

RESOLUTION NUMBER R- 288208

ADOPTED ON DEC 10 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 and public service easements by City Council Resolution where for a period of five consecutive years the street or highway has been impassable for vehicular travel and no money was expended for maintenance on the street or highway during such period; and

WHEREAS, the abutting property owners have requested the vacation of the portions of Old Survey No. 80, Old Survey No. 124, and Road Survey No. 65 in connection with Villa Panacea (TM 87-0081) 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 are no present or prospective uses for the streets either for the public street system, for which the rights-of-way were originally acquired, or for any other public use of a like nature that can be anticipated in that the rights-of-way are 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

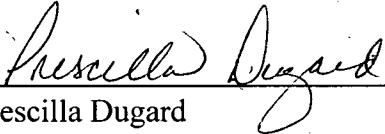
WHEREAS, the public street system for which the rights-of-way were originally acquired will not be detrimentally affected by this vacation; NOW, THEREFORE,

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

1. That Old Survey No. 80, Old Survey No. 124, and Road Survey No. 65 in connection with Villa Panacea (TM 87-0081), as more particularly shown on Drawing No. 25670-D on file in the office of the City Clerk as Document No. RR- 288208-1, which is by this reference incorporated herein and made a part hereof, be and the same is hereby ordered vacated.

2. That the City Clerk shall 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: CASEY G. GWINN, City Attorney

By   
Prescilla Dugard  
Deputy City Attorney

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Or.Dept:Dev.Svcs.  
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Dwg:25670-D  
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