

RESOLUTION NUMBER R- 293247

ADOPTED ON JUN 5 - 2000

APPROVING MAP OF IMPERIAL MARKETPLACE.

BE IT RESOLVED, by the Council of The City of San Diego, that the Council finds that certain map surveyed by Thomas G. Harrington, a Licensed Surveyor, titled "Imperial Marketplace" (the "MAP"), being a subdivision of lots 1 through 282 inclusive and Lots "A," "B," and "C," of North Creek Homes Unit No. 2, according to Map No. 12030, filed in the Office of the County Recorder of San Diego County, March 22, 1988; Lot 30, of Fortune Homes Unit No. 1, according to Map No. 9568, filed in the Office of the County Recorder of San Diego County, February 22, 1980; Lot 31, of Fortune Homes Unit No. 2, according to Map thereof No. 9615 filed in the office of the County Recorder of San Diego County, April 10, 1980; Lot 151, of Fortune Homes Unit No. 3, according to Map thereof No. 9779 filed in the office of the County Recorder of San Diego County, August 29, 1980, and Lot 152, of Fortune Homes Unit No. 4, according to Map thereof Map No.9786, filed in the Office of the County Recorder of San Diego County, September 9, 1980, together with San Pasqual Drive, Davidjon Road, Sandgate Lane, Edgefield Way, Lauraden Terrace, Arkhaven Place and Imperial Avenue 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 tentative map; that the MAP and the subdivision of land shown thereon is hereby approved and accepted; and the Council accepts on behalf of the public, the following: Marketplace Avenue, a portion of Imperial

Imperial Avenue, and a portion of Ocean View Boulevard, and dedicated to the public use, as dedicated and shown on the MAP.

BE IT FURTHER RESOLVED, that the Council approves on behalf of The City of San Diego, the revestment of abutters' rights of access in and to Imperial Avenue in favor of the of The City of San Diego, as dedicated on Map 12030, the easements for Flowage, Open Space and Sewer purposes, in favor of The City of San Diego as granted on Map 9568, an easement for Open Space in favor of The City of San Diego, as granted on Map 9615, an easement for Flowage, in favor of The City of San Diego, as granted on Map 9615, an Open Space Easement, in favor of The City of San Diego, as granted on Map 9786, easements for Flowage and Sewer in favor of The City of San Diego, as granted on Map 9786, an easement for Open Space, in favor of The City of San Diego, as granted on Map 9779, an easement for Flowage, in favor of The City of San Diego, as granted on Map 9779, an easement for Water in favor of The City of San Diego, as granted on Map 12030, an easement for Drainage, in favor of The City of San Diego, as granted on Map 12030, an easement for Sewer, in favor of The City of San Diego, as granted on Map 12030, and an easement for Building Restriction, in favor of The City of San Diego, as granted on Map 12030, the vacation of public streets San Pasqual Drive, Davidjon Road, Sandgate Lane, Edgefield Way, Lauraden Terrace and Arkhaven Place as dedicated on Maps 9779 and 12030, Sewer Easements in favor of The City of San Diego, as granted on Map 6065, and Sewer Easement in favor of The City of San Diego recorded June 1, 1928 in Book 1489, page 123, May 21, 1942 in Book 1350, page 236 and April 10, 1980 as Document No. 80-122550, are not shown on this map because they are abandoned, closed and vacated pursuant to Section 66499.2 ½ of the Subdivision Map Act.

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 drainage facilities, designated as "Drainage 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 easement with the right of ingress and egress for the construction and maintenance of sight visibility easements, designated as "Sight Visibility 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 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.

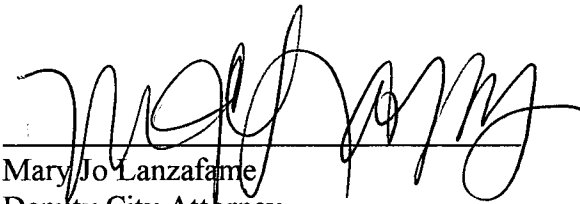
BE IT FURTHER RESOLVED, that the Council accepts on behalf of The City of San Diego, any and all abutters rights of access in and to Imperial Avenue adjacent and contiguous to Lots 1, 2, 3, 4 and 5, as shown on this MAP within this subdivision and that the Council relinquishes any and all abutters rights of access in and to Imperial Avenue adjacent and contiguous to Lot 7, all as shown on this MAP within this subdivision. Reserving unto the City Engineer the authority to re-vest 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 Mayor and City Clerk of said City be, and they are hereby authorized and empowered to execute, for and on behalf of The City of San Diego, the certificate of ownership on said parcel map, consenting to the preparation and recordation of said 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 and easements 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.

APPROVED: CASEY GWINN, City Attorney

By 
Mary Jo Lanzafame
Deputy City Attorney

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