

RESOLUTION NUMBER R- 290913

ADOPTED ON NOV 10 1998

WHEREAS, Section 8330 et seq. of the California Streets and Highways Code provides a procedure for the summary vacation of public streets by City Council resolution where the portion of the street to be vacated is excess to the City's right-of-way needs and is no longer required for street or highway purposes; and

WHEREAS, the abutting property owner has requested the partial vacation of Rushville Street to remedy a non-conforming condition; and

WHEREAS, the City Council finds that:

(a) there is no present or prospective use for that portion of the street proposed for vacation 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 portion of the right-of-way proposed for vacation 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) those properties adjoining that portion of the street to be vacated will continue to have access; and

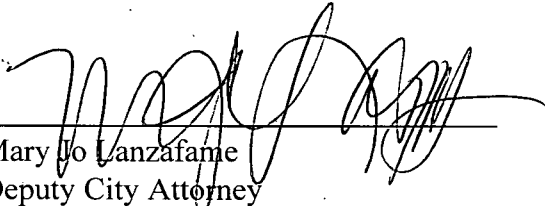
(e) the public street system for which the right-of-way was originally acquired will not be detrimentally affected by this vacation; NOW, THEREFORE,

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

1. That Rushville Street at the alley easterly of Draper Street, as more particularly shown on Drawing No. 18835-B and Exhibit "A" on file in the office of the City Clerk as Document No. RR- 290913, which are attached hereto and made a part hereof, is ordered vacated.
2. That the City Clerk shall cause a certified copy of this resolution, with drawing and exhibit, attested by him under seal, to be recorded in the office of the County Recorder.

APPROVED: CASEY GWINN, City Attorney

By



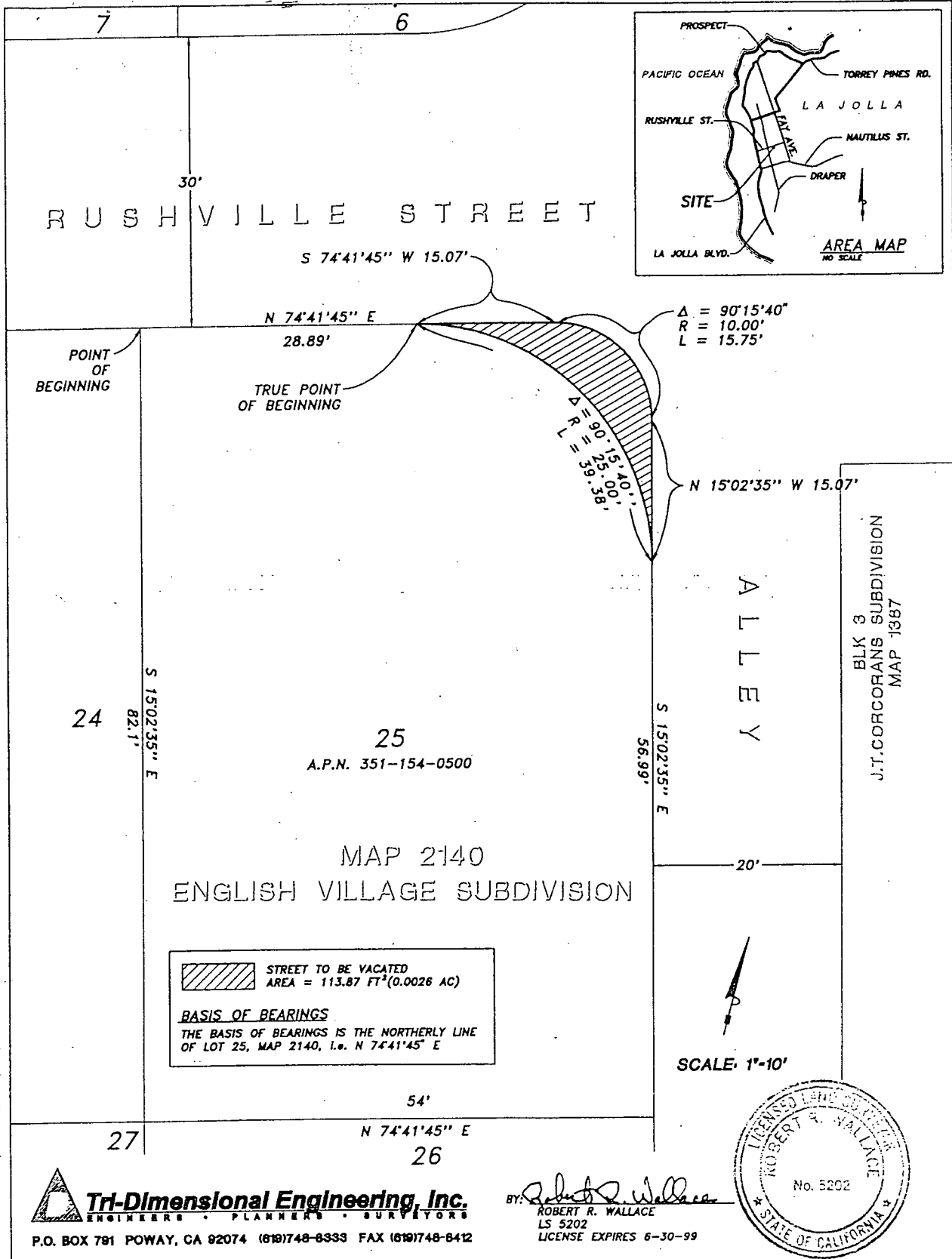
Mary Jo Lanzafame
Deputy City Attorney

MJL:cdk
10/16/98
Or.Dept:Dev.Svcs.
WO:120102
Dwg:18835-B
R-99-470
Form=sumv.frm

DOCUMENT NO. **R-290913**

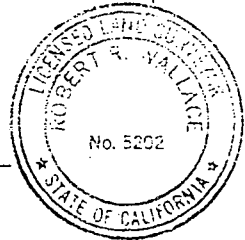
FILED **NOV 10 1998**

OFFICE OF THE CITY CLERK
SAN DIEGO, CALIFORNIA



Tri-Dimensional Engineering, Inc.
ENGINEERS • PLANNERS • SURVEYORS
P.O. BOX 781 POWAY, CA 92074 (619)748-8333 FAX (619)748-8412

BY: *Robert R. Wallace*
ROBERT R. WALLACE
LS 5202
LICENSE EXPIRES 6-30-99



STREET VACATION - RUSHVILLE STREET

SOUTHWEST CORNER OF RUSHVILLE STREET
AND ALLEY EASTERLY OF RUSHVILLE STREET

DESCRIPTION	BY	APPROVED	DATE	FILED	CITY OF SAN DIEGO, CALIFORNIA DEVELOPMENT SERVICES DEPARTMENT SHEET 1 OF 1 SHEETS	V.D. NO. 120102 SA 97-524
ORIGINAL	TH-D				<i>Lee Hennes</i> 8-26-98 FOR CITY ENGINEER DATE	1879-6242 MAD 83 COORDINATES
						244-1688 LAMBERT COORDINATES
R 290913					STATUS	18835-B

Street Vacation

EXHIBIT 'A'

THAT PORTION OF LOT 25, MAP 2140, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO THE MAP THEREOF FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY NOVEMBER 27, 1928, AS FILE NUMBER 71859, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID LOT 25; THENCE ALONG THE NORTHERLY RIGHT-OF-WAY LINE OF RUSHVILLE STREET, NORTH 74° 41' 45" EAST 28.89 FEET TO THE TRUE POINT OF BEGINNING; THENCE NORTH 74°41'45" EAST 15.07 FEET TO THE BEGINNING OF A TANGENT CURVE HAVING A RADIUS OF 10.00 FEET, CONCAVE SOUTHWESTERLY, THENCE SOUTHEASTERLY ALONG SAID CURVE, THROUGH A CENTRAL ANGLE OF 90°15'40" AN ARC DISTANCE OF 15.75 FEET; THENCE SOUTH 15°02'35" EAST 15.07 FEET TO POINT OF CUSP WITH A 25.00 FEET RADIUS CURVE, CONCAVE SOUTHWESTERLY, THENCE NORTHWESTERLY ALONG SAID CURVE, THROUGH A CENTRAL ANGLE OF 90°15'40" AN ARC DISTANCE OF 39.38 FEET TO THE TRUE POINT OF BEGINNING.

SAID PORTION OF LAND CONTAINS 0.0026 ACRES.

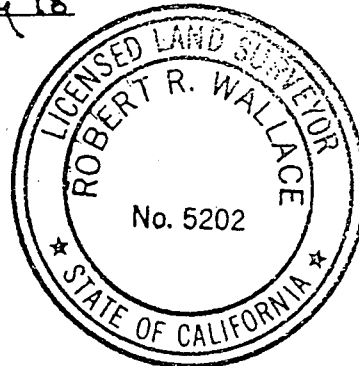
Robert R. Wallace

Robert R. Wallace

LS 5202

License Expires 06-30-99

29 July 98
Date



W.O. 120102

SA. 97-524

Ref: 18835-B

R- 290913