

(R-93-2114)

RESOLUTION NUMBER R- 2 8 2 5 2 1

ADOPTED ON AUG 10 1993

VACATION OF JUNIPER STREET, BETWEEN
CALIFORNIA STREET AND THE AT&SF RIGHT-OF-WAY,
WITHIN MAP 4134-R.

WHEREAS, it is proposed that Juniper Street, between California Street and the AT&SF right-of-way, within Map 4134-R be vacated; and

WHEREAS, in connection with said vacation, the City desires to reserve a general utility easement; 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,

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BE IT RESOLVED, by the Council of the City of San Diego, California, as follows:

1. That Juniper Street, between California Street and the AT&SF right-of-way, within Map 4134-R, as more particularly referred to in Resolution of Intention No. R- 282313, is unnecessary for present or prospective public street purposes.

2. That Juniper Street, between California Street and the AT&SF right-of-way, within Map 4134-R, as more particularly shown on Drawing No. 17999-B, on file in the office of the City Clerk as Document No. RR-282313, 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 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 an encroachment permit from the City Engineer pursuant to the

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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 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 protect the property from all hazards in, upon, over, and across the above-described portions of streets to be vacated and abandoned.

5. That the easements reserved herein are in, under, over, upon, along and across Juniper Street and that the easement is more particularly shown on Drawing No. 17999-B, on file in the office of the City Clerk as Document No. RR-2 8 2 3 1 3.

6. That the resolution shall not become effective unless and until the permits for the required public improvements to accommodate adequate turnarounds have been issued. In the event that the required permits are not issued within six (6) years following the adoption of this resolution, this resolution shall become void and be of no further force or effect.

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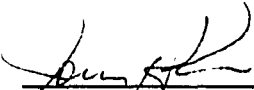
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7. That the City Engineer shall advise the City Clerk of the approval of the aforementioned public improvement permits, and that the City Clerk shall then cause a certified copy of this resolution, attested by him under seal, with drawings, to be recorded in the office of the County Recorder.

APPROVED: JOHN W. WITT, City Attorney

By

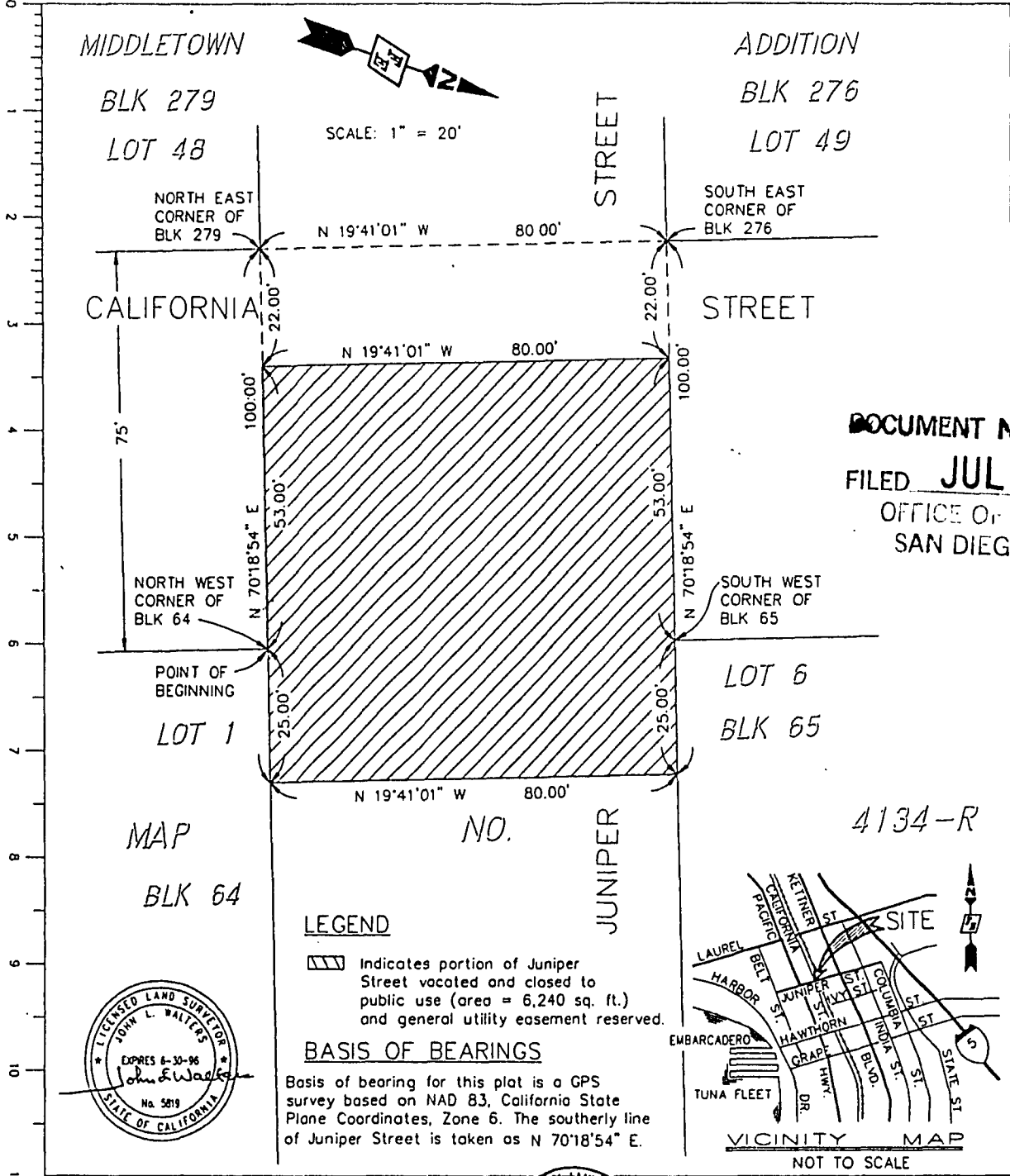


John K. Riess
Deputy City Attorney

JKR:pev
06/18/93
Or. Dept: E&D
R-93-2114
Form=r.stve

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SAN DIEGO, CA



DOCUMENT NO. **RR 2 8 2 3 1 3**
 FILED **JUL 12 1993**
 OFFICE OF THE CITY CLERK
 SAN DIEGO, CALIFORNIA



FRASER ENGINEERING INCORPORATION
 2191 EL CAMINO REAL, OCEANSIDE, CA. 92054
 TELEPHONE: (619)722-3495

ENGINEER-OF-WORK:
John L. Walters
 JOHN L. WALTERS L.S. 5819

5-18-93
 DATE

**STREET VACATION - JUNIPER STREET
 AND GENERAL UTILITY EASEMENT RESERVATION
 AT CALIFORNIA STREET**

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA	W.O. SA 92-513 NO. 120103
ORIGINAL					SHEET 1 OF 1 SHEET	
					<i>Leroy C. Hennessy</i> CITY ENGINEER	5-26-93 DATE
						<i>Paul J. Buell</i> CONTROL CERTIFICATION
						NAD 83C 1844-6275 204-1715 LAMBERT COORDINATES
						17999-B

Passed and adopted by the Council of The City of San Diego on _____,
by the following vote:

AUG 10 1993

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 *Mary Cepeda* Deputy.

Office of the City Clerk, San Diego, California

Resolution Number *R-282521* Adopted *AUG 10 1993*

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