

RESOLUTION NUMBER R- 287980

ADOPTED ON OCT 29 1996

WHEREAS, the provisions of Council Policy No. 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 8330 et seq. of the California Streets and Highways Code provides a procedure for the summary vacation of streets by Council resolution where the portion of street to be vacated consists of a portion of a street or highway that lies within property under one ownership and that does not continue through such ownership or end touching the property of another; and

WHEREAS, the abutting property owner has requested the vacation of Tolache Court southerly of El Camino Real and adjacent to Lots 5 and 6 of Sorrento Hills Corporate Center Phase 1, Map 12566, 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 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  
recordation of a mutual access agreement or easement for a singular common driveway between  
Lots 5 and 6 of Sorrento Hills Corporate Center Phase I, Map 12566 and installation of certain  
public improvements; 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 Tolache Court southerly of El Camino Real and adjacent to Lots 5 and 6 of  
Sorrento Hills Corporate Center Phase I, Map 12566, as more particularly shown on Drawing  
No. 18419-B on file in the office of the City Clerk as Document No. RR- 287980,  
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 following conditions  
have been met:

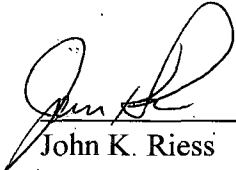
a. Recordation of a mutual access agreement or easement for a singular common  
driveway between Lots 5 and 6 of Sorrento Hills Corporate Center Phase I, Map 12566,  
satisfactory to the City Engineer.

b. Installation of curb, gutter and sidewalk across the vacated area at El Camino Real  
satisfactory to the City Engineer.

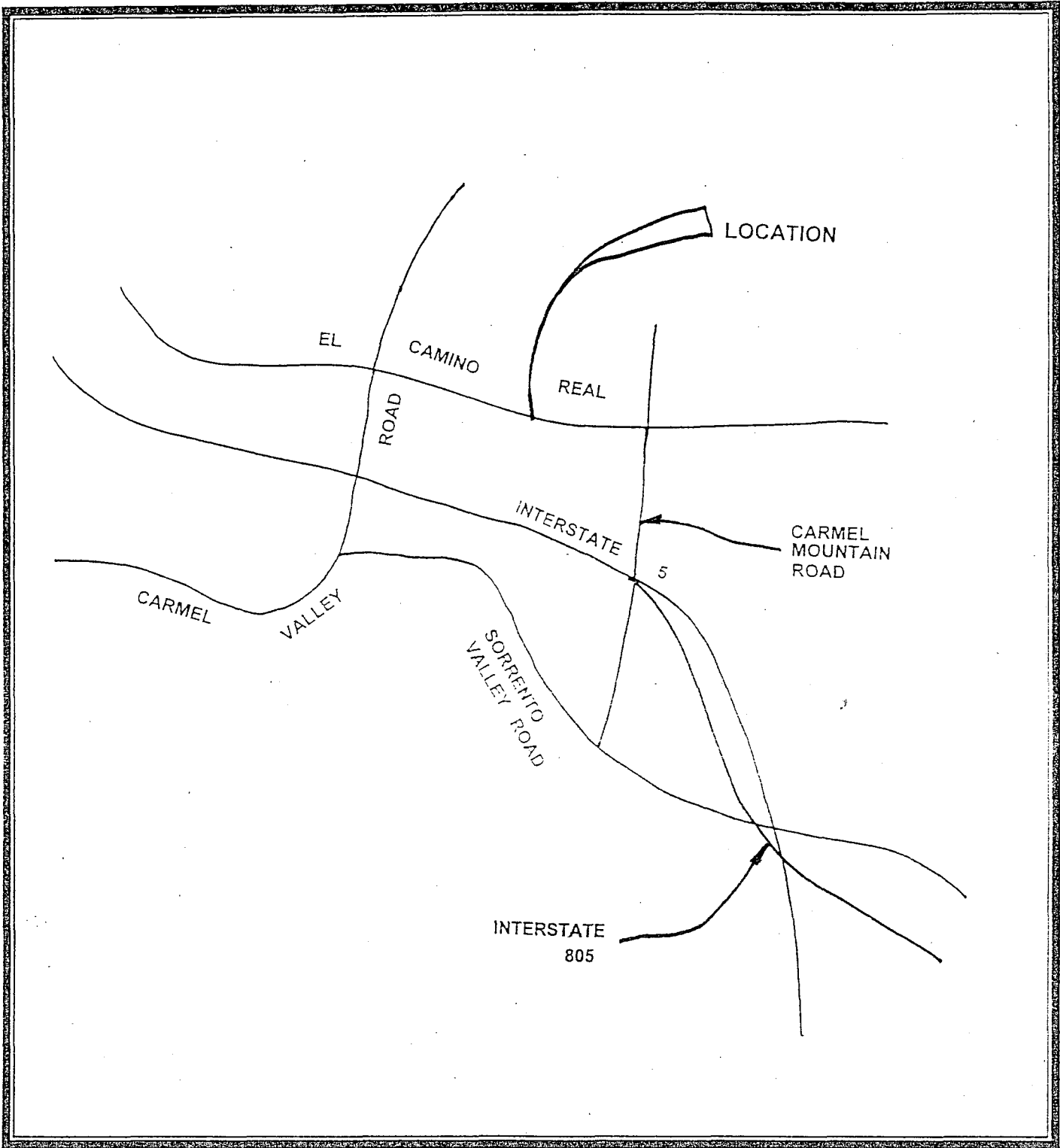
In the event the above conditions are not completed within one year following the adoption of this resolution, then this resolution shall become void and be of no further force or effect.

3. That the City Engineer shall advise the City Clerk of the approval of the aforementioned condition, and that 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  
Deputy City Attorney

JKR:pev  
10/08/96  
Or.Dept:DSD  
SA:96-503  
WO:120102  
DWG:18419-B  
R-97-398  
Form=sumv2.res



THE CITY OF  
**SAN DIEGO**

DEVELOPMENT SERVICES DEPARTMENT  
 LAND DEVELOPMENT REVIEW DIVISION



LOCATION MAP

NO SCALE

R- 287980

**BASIS OF BEARINGS**

THE BASIS OF BEARINGS FOR THIS DRAWING IS THE NORTHERLY LINE OF SORRENTO HILLS CORPORATE CENTER PHASE I UNIT I MAP NO. 12566 I.E. N88°43'12"W


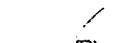

**REFERENCE DWGS.**

MAP NO. 12566, 22006-12-D

**ASSESSORS' PARCEL NO.S**

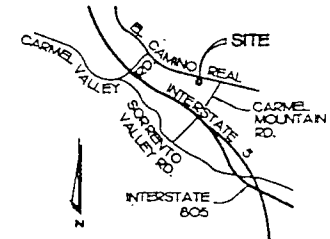
307-350-05 & 06

**LEGEND**

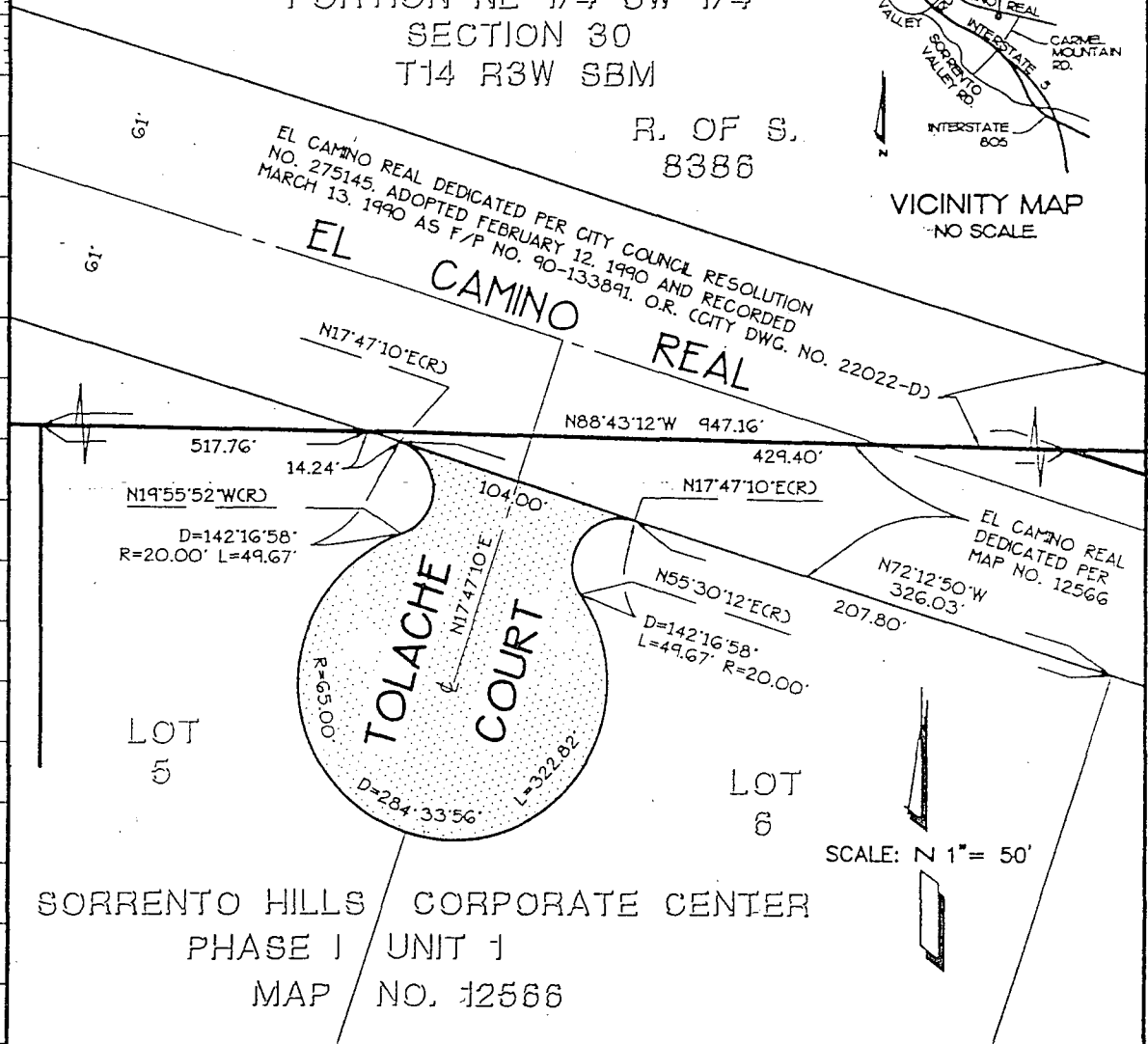
-  INDICATES TOLACHE COURT VACATED (AREA = 0.346 ACRES)
-  INDICATES RADIAL BEARING
-  INDICATES SUBDIVISION BOUNDARY

PORTION NE 1/4 SW 1/4  
SECTION 30  
T14 R3W SBM

R. OF S.  
8386



VICINITY MAP  
NO SCALE



**ENGINEER OF WORK**  
CROSBY MEAD BENTON & ASSOC.  
56050 EL CAMINO REAL SUITE 200  
CARLSBAD, CA 92008 (619) 438-1210  
*George L. Benton* 6/13/96  
GEORGE L. BENTON R.C.E. 14594  
EXP. DATE 3-31-97

**STREET VACATION - TOLACHE COURT - SOUTH OF EL CAMINO REAL**

DESCRIPTION	BY	APPROVED	DATE	FILED	CITY OF SAN DIEGO, CALIFORNIA		T.M. N.O.
ORIGINAL	CMB				SHEET 1 OF 1 SHEET		84-0519
					<i>Subbennor</i> 6-20-96		V.D. 840519
					FOR CITY ENGINEER DATE		N.O. 96-503
							1914-6257
							MAJED COORDINATES
							274-1697
							LABORIT COORDINATES
							18419-B

DOCUMENT NO. *RR-287380*  
**OCT 29 1996**

FILED  
OFFICE OF THE CITY CLERK  
SAN DIEGO, CALIFORNIA