

RESOLUTION NUMBER R- 286547

ADOPTED ON NOV 03 1995

VACATION OF SEGMENTS OF 39TH STREET,
ALPHA STREET AND AN ALLEY IN BLOCK 2 OF
MAP 1168 FOR CESAR CHAVEZ ELEMENTARY SCHOOL
SITE.

WHEREAS, it is proposed that segments of 39th Street,
Alpha Street and an alley in Block 2 of Map 1168 for the Cesar
Chavez Elementary School site be vacated; 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, it is necessary and desirable that the vacation be
conditioned upon completion of a consolidation parcel map for the
affected 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,
California, that segments of 39th Street, Alpha Street and an

alley in Block 2 of Map 1168 for the Cesar Chavez Elementary School site, as more particularly referred to in Resolution of Intention No. R-286446, adopted by Council on OCT 16 1995, is unnecessary for present or prospective public street purposes.

BE IT FURTHER RESOLVED, that segments of 39th Street, Alpha Street and an alley in Block 2 of Map 1168 for the Cesar Chavez Elementary School site, as more particularly shown on Exhibit "D," on file in the office of the City Clerk as Document No. RR-286547, which said drawing is attached hereto and made a part hereof, be, and the same is hereby ordered vacated.

BE IT FURTHER RESOLVED, that the resolution shall not become effective unless and until the following conditions have been met:


1. The construction of full-width of roadway, the new alignment of Alpha Street along the northern boundary of the Cesar Chavez Elementary School site.
2. The installation of full height curb and sidewalk on the west side of 40th Street across the openings of Alpha Street (old alignment) and across the alley in Block 2 of Map 1168.
3. Approval and recordation of a consolidation map.

In the event the above conditions are not completed within two years following the adoption of this resolution by the Council, then this resolution shall become void and be of no further force or effect.

BE IT FURTHER RESOLVED, that the City Engineer shall advise the City Clerk of the completion fo the aforementioned

conditions, and the City Clerk shall then cause a certified copy of this resolution, attested by him under seal, to be recorded in the office of the County Recorder.

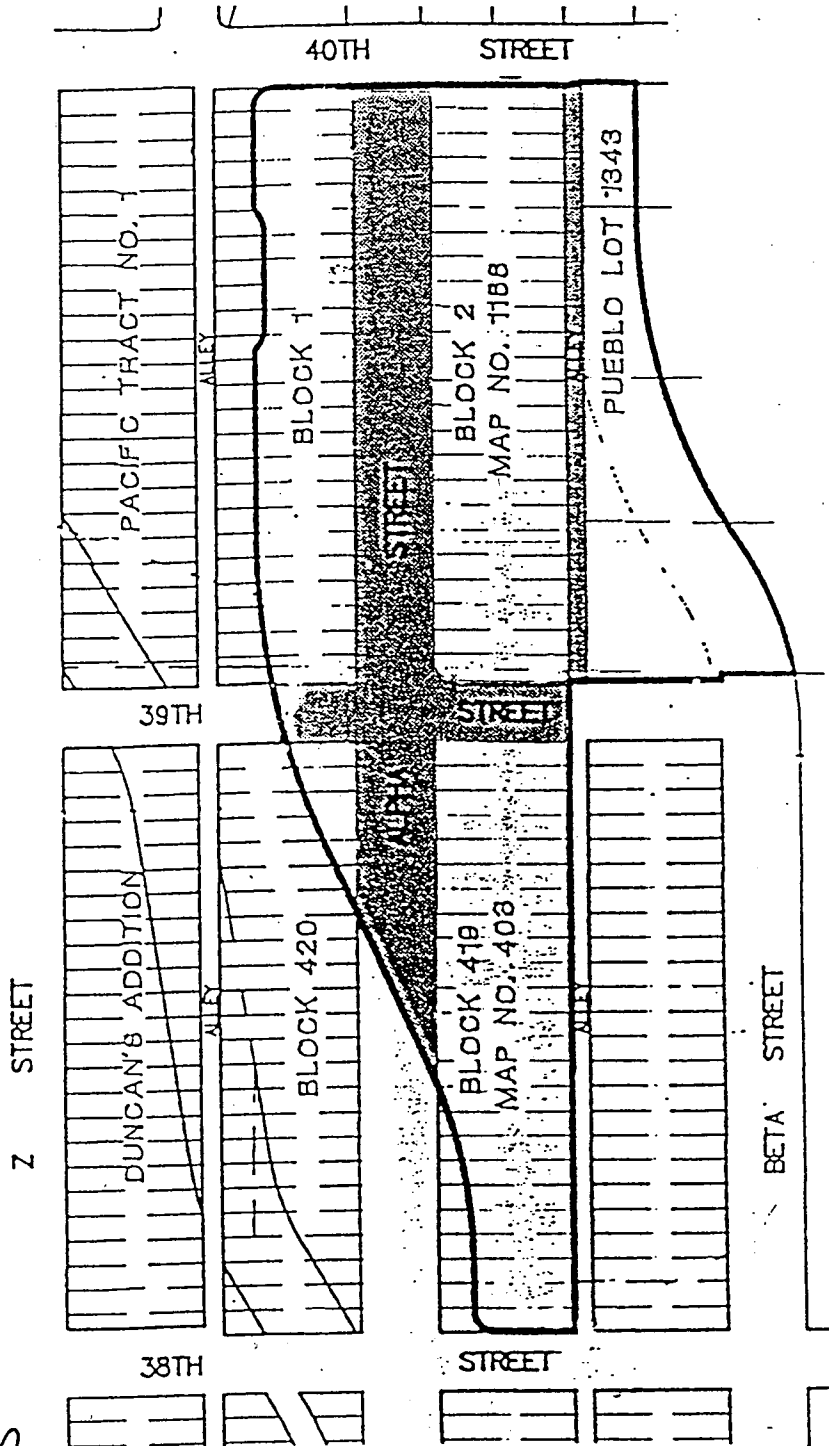
APPROVED: JOHN W. WITT, City Attorney

By 

John K. Riess
Senior Deputy City Attorney

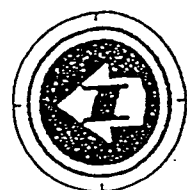
JKR:pev
10/04/95
Or.Dept:Eng.
R-96-369
Form=r.stv

CESAR CHAVEZ ELEMENTARY SCHOOL SITE
SOUTHEAST SAN DIEGO, SOUTHCREST NEIGHBORHOOD,
DISTRICT 8
STREET VACATION SA94-526



INDICATES PROPOSED STREET/ALLEY VACATIONS

CITY OF SAN DIEGO - DEVELOPMENT SERVICE DEPARTMENT



DOCUMENT NO. *RR* 286547

FILED NOV 06 1995
OFFICE OF THE CITY CLERK
SAN DIEGO, CALIFORNIA