

(R-94-130)

RESOLUTION NUMBER R- 2 8 2 5 0 8

ADOPTED ON AUG 10 1993

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 the excess portion of Oceanview Boulevard, in connection with King's Row (TM 92-0442), 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 portion of Oceanview Boulevard in connection with King's Row (TM 92-0442), as more particularly shown on Exhibit "A," on file in the office of the City Clerk as Document No. RR-2 8 2 5 0 8, which is by this reference incorporated herein and made a part hereof, be and the same is hereby ordered vacated.

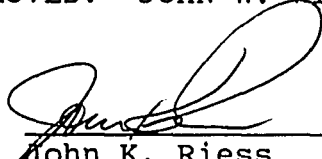
2. That the resolution shall not become effective unless and until the final map for King's Row (TM 92-0442) has been approved and recorded by Council action. In the event that the final map is not approved within six years after adoption of this resolution, this resolution shall become void and of no further force or effect.

3. That the City Engineer shall advise the City Clerk of the completion of the aforementioned final map for King's Row (TM 92-0442), and that the City Clerk shall then cause a

certified copy of this resolution, with Exhibit "A," 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
07/23/93
Or.Dept:E&D
SA:90-509
WO:930320
Exhibit "A"
R-94-130
Form=r.sumv3

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CITY CLERK'S OFFICE

93 JUL 30 AM 11: 28

SAN DIEGO, CALIF.

#112

AUG 10 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 type="checkbox"/>	<input checked="" 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"/>
Juan Vargas	<input checked="" 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:

(Seal)

SUSAN GOLDING
Mayor of The City of San Diego, California.

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

By *Manuel Lopez* Deputy.

Office of the City Clerk, San Diego, California

Resolution Number *R-282508* Adopted *AUG 10 1993*

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CITY CLERKS OFFICE
SAN DIEGO, CA