

RESOLUTION NUMBER R- 290698

ADOPTED ON SEP 14 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 easements are no longer required; and

WHEREAS, the affected property owner has requested the vacation of water and general utility easements within the vacated portion of evergreen Street at Russell Street to unencumber the property and to facilitate development of the property; and

WHEREAS, the City Council finds that:

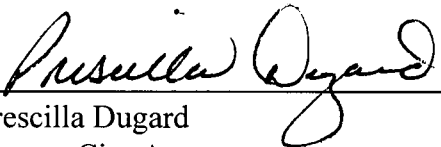
- (a) there is no present or prospective use for the water and general utility easements for public street purposes; and
- (b) the public will benefit from the vacation through improved utilization of land; and
- (c) the vacation is not inconsistent with the General Plan or an approved Community Plan; and
- (d) the public service 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 water and general utility easements within the vacated portion of Evergreen Street at Russell Street, as more particularly shown on Drawing No. 18797-B on file in the office of the City Clerk as Document No. RR- 290698 , which is by this reference incorporated herein and made a part hereof, be and the same is 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 GWINN, City Attorney

By 
Prescilla Dugard
Deputy City Attorney

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09/01/98
Or.Dept:Dev.Svcs.
WO:120102
Dwg:18797-B
R-99-291