

ORDINANCE NUMBER O-18762 (NEW SERIES)

ADOPTED ON FEB 22 2000

AN ORDINANCE SETTING ASIDE AND DEDICATING CITY-OWNED LAND, KNOWN AS "KENMORE TERRACE 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 "Kenmore Terrace 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 "Kenmore Terrace 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

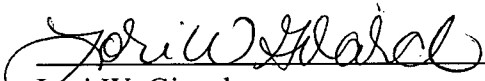
long as the construction and maintenance of the subject easements do not substantially negatively impact the availability of the property for use for park and recreational purposes.

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-2000-104  
Form=sappo.frm

EXHIBIT A  
PARCEL 12  
( Kenmore Terrace Park)

THAT PORTION OF VILLA LOT 5 OF TRACT 1361, BEING A RESUBDIVISION OF VILLA LOT 12 OF NORMAL HEIGHTS, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO THE MAP THEREOF NO. 1361, FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY, OCTOBER 7, 1911, LYING EASTERLY OF THE FOLLOWING DESCRIBED LINE:

BEGINNING AT THE MOST NORTHWESTERLY CORNER OF SAID VILLA LOT 5; THENCE SOUTH  $71^{\circ} 55' 32''$  EAST ALONG THE NORTHEASTERLY LINE OF SAID LOT, 718.30 FEET TO THE MOST NORTHERLY CORNER OF THE LAND CONVEYED TO C. H. BRUNNER RECORDED AUGUST 20, 1958 IN BOOK 7220, PAGE 37, OFFICIAL RECORDS, AND THE TRUE POINT OF BEGINNING; THENCE SOUTH  $17^{\circ} 47' 15''$  EAST 47.48 FEET TO THE MOST SOUTHWESTERLY LINE OF SAID LOT.

MM/TM/DS/DW/slf

1 of 1

0- 18762