(R-98-256)

RESOLUTION NUMBER R- 289177 ADOPTED ON SEP 1 6 1997

WHEREAS, California Streets and Highways Code section 8330 et seq. provides a procedure for the summary vacation of public street easements by City Council resolution where the easements are no longer required; and

WHEREAS, the affected property owners have requested the vacation of 29th Street between Laurel Street and Maple Street in order to facilitate the development of their property; and

WHEREAS, the City Council finds that:

- (a) 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
 - (b) The public will benefit from the vacation through improved utilization of land; and
- (c) The vacation is not inconsistent with the General Plan or an approved Community Plan; and
- (d) 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 29th Street between Laurel Street and Maple Street, as more particularly shown on Drawing No. 18674-B, on file in the office of the City Clerk as Document

No. RR- 289177-1, which is by this reference incorporated herein and made a part hereof, be and the same is hereby ordered vacated and the area shown on Drawing No. 18674-B designated as a sewer easement reservation is hereby reserved as a sewer easement for the construction and maintenance of sanitary sewer facilities and appurtenances thereto, together with the right of ingress and egress for such purposes.

2. That the City Clerk shall cause a certified copy of this resolution, with Drawing No. 18674-B attached, attested by him under seal, to be recorded in the office of the County Recorder.

APPROVED: CASEY GWINN, City Attorney

Prescilla Dugard

Deputy City Attorney

PD:lc

09/02/97

Or.Dept:Dev.Svcs.

SA:96-534

WO:120102

Dwg:18674-B

R-98-256

Form=sumv.frm

DOCUMENT NO. K 289177-

OFFICE OF THE CITY CLERK

FILED