

(R-93-766)

RESOLUTION NUMBER R- 281099

ADOPTED ON NOV 23 1992

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

WHEREAS, the abutting property owners have requested the vacation of Shawline Court, west of Shawline Street, in connection with a consolidation parcel map (TPM 92-0374) to facilitate development of their property; 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

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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:

1. That Shawline Court, west of Shawline Street, in connection with a consolidation parcel map (TPM 92-0374), as more particularly shown on Exhibit "B," on file in the office of the City Clerk as Document No. RR-281099, which is by this reference incorporated herein and made a part hereof, be and the same is hereby ordered vacated.

2. That the resolution shall not become effective unless and until all existing public utilities and franchise facilities within the right-of-way to be vacated, have either been provided with service easements, removed, or relocated in a manner satisfactory to both the City Engineer and the affected utility companies. In the event that the above condition is not completed within one (1) year following the adoption of this resolution, then this resolution shall become void and of no further force or effect.

3. That the resolution shall not become effective unless and until the engineering permits for the required public improvements, which include construction of curb, gutter, and sidewalk across the vacated area, have been issued. In the event that the permits are not issued within one (1) year following the adoption of this resolution, then this resolution shall become void and be of no further force or effect.

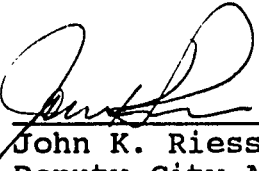
921.011 11-2

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4. That the City Engineer shall advise the City Clerk of the completion of the aforementioned conditions, and the City Clerk shall then cause a certified copy of this resolution, with exhibit, 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
11/05/92
Or.Dept:E&D
SA:92-520
WO:920374
Exhibit "B"
R-93-766
Form=r.sumv3

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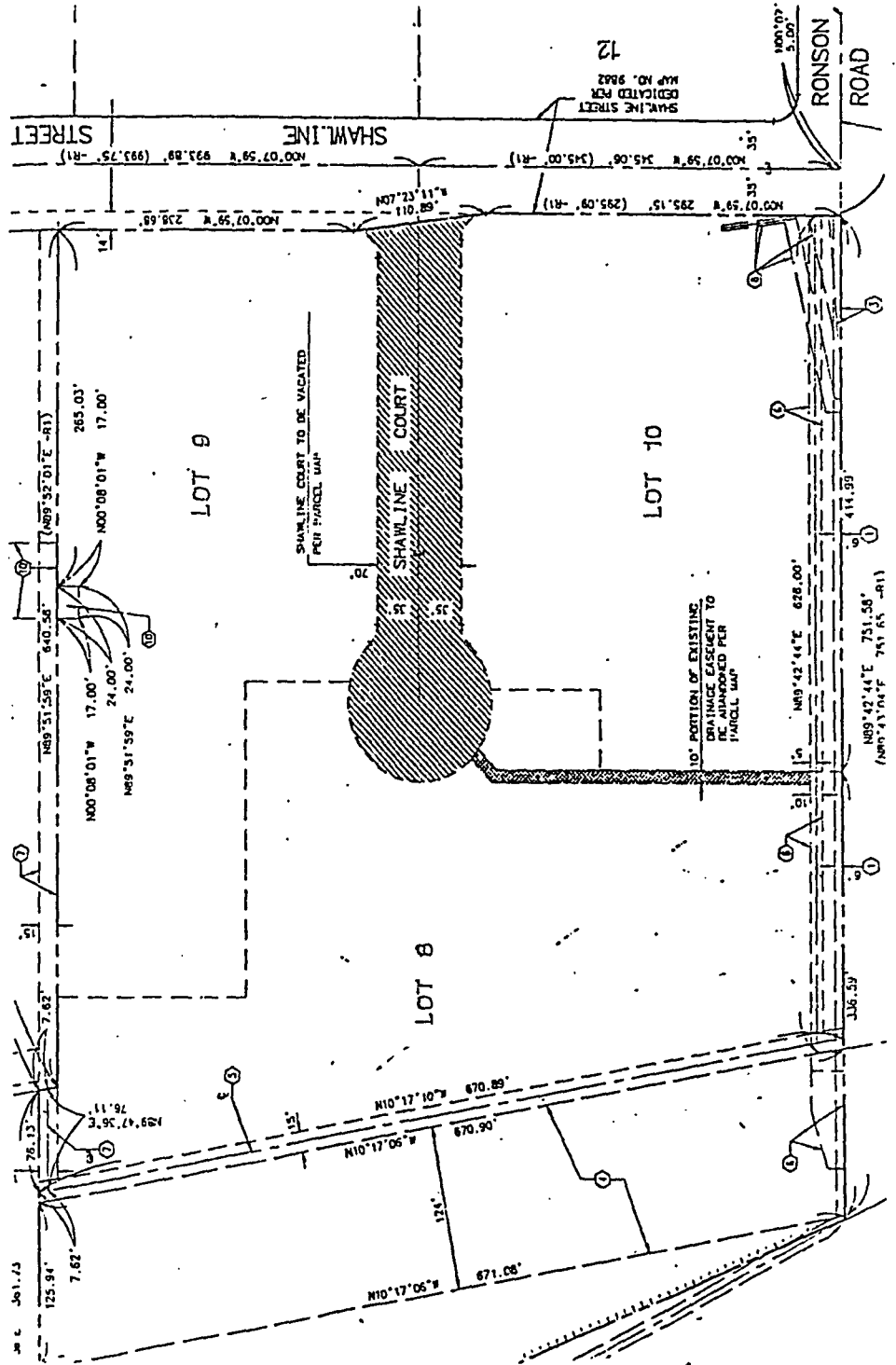
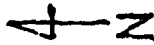


EXHIBIT "B"

DOCUMENT NO. R-281099
 FILED NOV 23 1992
 OFFICE OF THE CITY CLERK
 SAN DIEGO, CALIFORNIA

INTERSTATE 805
 R-281099

SA 92-520

104 (b)

Passed and adopted by the Council of The City of San Diego on NOV 23 1992
by the following vote:

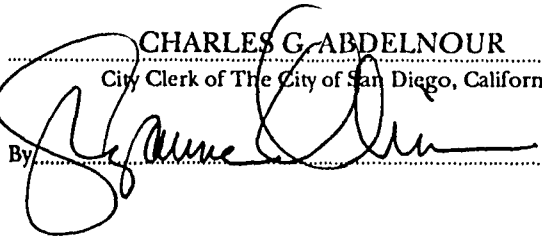
Council Members	Yeas	Nays	Not Present	Ineligible
Abbe Wolfsheimer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ron Roberts	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
John 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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

(Seal)

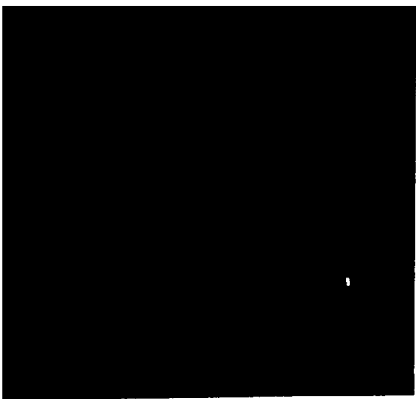
MAUREEN O'CONNOR
Mayor of The City of San Diego, California.

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

By  Deputy.

Office of the City Clerk, San Diego, California

Resolution R-281699 NOV 23 1992
Number Adopted



CONFIDENTIAL - SECURITY INFORMATION

CONFIDENTIAL - SECURITY INFORMATION

11:00
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