

RESOLUTION NUMBER R- 285635

ADOPTED ON APR 24 1995

WHEREAS, Section 8333(a) 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 easement to be vacated has not been used for the purpose for which it was dedicated or acquired for five years immediately preceding the proposed vacation; and

WHEREAS, the property owners have requested the vacation of a sewer easement within Lot 40 of Mark II Industrial Park, Map 9310, to facilitate development of the property; and

WHEREAS, the sewer easement to be vacated is not needed for present or prospective public utility 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 sewer 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 sewer easement within Lot 40 of Mark II Industrial Park, Map 9310 as more particularly shown on Drawing No. 18247-B, on file in the office of the City Clerk as Document No. RR- 285635, which is by this reference incorporated

herein and made a part hereof, be and the same is hereby ordered vacated.

2. That the City Clerk shall cause a certified copy of this resolution, 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:Eng.
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WO:034000
Dwg:18247-B
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