

ORDINANCE NUMBER O- 18753 (NEW SERIES)

ADOPTED ON FEB 22 2000

AN ORDINANCE SETTING ASIDE AND DEDICATING CITY-OWNED LAND, KNOWN AS "CARMEL CREEK PARK" IN THE CITY OF SAN DIEGO, CALIFORNIA, FOR A PUBLIC PARK.

WHEREAS, San Diego Charter section 55 [Charter] provides that all real property owned in fee by the City that is dedicated by ordinance for park and recreation purposes shall not be used for any but park and recreation purposes without a changed use or purpose being authorized by a two-thirds vote of the people; and

WHEREAS, in accordance with the Charter and Council Policy 700-17, the Park and Recreation Board [Board] has reviewed the City's inventory of park lands to determine which parks have met the requirements for dedication by ordinance; and

WHEREAS, the Board has identified thirty-one parks that meet the Charter and Policy requirements, one of which is known as "Carmel Creek Park," and recommends that those parks be dedicated by ordinance; NOW, THEREFORE,

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

Section 1. That the City-owned land known as "Carmel Creek Park," which is more particularly described in Exhibit A, attached hereto and incorporated herein by this reference, is set aside and dedicated in perpetuity for park and recreational purposes.

Section 2. That the City Council of The City of San Diego specifically reserves the right to establish underground public service easements through and across the dedicated property so

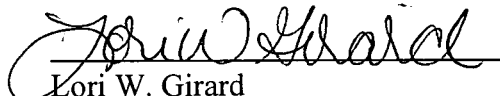
long as the construction and maintenance of the subject easements do not substantially negatively impact the availability of the property for use for park and recreational purposes.

Section 3. That the City Clerk is authorized and directed to file for record in the office of the San Diego County Recorder a certified copy of this ordinance.

Section 4. That a full reading of this ordinance is dispensed with prior to its final passage, a written or printed copy having been available to the City Council and the public a day prior to its final passage.

Section 5. This ordinance shall take effect and be in force on the thirtieth day from and after its passage.

APPROVED: CASEY GWINN, City Attorney

By   
Lori W. Girard  
Deputy City Attorney

LWG:cdk  
1/4/00  
Or.Dept:Pk.&Rec.  
O-2000-97  
Form=sappo.frm

EXHIBIT A  
PARCEL 3  
(Carmel Creek Park )

ALL THOSE PORTIONS OF LOTS 1 THROUGH 25, LOTS 30 THROUGH 43, LOTS 57 THROUGH 90 AND LOT "A" OF MAP NO. 12564, TOGETHER WITH PORTIONS OF RIDGETOP COURT, GOLDONNA LANE, MCKETTRICK WAY AND CAMARENA ROAD AS SHOWN ON SAID MAP NO. 12564, IN THE CITY OF SAN DIEGO, COUNTY OD SAN DIEGO, STATE OF CALIFORNIA, FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY ON FEBRUARY 14, 1990 AS FILE NO. 90-083263 OF OFFICIAL RECORDS, TOGETHER WITH THOSE PORTIONS OF PARCEL 1 AND 2 OF PARCEL MAP NO. 16001, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY ON FEBRUARY 28, 1990 AS FILE NO. 90-107618 OF OFFICIAL RECORDS.

COMMENCING AT THE MOST NORTHWESTERLY CORNER OF SAID MAP NO. 12564, SAID CORNER BEING THE TRUE POINT OF BEGINNING OF THE PROPERTY HEREIN DESCRIBED; THENCE SOUTHERLY ALONG THE WESTERLY LINE OF SAID MAP NO. 12564, SOUTH 01° 14' 11" WEST 55.65 FEET TO THE BEGINNING OF A TANGENT 1,070.00 FOOT RADIUS CURVE CONCAVE EASTERLY; THENCE CONTINUING ALONG SAID WESTERLY LINE AND SOUTHERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 16° 29' 44", A DISTANCE OF 308.05 FEET TO A POINT THEREON; THENCE LEAVING SAID WESTERLY LINE OF MAP NO. 12564, NORTH 88° 03' 24" EAST 425.08 FEET; THENCE SOUTH 01° 20' 19" EAST 33.90 FEET; THENCE NORTH 88° 03' 24" EAST 112.30 FEET; THENCE SOUTH 16° 00' 07" WEST 169.50 FEET; THENCE SOUTH 03° 59' 35" EAST 83.22 FEET; THENCE SOUTH 16° 00' 07" WEST 34.00 FEET TO A POINT ON THE SOUTHERLY LINE OF SAID MAP MO. 12564, SAID POINT LYING ON A NON-TANGENT 530.00 FOOT RADIUS CURVE CONCAVE SOUTHERLY, A RADIAL LINE TO SAID POINT BEARS NORTH 16° 00' 07" EAST; THENCE EASTERLY ALONG SAID SOUTHERLY LINE OF MAP NO. 12564 AND EASTERLY AL;ONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 09° 00' 21", A DISTANCE OF 83.31 FEET TO THE MOST SOUTHERLY CORNER OF SAID MAP NO. 12564, BEING ALSO A POINT OF TANGENCY IN THE SOUTHWESTERLY LINE OF SAID PARCEL MAP NO. 16001; THENCE ALONG SAID SOUTHWESTERLY LINE AND CONTINUING SOUTHEASTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 19° 20' 17" A DISTANCE OF 178.88 FEET TO A POINT THEREIN, SAID POINT BEING ALSO THE BEGINNING OF A TANGENT 20.00 FOOT RADIUS CURVE, CONCAVE NORTHERLY; THENCE LEAVING SAID SOUTHWESTERLY LINE OF PARCEL MAP NO. 16001, EASTERLY ALONG SAID TANGENT 20.00 FOOT RADIUS CURVE THROUGH A CENTRAL ANGLE OF 85° 24' 41", A DISTANCE

ATTACHMENT A  
PARCEL 3 - CONTINUED  
(Carmel Creek Park)

OF 29.81 FEET; THENCE TANGENT TO SAID CURVE NORTH 48° 56' 04" EAST 2.70 FEET TO THE BEGINNING OF A TANGENT 184.00 FOOT RADIUS CURVE, CONCAVE SOUTHEASTERLY; THENCE EASTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 28° 27' 49", A DISTANCE OF 91.41 FEET; THENCE TANGENT TO SAID CURVE NORTH 77° 23' 53" EAST 137.25 FEET TO THE BEGINNING OF A TANGENT 76.00 FOOT RADIUS CURVE, CONCAVE NORTHWESTERLY; THENCE NORTHWESTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 88° 07' 49", A DISTANCE OF 116.90 FEET; THENCE TANGENT TO SAID CURVE NORTH 10° 43' 56" WEST 157.08 FEET TO THE BEGINNING OF A TANGENT 176.00 FOOT RADIUS CURVE, CONCAVE SOUTHWESTERLY; THENCE NORTHWESTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 32° 09' 29", A DISTANCE OF 98.78 FEET; THENCE TANGENT TO SAID CURVE NORTH 42° 53' 25" WEST 58.45 FEET TO THE BEGINNING OF A TANGENT 324.00 FOOT RADIUS CURVE, CONCAVE NORTHEASTERLY; THENCE NORTHWESTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 26° 29' 04", A DISTANCE OF 149.77 FEET; THENCE TANGENT TO SAID CURVE NORTH 16° 24' 21" WEST 124.11 FEET TO THE BEGINNING OF A TANGENT 326.00 RADIUS CURVE, CONCAVE EASTERLY; THENCE NORTHERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 17° 38' 33" A DISTANCE OF 100.38 FEET; THENCE TANGENT TO SAID CURVE NORTH 01° 14' 12" EAST 6.04 FEET TO A POINT IN THE NORTHERLY LINE OF SAID MAP NO. 12564; THENCE ALONG SAID NORTHERLY LINE NORTH 88° 45' 48" WEST 545.82 FEET TO AN ANGLE POINT THEREIN; THENCE NORTH 00° 30' 20" WEST 30.00 FEET TO THE MOST NORTHERLY POINT OF SAID MAP NO. 12564; THENCE ALONG SAID NORTHERLY LINE SOUTH 78° 38' 11" WEST 274.98 FEET TO THE TRUE POINT OF BEGINNING.

MM/TM/DS/DW/slf