

RESOLUTION NUMBER R- 285088

ADOPTED ON DEC 06 1994

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 8330(a) et seq. of the California Streets and Highways Code provides a procedure for the summary vacation of streets and public service easements by City Council resolution where the street to be vacated is superseded by relocation; and

WHEREAS, the abutting property owners have requested the vacation of the Sorrento Hills Boulevard within Section 32 Township 14 South, Range 3 West, S.B.M. in conjunction with Torrey Reserve Heights (TM 91-0361) to facilitate development of their property; and

WHEREAS, a portion of street to be vacated is not needed for present or prospective public street 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 is not inconsistent with the General Plan or an approved Community Plan; and

WHEREAS, it is necessary and desirable that the vacation be conditioned upon completion of a final map for the adjacent parcels; 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 portion of Sorrento Hills Boulevard within Section 32 of Township 14 South, Range 3 West, S.B.M., in conjunction with Torrey Reserve Heights (TM 91-0361) as more particularly shown on Drawing No. 18130-B on file in the office of the City Clerk as Document No. RR-285088, which is by this reference incorporated herein and made a part hereof, be and the same is hereby ordered vacated.

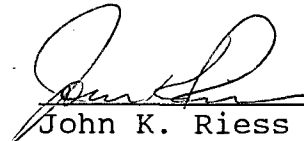
2. That this resolution shall not become effective unless and until the first final map Torrey Reserve Heights (TM 91-0361) is approved and recorded in a manner satisfactory to the City Engineer.

In the event that the final map for Torrey Reserve Heights is not approved within the time allowance specified under the tentative map conditions including any subsequent time extensions allowed, then this resolution shall become void and be of no further force or effect.

3. That the City Engineer shall advise the City Clerk of the completion of the aforementioned condition, and the City Clerk shall then cause a certified copy of this resolution, with drawing, attested by him under seal, to be recorded in the office of the County Recorder.

APPROVED: JOHN W. WITT, City Attorney

By



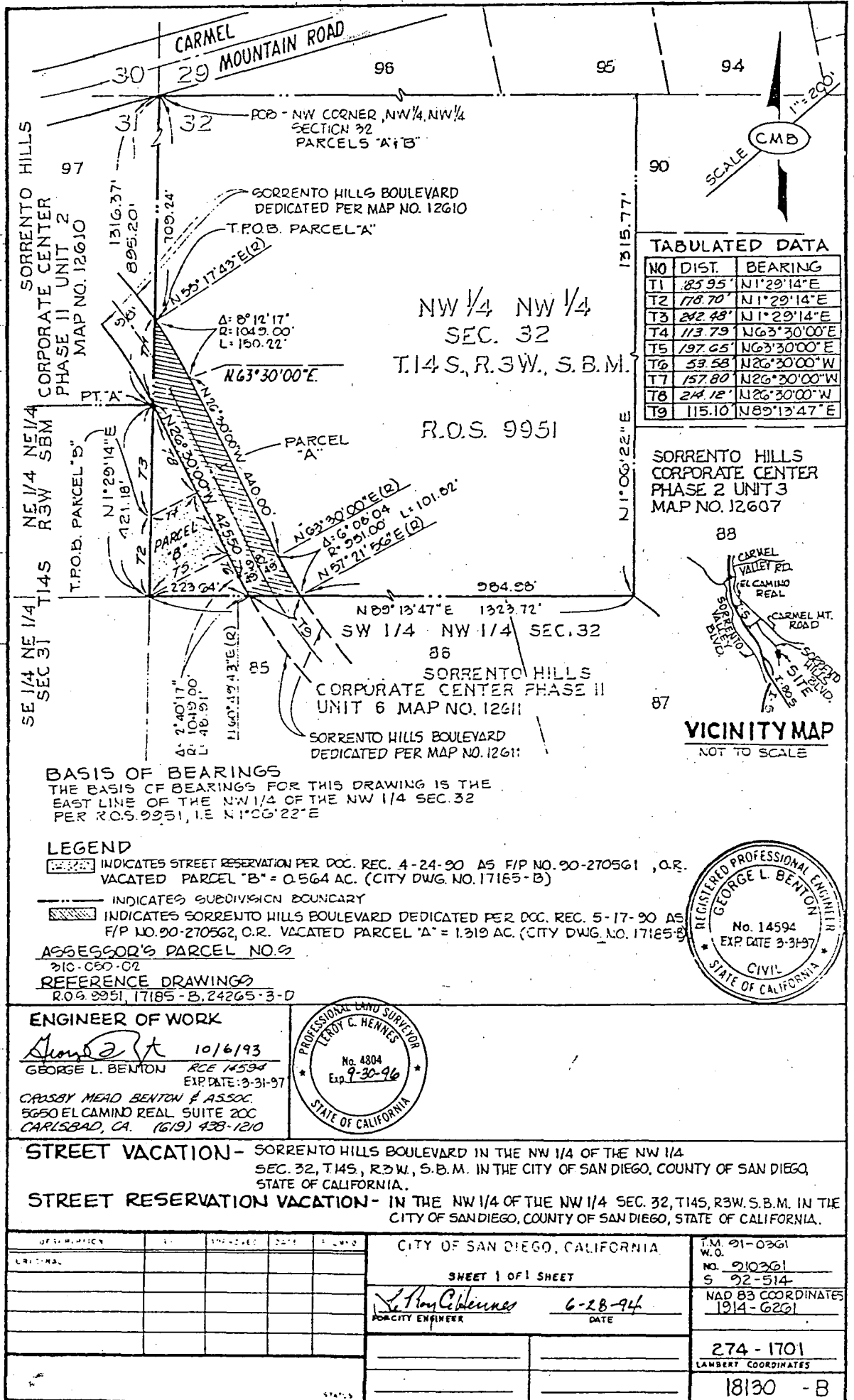
John K. Riess
Senior Deputy City Attorney

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Or.Dept:E&D
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DOCUMENT NO. **RR-285088**

FILED **DEC 06 1994**

OFFICE OF THE CITY CLERK
SAN DIEGO, CALIFORNIA



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JN 100-099