

(R-99-1221)

RESOLUTION NUMBER R- 291706

ADOPTED ON JUN 01 1999

APPROVING MAP OF MIRA MESA MARKETCENTER.

BE IT RESOLVED, by the Council of The City of San Diego, that the Council finds that certain map surveyed by Douglas C. Paul, Registered Civil Engineer, titled "MIRA MESA MARKETCENTER" (the "MAP"), being a subdivision of a portion of the Northwest Quarter of the Southwest Quarter of Section 32, Township 14 South, Range 2 West, San Bernardino Meridian, in The City of San Diego, County of San Diego, State of California, according to the Official Plat thereof, Parcels 1 and 2 of Parcel Map No. 18230, in The City of San Diego, County of San Diego, State of California as recorded in the Office of the County Recorder of San Diego County on April 7, 1999, together with Maya Linda Road (formerly known as Black Mountain Road) and the unnamed public road as dedicated to public use, is made in the manner and form prescribed by law and conforms to the surrounding surveys; that the MAP is in substantial conformance with the approved Vesting Tentative Map No.96-7371; that the MAP and the subdivision of land shown thereon is approved and accepted; and the Council accepts on behalf of the public, the following: Westview Parkway and portions of Mira Mesa Boulevard and Hillery Drive and together with all appurtenances thereto, and dedicated to the public use, as dedicated and shown on the MAP, and subject to the conditions set forth on the MAP.

BE IT FURTHER RESOLVED, that the Council finds that Maya Linda Road (formerly known as Black Mountain Road) and the unnamed public road, both dedicated per document recorded June 30, 1966 as File/Page No. 107846, Book 1966, Series 7 of Official Records, the

unnamed public road per document recorded Nov. 1, 1946, in Book 2275, Page 120 of Official Records, the unnamed public roads granted to the County of San Diego per deeds recorded January 5, 1904, in Book 336, Page 326 of Deeds and recorded November 1, 1946, in Book 2275, Page 120 of Official Records, now vested in the City, and the temporary street per document recorded December 3, 1969, as File/Page No. 220215 of Official Records, and the portion of water easement granted to the City per deed recorded November 7, 1960, as File/Page No. 220388 of Official Records and relinquishment of access rights to the City per document recorded Jan. 3, 1961, as File/Page No. 280 and 281 of Official Records, are no longer needed for the public purpose for which they were granted and are not shown within this MAP because they are abandoned pursuant to Section 66499.20 ½ of the State Subdivision Map Act.

BE IT FURTHER RESOLVED, that the Council accepts, on behalf of The City of San Diego, any and all abutters' rights of access in and to Mira Mesa Boulevard, adjacent and contiguous to Lots 6 and portions of Lot 5, all as shown on this MAP within this subdivision. The City Engineer is authorized to revest all or part of said access rights if there is a change in circumstances making access necessary and safe.

BE IT FURTHER RESOLVED, that the Council accepts on behalf of The City of San Diego, the easement with the right of ingress and egress for the construction and maintenance of water facilities, designated as "Water Easement Granted Hereon", as granted and shown on the MAP and subject to the conditions set forth on the MAP.

BE IT FURTHER RESOLVED, that the Council accepts on behalf of the City of San Diego, the easements for general utility and access purposes over, under, upon and across a portion of Lots 3, 4, 5, 6, 8, 9, 10, 11, 12, 13, 14, 15 and 16 and identified as "General Utility

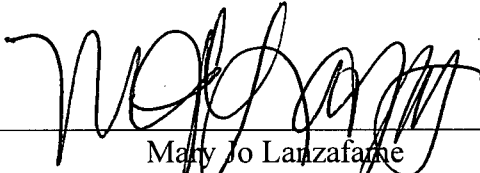
and Access Easement Granted Hereon", as granted and shown on the MAP and subject to the conditions set forth on the MAP.

BE IT FURTHER RESOLVED, that the City Clerk is authorized and directed to endorse upon the MAP, as and for the act of the Council, that the Council has approved the MAP and that the streets are accepted on behalf of the public as stated in this resolution.

BE IT FURTHER RESOLVED, that the City Clerk is directed to transmit the MAP to the County Recorder of the County of San Diego, California, for recordation.

APPROVED: CASEY GWINN, City Attorney

By



Mary Jo Lanzafame
Deputy City Attorney

MJL:cdk
04/26/99
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Or.Dept:Plan: And Dev. Review
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