

**CORRECTED COPY**

(R-92-742 COR.COPY)

RESOLUTION NUMBER R-279161

ADOPTED ON DECEMBER 10, 1991

VACATION OF THE ALLEY IN BLOCK 17 OF LA JOLLA  
PARK, MAP 352 (SCRIPPS LANE).

WHEREAS, it is proposed that the alley in Block 17 of La Jolla Park, Map 352 (Scripps Lane) be vacated; and

WHEREAS, in connection with said vacation, the City desires to reserve general utility 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, 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 alley in Block 17 of La Jolla Park, Map 352 (Scripps Lane), as more particularly referred to in Resolution of

Intention No. R-278993, adopted by the Council on November 25, 1991, is not necessary for present or prospective public street purposes.

2. That the alley in Block 17 of La Jolla Park, Map 352 (Scripps Lane), as more particularly shown on Drawing No. 17879-B, on file in the office of the City Clerk as Document No. RR-278993, 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 reserves and excepts the right, easement and privilege of placing, constructing, repairing, replacing, maintaining, using and operating public 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 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 an 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.

**CORRECTION**

**THE FOREGOING**

**DOCUMENT IS**

**REPHOTOGRAPHED**

**TO INSURE**

**LEGIBILITY**



**CITY OF  
SAN DIEGO  
CITY CLERK**

**202 C STREET  
San Diego, CA 92101-3860**



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WHEREAS, the vacation or abandonment is not inconsistent  
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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:

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(Scripps Lane), as more particularly referred to in Resolution of

RECEIVED  
CITY CLERK'S OFFICE

92 MAY -6 PM 1:37

SAN DIEGO, CALIF. *W*

*[Faint, illegible text]*

Intention No. R-278993, adopted by the Council on November 25, 1991, is not necessary for present or prospective public street purposes.

2. That the alley in Block 17 of La Jolla Park, Map 352 (Scripps Lane), as more particularly shown on Drawing No. 17879-B, on file in the office of the City Clerk as Document No. RR-278993, 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 reserves and excepts the right, easement and privilege of placing, constructing, repairing, replacing, maintaining, using and operating public 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 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 an 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 City of San Diego reserves an emergency access utility easement and excepts the right, easement and privilege of entering the property for any urgent public necessity 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 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.

5. That The City of San Diego hereby reserves and excepts the right, from vacation and abandonment, easement, 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 the property from all hazards in, upon, over, and across the above-described portions of streets to be vacated and abandoned.

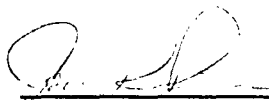
6. That the easements reserved herein are in, under, over, upon, along and across the alley in Block 17 of La Jolla Park, Map 352 (Scripps Lane), and that the easement is more particularly shown on Drawing No. 17897-B, on file in the office of the City Clerk as Document No. RR-278993.

7. That the resolution shall not become effective unless and until the engineering permits for the required public improvements, which include construction of curb, gutter, sidewalk, and driveways across the vacated area, have been issued. In the event that the permits are not issued within eighteen (18) months of adoption, this resolution shall become void and of no further force or effect.

8. That the City Engineer shall advise the City Clerk of the approval of the aforementioned street improvements such that they have been completed, accepted, and opened to public use, and that the City Clerk shall then cause a certified copy of this resolution, attested by him under seal, with drawings, to be recorded in the office of the County Recorder.

APPROVED: JOHN W. WITT, City Attorney

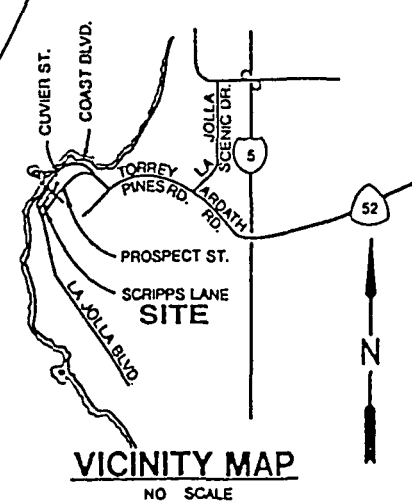
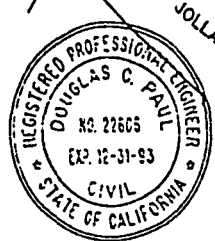
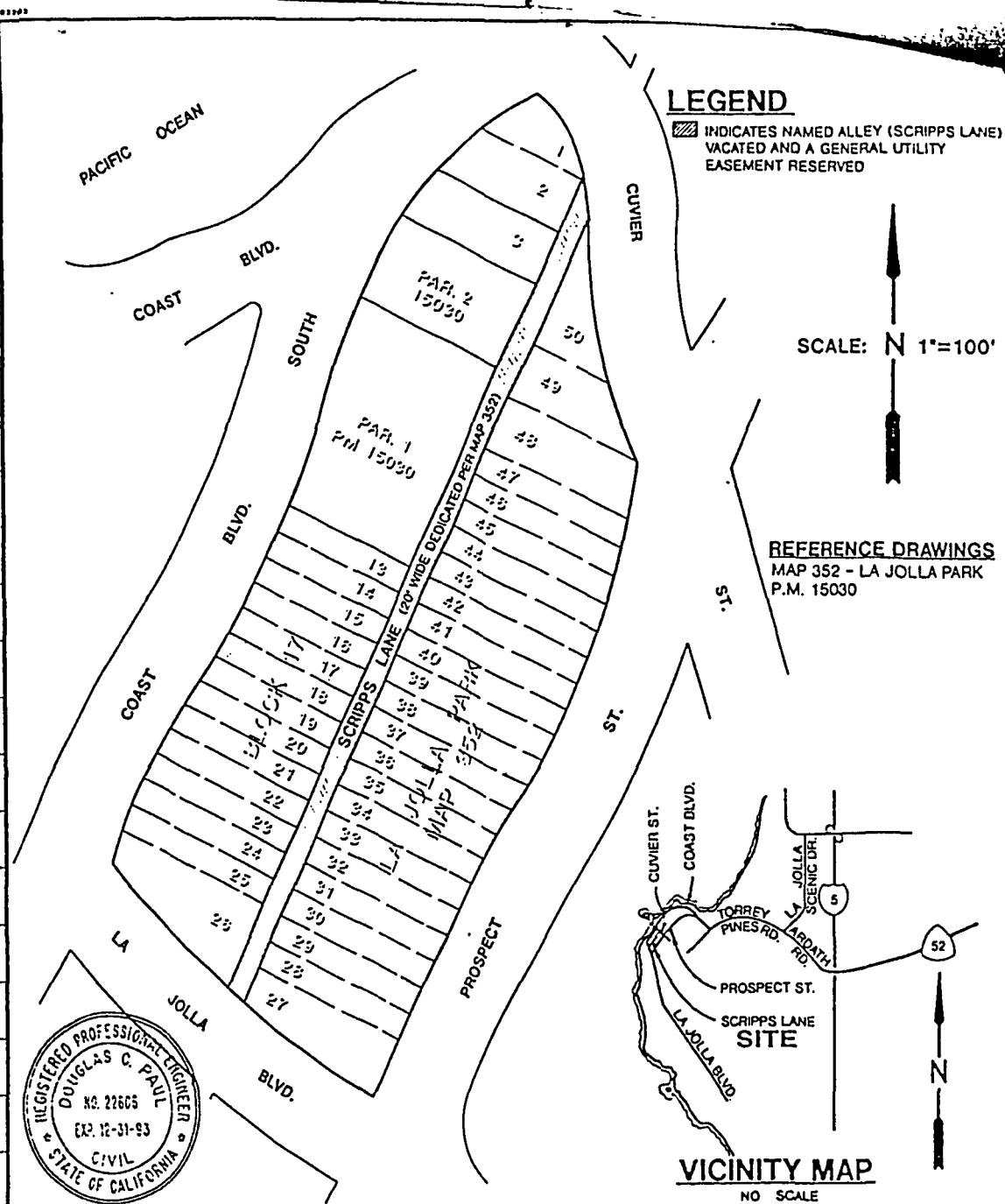
By



John K. Riess  
Deputy City Attorney

JKR:pev  
11/01/91  
04/30/92 Cor. Copy  
Or. Dept: E&D  
SA: 90-530  
WO: 120232  
DWG: 17879-B  
R-92-742  
Form=r.stve





**Project Design Consultants**  
 Douglas G. Paul  
 9/9/91



**ALLEY VACATION AND GENERAL UTILITY EASEMENT RESERVATION -  
 IN BLOCK 17, LA JOLLA PARK, MAP 352**

DESCRIPTION	BY	APPROVED	DATE	FILED	CITY OF SAN DIEGO, CALIFORNIA	W O NO 120232
ORIGINAL					SHEET 1 OF 1 SHEET	SA 90-530
		<i>Le Roy C. Henrich</i>	9-11-91		DATE	<i>Paul J. Buethe</i>
						CONTROL CERTIFICATION
						NAD 83 1886-6243
						246-1683
						LAMBERT COORDINATES
						17879 - B

R.279161

Passed and adopted by the Council of The City of San Diego on DEC 10 1991  
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"/>
John Hartley	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
George Stevens	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Tom Behr	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Valerie Stallings	<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: Linda Ferguson, Deputy.

Office of the City Clerk, San Diego, California

Resolution R-279161 DEC 10 1991  
Number..... Adopted.....