RESOLUTION NUMBER R-286449

ADOPTED ON OCTOBER 17, 1995

RESOLUTION CONSIDERING THE PROTESTS, AND ORDERING THE PROPOSED MAINTENANCE, IN THE MATTER OF THE CARMEL VALLEY NEIGHBORHOOD 8A OPEN SPACE PARK AND PRESERVE.

(ASSESSMENT DISTRICT NO. 4084)

WHEREAS, the notice of the time and place fixed for the hearing of protests in the matter of Carmel Valley

Neighborhood 8A Open Space Park and Preserve under Resolution of Intention No. R-286273, adopted on August 15, 1995, having been duly given in the manner required by law and the legal time for filing such protests and the time fixed for hearing thereon having passed; NOW, THEREFORE,

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

- 1. The protests received are acknowledged and comprise of more than 50% of the area of assessable lands.
- 2. Since the protests received and not withdrawn at the hearing exceed 50% of the assessable lands, Streets and Highways Cod section 10311 requires that the Neighborhood 8A Open Space Park and Preserve, District No. 4084, be abandoned.
- 3. The proceedings for the formation of the Carmel Valley Neighborhood 8A Open Space Park an Preserve are hereby abandoned.

4. The acquisition described in said Resolution of Intention will not be acquired.

APPROVED: JOHN W. WITT, City Attorney

John K. Riess

Senior Deputy City Attorney

JKR:pev 10/19/95

Or.Dept:Clerk

R-96-441

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