

RESOLUTION NUMBER R- 281312

ADOPTED ON JAN 05 1993

A RESOLUTION CREATING AND SETTING ASIDE A
CONSERVATION EASEMENT OVER PORTIONS OF LOT 73
OF RANCHO MISSION OF SAN DIEGO, MAP NO. 330

BE IT RESOLVED, by the Council of The City of San Diego, that a conservation easement is hereby created and set aside, restricting its use to a biological conservation preserve, over all those portions of Lot 73 of Rancho Mission of San Diego, Map No. 330, being two parcels of 14.93 acres and 3.74 acres located between Spring Canyon Road and Soledad Freeway, as more particularly described in Attachment A hereto.

BE IT FURTHER RESOLVED, that pursuant to this resolution The City of San Diego relinquishes any and all rights to construct, erect or maintain any structure or road; to construct, erect or maintain fences; to remove live trees and shrubs, to change the grade, to landscape; or to otherwise change the open space character of the land, reserving to the City the right to maintain firebreaks, trim or remove brush and otherwise perform preventive measures required by the Fire Department as regulated by the Landscape Technical Manual, to protect structures and improvements on adjacent properties.


BE IT FURTHER RESOLVED, that in the event the City Council subsequently elects to set aside this conservation easement to allow any activities otherwise prohibited, as a condition thereof a substitute parcel of property of at least 6.6 acres as

specified in Final EIR, DEP No. 90-0980, will be dedicated as open space and protected by a conservation easement as mitigation for the Mission Trails Regional Park Visitor's Center project, and the conservation easement approved herein shall remain in effect until the substitute parcel is actually dedicated.

BE IT FURTHER RESOLVED, that the modifications in this resolution pertaining to the construction of roads on the subject property give no greater protection than that established by existing law and policy.

APPROVED: JOHN W. WITT, City Attorney

By



Harold O. Valderhaug
Chief Deputy City Attorney

CAS:HOV:ps
12/22/92
01/08/93 REV.1
Or.Dept:Prop.
R-93-1080

LEGAL DESCRIPTION

PARCEL 2: 14.93 ACRE

1A

THAT PORTION OF LOT 73 OF RANCHO MISSION OF SAN DIEGO, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO PARTITION MAP THEREOF NO. 330 MADE IN THE ACTION ENTITLED "JUAN M. LUCO, ET AL, VS. THE COMMERCIAL BANK OF SAN DIEGO, ET AL" IN THE SUPERIOR COURT CASE NO. 348 OF SAN DIEGO COUNTY, FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY, STATE OF CALIFORNIA, DESCRIBED AS FOLLOWS:

BEGINNING AT THE INTERSECTION OF THE CENTER LINE OF A 20.00 FOOT WIDE RIGHT OF WAY EASEMENT TO SAN DIEGO GAS AND ELECTRIC COMPANY, RECORDED IN BOOK 1820, PAGE 332 OF DEEDS FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY, STATE OF CALIFORNIA, WITH THE CENTER LINE OF ROAD EASEMENT NO. 30 AS SHOWN ON CITY ENGINEER'S DRAWING NO. 14758-D (3 SHEETS) FILED IN THE OFFICE OF THE CITY ENGINEER OF THE CITY OF SAN DIEGO, THE COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, SAID INTERSECTION BEING A POINT ON THE ARC OF A 1200.00 FOOT RADIUS CURVE WHOSE CENTER BEARS NORTH 25°20'19" EAST FROM SAID POINT; THENCE NORTHWESTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 38°10'03" A DISTANCE OF 799.38 FEET; THENCE TANGENT NORTH 26°29'38" WEST 950.89 FEET; THENCE NORTH 63°30'22" EAST 30.00 FEET TO THE NORTHEASTERLY SIDELINE OF SAID ROAD EASEMENT NO. 30; THENCE NORTH 74°20'59" EAST 1018.77 FEET TO AN ANGLE POINT IN THE SAID CENTER LINE OF THE 20.00 FOOT WIDE RIGHT OF WAY EASEMENT TO SAN DIEGO GAS AND ELECTRIC COMPANY; THENCE ALONG SAID CENTER LINE SOUTH 0°47'20" WEST 1688.63 FEET TO THE POINT OF BEGINNING.

PARCEL 1: 3.74 ACRE

1B

THAT PORTION OF LOT 73 OF RANCHO MISSION OF SAN DIEGO, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO PARTITION MAP THEREOF NO. 330 MADE IN THE ACTION ENTITLED "JUAN M. LUCO, ET AL, VS. THE COMMERCIAL BANK OF SAN DIEGO, ET AL" IN THE SUPERIOR COURT CASE NO. 348 OF SAN DIEGO COUNTY, FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY, STATE OF CALIFORNIA, DESCRIBED AS FOLLOWS:

BEGINNING AT THE INTERSECTION OF THE CENTER LINE OF A 20.00 FOOT WIDE RIGHT OF WAY EASEMENT TO SAN DIEGO GAS AND ELECTRIC COMPANY, RECORDED IN BOOK 1820, PAGE 332 OF DEEDS FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY, STATE OF CALIFORNIA, WITH THE CENTER LINE OF ROAD EASEMENT NO. 30 AS SHOWN ON CITY ENGINEER'S DRAWING NO. 14758-D (3 SHEETS) FILED IN THE OFFICE OF THE CITY ENGINEER OF THE CITY OF SAN DIEGO, THE COUNTY OF SAN DIEGO, STATE OF CALIFORNIA SAID INTERSECTION BEING A POINT ON THE ARC OF A 1200.00 FOOT RADIUS CURVE WHOSE CENTER BEARS NORTH 25°20'19" EAST FROM SAID POINT; THENCE NORTHWESTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 38°10'03" A DISTANCE OF 799.38 FEET; THENCE TANGENT NORTH 26°29'38" WEST 950.89 FEET; THENCE SOUTH 63°30'32" WEST 699.14 FEET TO THE CENTER LINE OF SOLEDAD FREEWAY SHOWN ON SAID CITY ENGINEER'S DRAWING NO. 14758-D (3 SHEETS); THENCE ALONG SAID CENTER LINE SOUTH 26°29'38" EAST, 674.65 FEET TO THE BEGINNING OF A TANGENT 1950.00 FOOT RADIUS CURVE CONCAVE NORTHEASTERLY; THENCE SOUTHEASTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 35°30'00" A DISTANCE OF 1208.20 FEET; THENCE TANGENT SOUTH 61°59'38" EAST 533.79 FEET TO THE SAID CENTER LINE OF SAID 20.00 FOOT WIDE EASEMENT TO SAN DIEGO GAS AND ELECTRIC COMPANY; THENCE ALONG SAID CENTER LINE NORTH 0°47'20" EAST 617.89 FEET TO THE POINT OF BEGINNING.

ATTACHMENT

R-281312

EXCEPTING FROM THE ABOVE DESCRIBED PARCELS 1 AND 2 ALL OF THAT PORTION LYING SOUTHERLY OF THE FOLLOWING DESCRIBED LINE:

COMMENCING AT A POINT IN SAID LOT 73 WHICH IS S.00°51'06" WEST, 6970.37 FEET FROM THE SOUTHEAST CORNER OF LOT 2 IN SECTION 11, TOWNSHIP 15 SOUTH, RANGE 2 WEST, SAN BERNARDINO MERIDIAN, ACCORDING TO UNITED STATES GOVERNMENT SURVEY APPROVED FEBRUARY 19, 1883, SAID POINT BEING THE NORTHWESTERLY TERMINUS OF THE CENTERLINE OF SOLEDAD FREEWAY AS SHOWN ON CITY OF SAN DIEGO ENGINEERING DEPARTMENT DRAWING NO. 10600-5-D; THENCE S.26°02'43"EAST, 748.28 FEET (S.26°29'38" EAST PER DEED) ALONG SAID CENTERLINE TO THE TRUE POINT OF BEGINNING; THENCE SOUTH 75°08'52" EAST, 225.00 FEET; THENCE NORTH 64°37'16" EAST, 247.03 FEET, THENCE SOUTH 72°39'53" EAST, 388.06 FEET TO A POINT ON THE CENTERLINE OF ROAD EASEMENT NO. 30 AS SHOWN ON CITY ENGINEER'S DRAWING NO. 14758-D (3 SHEETS) FILED IN THE OFFICE OF THE CITY ENGINEER OF THE CITY OF SAN DIEGO; THENCE SOUTH 72°39'53"EAST, 417.56 FEET; THENCE SOUTH 77°17'22" EAST, 397.40 FEET, TO A POINT ON THE CENTER LINE OF A 20 FOOT WIDE RIGHT OF WAY EASEMENT TO SAN DIEGO GAS AND ELECTRIC COMPANY RECORDED IN BOOK 1820, PAGE 332 OF DEEDS FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY, STATE OF CALIFORNIA.

R-281312

2016

JAN 05 1993

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 type="checkbox"/>	<input checked="" 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"/>
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"/>
District 8 Vacant	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Susan Golding	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

SUSAN GOLDING

Mayor of The City of San Diego, California.

CHARLES G. ABDELNOUR

City Clerk of The City of San Diego, California.

(Seal)

By *Mary Cepeda*, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number *R-281312* Adopted JAN 05 1993