

RESOLUTION NUMBER R- 287324

ADOPTED ON MAY 14 1996

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 general utility easement within Lot 1 of College Park Hospital & Medical Center, Map No. 4108, to facilitate development of their property; and

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summary vacation of streets and public service easements by City Council resolution where the easement to be vacated is superseded by relocation and there are no other public facilities within the easement; and

WHEREAS, the property owners have requested the vacation of a general utility easement within Lot 32 of La Mesa Colony, Map No. 346; and

WHEREAS, it is necessary and desirable that the vacation be conditioned upon completion of a consolidation parcel map for the affected parcels associated with this development; and

WHEREAS, these general utility easements are 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 utility system for which the easements were originally dedicated or 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 a general utility easement within Lot 32 of La Mesa Colony, Map No. 346, and a general utility easement within Lot 1 of College Park Hospital & Medical Center, Map No. 4108, as more particularly shown on Drawing No. 18428-B on file in the office of the City Clerk as Document No. RR- 287324, 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 processing of a consolidated parcel map associated with the development of these properties is complete. In the event the above map is not filed within one year following the adoption of this resolution, this resolution shall become void and be of no further force or effect.

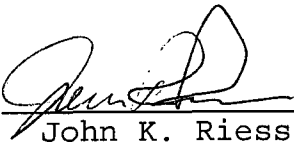
3. That this resolution shall not become effective unless and until the Water Utilities Director approves the cut, plug and abandonment of both the six (6) inch AC water main and the eight

(8) inch VC sewer main within the existing general utility easement in Lot 32 of La Mesa Colony, Map No. 346, occurring prior to development of the site subsequent to the adoption of this resolution.

4. That the City Engineer shall advise the City Clerk of the completion of the aforementioned consolidation parcel map, 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

JKR:ps
04/29/96
Or.Dept:Dev.Svcs.
Case 96-0144
R-96-1307