

(O-2000-117)

ORDINANCE NUMBER O- 18774 (NEW SERIES)

ADOPTED ON FEB 22 2000

AN ORDINANCE SETTING ASIDE AND DEDICATING CITY-OWNED LAND, KNOWN AS "SKYVIEW 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 "Skyview 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 "Skyview 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.

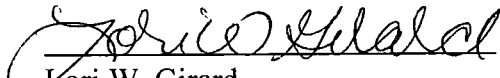
Section 3. That the City Clerk is authorized and directed to file for record in the office of the San Diego County Recorder a certified copy of this ordinance.

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-2000-117
Form=sappo.frm

EXHIBIT A
PARCEL 25
(Skyview)

- A. LOT 117 OF SKYLINE HILLS UNIT NO. 1 IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO THE MAP THEREOF NO. 4052, FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY ON JANUARY 8, 1959.

EXCEPTING THAT PORTION OF LOT 117 LYING EASTERLY OF A LINE DRAWN PARALLEL, WITH AND 155.00 FEET WESTERLY, AT RIGHT ANGLES FROM THE COURSE IN THE EASTERLY LINE OF SAID LOT, DESCRIBED AS NORTH $01^{\circ} 52' 40''$ EAST, 126.53 FEET.

ALSO EXCEPTING ALL THAT PORTION LYING WESTERLY AND NORTHERLY OF THE FOLLOWING DESCRIBED LINE:

COMMENCING AT THE WESTERLY TERMINUS OF THE TANGENT PORTION OF THE SOUTHERLY LINE OF SAID LOT 117, WHICH LINE IS SHOWN ON SAID MAP NO. 4052 AS "NORTH $63^{\circ} 43' 20''$, 230.27 FEET"; THENCE ALONG THE SOUTHERLY LINE NORTH $63^{\circ} 43' 20''$ EAST, 230.27 FEET TO THE BEGINNING OF A TANGENT 965.46 FOOT RADIUS CURVE, CONCAVE SOUTHEASTERLY; THENCE NORTHEASTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF $00^{\circ} 02' 16''$, AN ARC LENGTH OF 0.64 FEET TO THE TRUE POINT OF BEGINNING; THENCE NORTH $26^{\circ} 09' 09''$ WEST, 195.78 FEET; THENCE NORTH $63^{\circ} 47' 42''$ EAST, 87.35 FEET; THENCE NORTH $26^{\circ} 22' 10''$ WEST, 270.84 FEET TO THE POINT OF TERMINATION IN THE NORTHWESTERLY LINE OF SAID LOT 117, SAID POINT BEING DISTANT SOUTH $88^{\circ} 07' 20''$ EAST, 31.13 FEET FROM THE EASTERLY TERMINUS OF THAT CERTAIN 25.00 FOOT RADIUS CURVE HAVING AN ARC LENGTH OF 14.89 FEET AND A CENTRAL ANGLE OF $34^{\circ} 07' 17''$ IN THE NORTHERLY BOUNDARY OF SAID LOT 117, AS SHOWN ON SAID MAP NO. 4052.

BASIS OF BEARING: THE CENTERLINE OF SKYLINE DRIVE EASTERLY OF ITS INTERSECTION WITH SYCHAR HAVING A BEARING OF NORTH $63^{\circ} 43' 20''$ EAST.

- B. ALL THAT PORTION OF LOT 117 OF SKYLINE HILLS UNIT NO. 1, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO MAP THEREOF NO. 4052 FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY ON JANUARY 8, 1959 AS FOLLOWS:

BEGINNING AT THE NORTHWESTERLY CORNER OF THAT CERTAIN PARCEL OF LAND DELINEATED AND DESIGNATED AS PARCEL 1 OF RECORD OF SURVEY MAP NO. 6182 FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY ON MARCH 22, 1963; THENCE NORTH $88^{\circ} 07' 20''$ WEST,

ATTACHMENT A
PARCEL 25 - CONTINUED
(Skyview Park)

20.00 FEET TO THE EASTERLY LINE OF THAT CERTAIN PARCEL OF LAND GRANTED TO THE CITY OF SAN DIEGO BY DEED RECORDED MAY 3, 1976 AS FILE/PAGE NO. 76-131725 IN THE OFFICE OF SAID RECORDER; THENCE SOUTH 01° 52' 40" WEST ALONG SAID EASTERLY LINE TO THE NORTHERLY LINE OF SKYLINE DRIVE AS LOCATED AND ESTABLISHED ON THE DATE OF THIS INSTRUMENT; THENCE EASTERLY ALONG SAID NORTHERLY LINE OF SKYLINE DRIVE TO THE SOUTHWESTERLY CORNER OF SAID PARCEL 1 ON RECORD OF SURVEY MAP NO. 6182; THENCE NORTH 01° 52' 40" EAST, ALONG THE WESTERLY LINE OF SAID PARCEL 1, A DISTANCE OF 139.52 FEET RETURNING TO THE POINT OF BEGINNING.

MM/TM/DS/DW/slf

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