

RESOLUTION NUMBER R-287321

ADOPTED ON MAY 14, 1996

WHEREAS, the provisions of Council Policy 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 66499.20-1/2 of the California Government Code provides that the filing of the map shall constitute abandonment of all streets and easements not shown on said map; and

WHEREAS, the abutting property owners have requested the vacation of the northerly excess portion of Laurel Street east of Horton Street and the westerly excess portion of Brant Street north of Laurel Street in connection with the Villas at Laurel (TM 95-0685) to facilitate development of their property; and

WHEREAS, the portion of street to be vacated is not needed for present or prospective public street purposes; 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, 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 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 final map for the Villas at Laurel (TM 95-0685); 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 northerly excess portion of Laurel Street east of Horton Street and the westerly excess portion of Brant Street north of Laurel Street, in connection with the Villas at Laurel (TM 95-0685), as more particularly shown on Exhibit "A" on file in the office of the City Clerk as Document No. RR- 287321, which is by this reference incorporated herein and made a part hereof, be and the same is hereby ordered vacated.


2. That the resolution shall not become effective unless and until the final subdivision map for the Villas at Laurel (TM 95-0685) has been approved by Council action. In the event that the final map is not approved within the time allowance specified under the tentative map conditions or any subsequent time extensions allowed, 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 final map, and that 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

  
Harold O. Valderhaug  
Chief Deputy City Attorney

HOV:cdk:ps  
05/29/96  
Or.Dept:Clerk  
R-96-1489