

(R-98-1089)

RESOLUTION NUMBER R- 289951

ADOPTED ON APR 20 1998

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

WHEREAS, the abutting property owners have requested the vacation of a drainage easement in a portion of Lot 3 of Creekview South, Parcels 23, 24, 25, 26 and 27, Unit No. 4, Map No. 13067 to facilitate development of their property; and

WHEREAS, the City Council finds that:

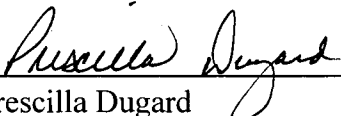
- (a) there is no present or prospective use for the drainage easement for public street purposes; and
- (b) the public will benefit from the vacation through improved utilization of land; and
- (c) the vacation is not inconsistent with the General Plan or an approved Community Plan; and
- (d) the drainage 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 drainage easement in a portion of Lot 3 of Creekview South, Parcels 23, 24, 25, 26 and 27, Unit No. 4, Map No. 13067, as more particularly shown on Drawing No. 18109-B on file in the office of the City Clerk as Document No. RR- 289951 which is by this reference incorporated herein and made a part hereof, be and the same are ordered vacated.

2. That the City Clerk shall cause a certified copy of this resolution, attested by him under seal, to be recorded in the office of the County Recorder.

APPROVED: CASEY GWINN, City Attorney

By   
Precilla Dugard  
Deputy City Attorney

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Or.Dept:Dev.Svcs.  
WO:930170  
Dwg:18109-B  
R-98-1086  
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