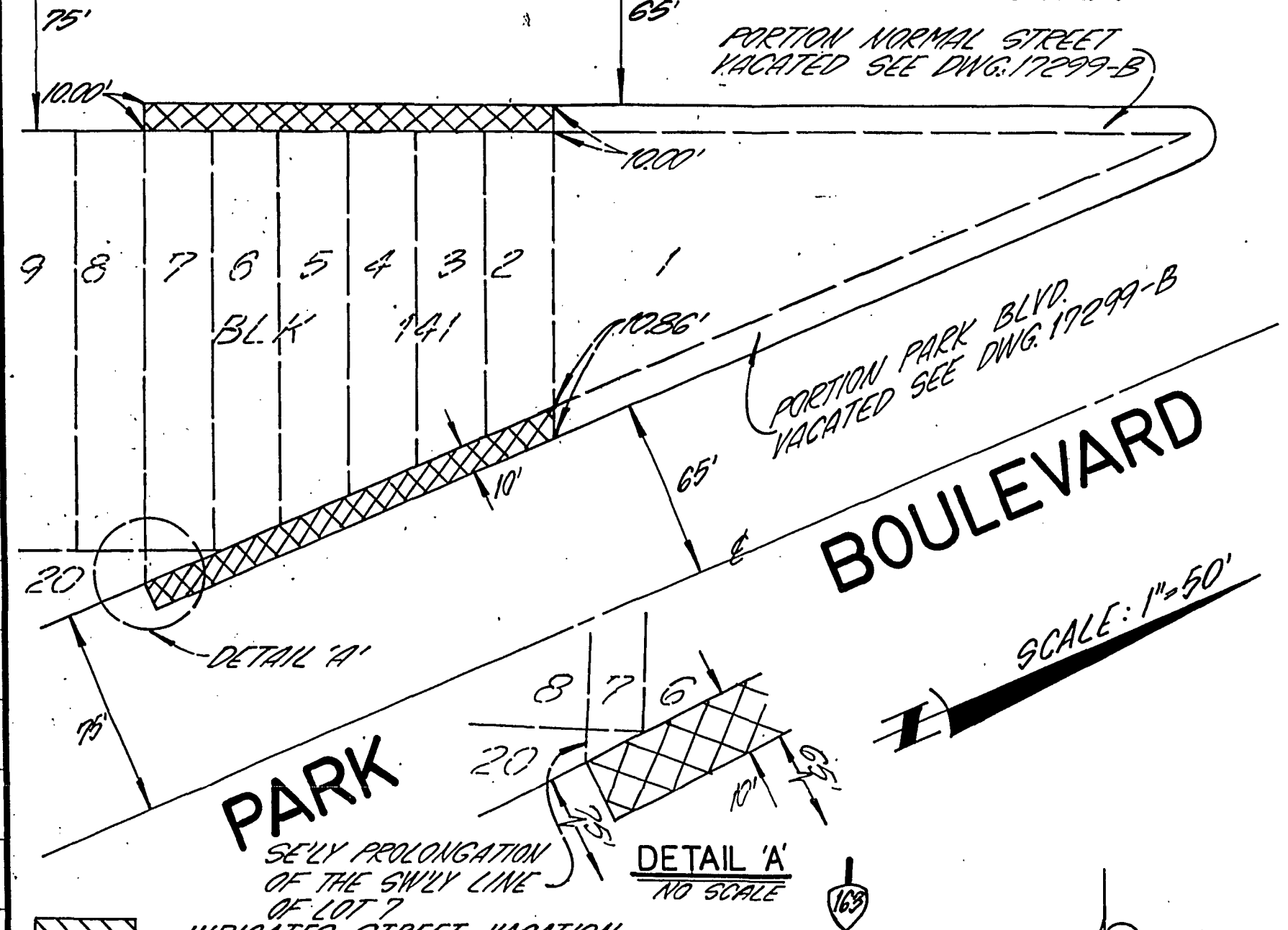
By

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

JKR:pev  
11/06/90  
Or.Dept:E&D  
SA:89-528  
WO:120232  
Dwg:17520-B  
R-91-805  
Form=r.sumv3

NORMAL STREET

STREET



PORTION NORMAL STREET VACATED SEE DWG. 17299-B

PORTION PARK BLVD. VACATED SEE DWG. 17299-B

BOULEVARD

SCALE: 1"=50'

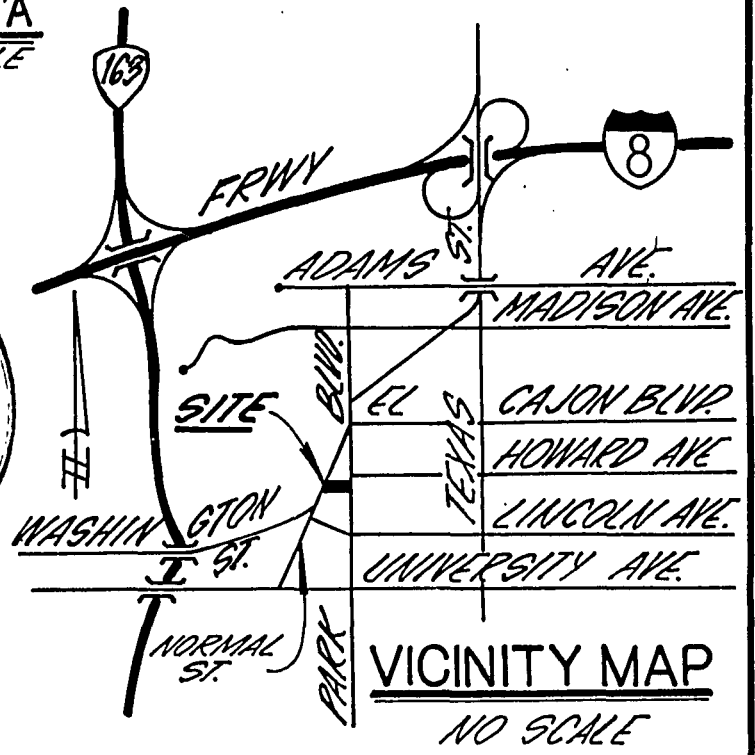
PARK

SEELY PROLONGATION OF THE SWLY LINE OF LOT 7

DETAIL 'A' NO SCALE

INDICATES STREET VACATION (0.034 AC. NORMAL STREET) (0.037 AC. PARK BLVD.)

INDICATES VACATED AREA RESERVED AS GENERAL UTILITY EASEMENT



REFERENCE DRAWINGS

24953-D  
MAP 558

HAY ENGINEERING & SURVEYING, INC.  
772 E. WASHINGTON AVE.  
EL CAJON, CA, 92021  
Gary L. Hay 6/15/89  
GARY L. HAY RCE 26545

DOCUMENT NO. RR276911  
FILED NOV 26 1990  
OFFICE OF THE CITY CLERK  
SAN DIEGO, CALIFORNIA

STREET VACATION - PORTIONS OF NORMAL STREET AND PARK BLVD. ADJACENT TO LOTS 2 THROUGH 7 AND LOT 20 IN BLOCK 141 OF UNIVERSITY HEIGHTS MAP 558

<table border="1"> <thead> <tr> <th>DESCRIPTION</th> <th>BY</th> <th>APPROVED</th> <th>DATE</th> <th>FILMED</th> </tr> </thead> <tbody> <tr> <td>ORIGINAL</td> <td></td> <td></td> <td></td> <td></td> </tr> <tr> <td></td> <td></td> <td></td> <td></td> <td></td> </tr> <tr> <td></td> <td></td> <td></td> <td></td> <td></td> </tr> </tbody> </table>	DESCRIPTION	BY	APPROVED	DATE	FILMED	ORIGINAL															CITY OF SAN DIEGO, CALIFORNIA SHEET / OF / SHEETS		W.O. 120232 NO. SA89-528
	DESCRIPTION	BY	APPROVED	DATE	FILMED																		
	ORIGINAL																						
FOR CITY ENGINEER _____ DATE _____		CONTROL CERTIFICATION																					
STATUS _____		214-1723 LAMBERT COORDINATES																					
		17520 - B																					

NORMAL

STREET

PORTION NORMAL STREET  
VACATED SEE DWG. 17299-B

75'

65'

10.00'

10.00'

9 8 7 6 5 4 3 2 1

BLK 141

PORTION PARK BLVD.  
VACATED SEE DWG. 17299-B

BOULEVARD

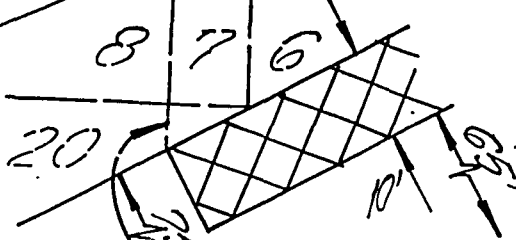
SCALE: 1"=50'

20

DETAIL 'A'

75'

PARK



DETAIL 'A'  
NO SCALE

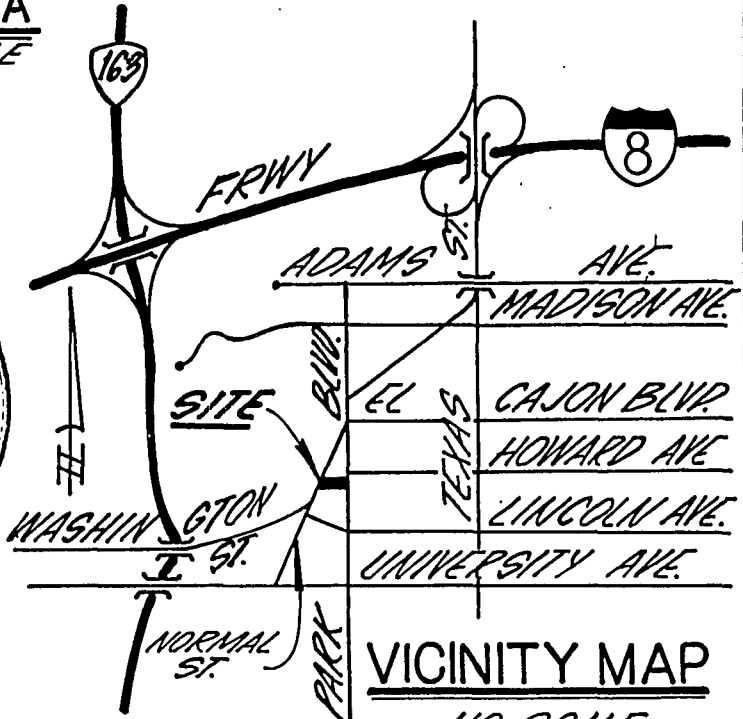
SE'LY PROLONGATION  
OF THE SW'LY LINE  
OF LOT 7



INDICATES STREET VACATION  
(0.034 AC. NORMAL STREET)  
(0.037 AC. PARK BLVD.)



INDICATES VACATED  
AREA RESERVED AS  
GENERAL UTILITY  
EASEMENT



VICINITY MAP  
NO SCALE

REFERENCE DRAWINGS

24953-D  
MAP 558

HAY ENGINEERING & SURVEYING, INC.  
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Gary L. Hay 6/15/89  
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BLOCK 141 OF UNIVERSITY HEIGHTS MAP 558

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA	W.O. NO.
ORIGINAL					SHEET / OF / SHEETS	120232 SA69-528
					FOR CITY ENGINEER	CONTROL CERTIFICATION
					DATE	214-1723
						LAMBERT COORDINATES
						17520 - B
STATUS						

8972

#115

NOV 26 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	<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"/>
John Hartley	<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"/>
Linda Bernhardt	<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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 *Blonde R. Barnes*, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number *R-276911* Adopted *NOV 26 1990*



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