

RESOLUTION NUMBER R- 290631

ADOPTED ON SEP 08 1998

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

WHEREAS, the affected property owner has requested the vacation of a portion of Fourth Avenue south of "K" Street to unencumber this property and facilitate the development of the site as conditioned in approved Community Plan; and

WHEREAS, the City Council finds that:

(a) there is no present or prospective use for the public street easement 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:

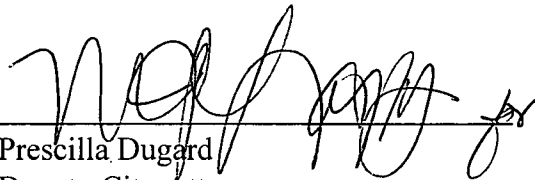
1. That the public street easement located at Fourth Avenue south of "K" Street, as more particularly shown on Drawing No. 18780-B, on file in the office of the City Clerk as Document

No. RR- 290631 which is by this reference incorporated herein and made a part hereof,
is ordered vacated.

2. That the vacation shall be conditioned upon and not become effective unless and until
th installation of a full-height curb, gutter and sidewalk has been inspected and accepted by the
City Engineer. In the event that this construction is not accomplished within one year following
the adoption of this resolution, this resolution shall become void and be of no further force and
effect.

3. 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 
Prescilla Dugard
Deputy City Attorney


PD:cdk
08/21/98
Or.Dept:Dev.Svcs.
WO:120102
Dwg:18780-B
R-99-237
Form=sumv.frm

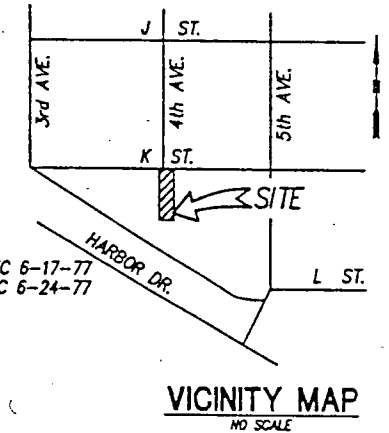
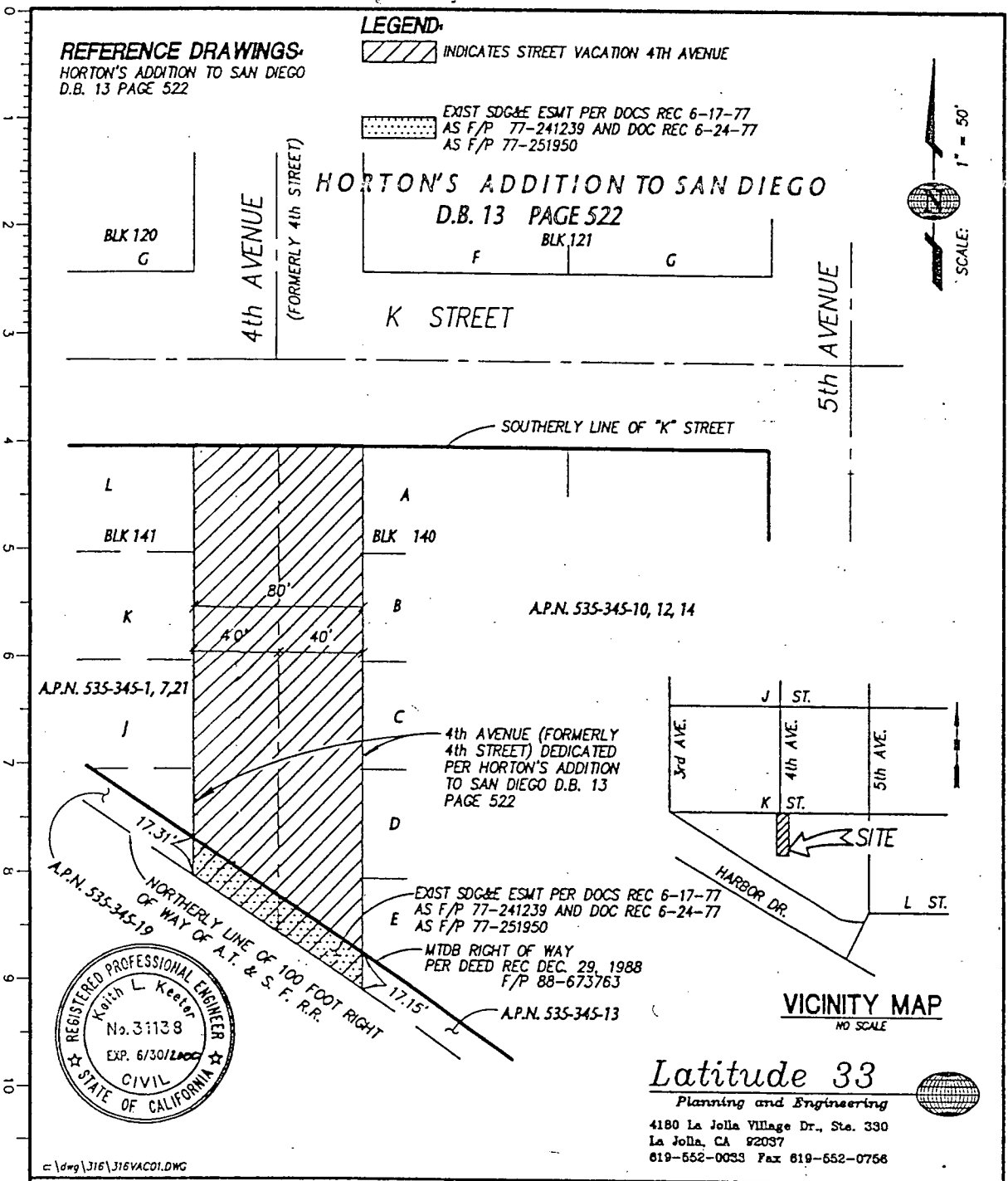
EXHIBIT 'B'

REFERENCE DRAWINGS:
 HORTON'S ADDITION TO SAN DIEGO
 D.B. 13 PAGE 522

LEGEND:

 INDICATES STREET VACATION 4TH AVENUE

 EXIST SDG&E ESMT PER DOCS REC 6-17-77
 AS F/P 77-241239 AND DOC REC 6-24-77
 AS F/P 77-251950



Latitude 33
 Planning and Engineering
 4180 La Jolla Village Dr., Ste. 330
 La Jolla, CA 92037
 619-552-0033 Fax 619-652-0756

c:\dwg\315\315VAC01.DWG

Keith L. Keeter
 6-16-98
 KEITH L. KEETER R.C.E. 31138 DATE
 MY REGISTRATION EXPIRES 06-30-2000

STREET VACATION 4TH AVENUE - BETWEEN THE SOUTHERLY LINE OF K STREET AND THE NORTHERLY LINE OF AT&SF RR RIGHT OF WAY

DESCRIPTION	BY	APPROVED	DATE	FILED
ORIGINAL	LAT33			
CITY OF SAN DIEGO, CALIFORNIA				
SHEET 1 OF 1 SHEET				
		<i>Lee Hennes</i>		7-8-98
		FOR CITY ENGINEER		DATE
S497-528				
W.O. NO. 120102				
1838-6279				
CGS 83 COORDINATES				
198-1719				
LAMBERT COORDINATES				
18780-B				

DOCUMENT NO. **290631**
 FILED **SEP 08 1998**
 OFFICE OF THE CITY CLERK
 SAN DIEGO, CALIFORNIA