(R-2001-796)

## RESOLUTION NUMBER R- 294175

## ADOPTED ON <u>NOV 2 0 2000</u>

WHEREAS, Section 8330 et seq. of the California Streets and Highways Code provides a procedure for the summary vacation of streets and public service easements by City Council resolution where easements are no longer required; and

WHEREAS, the affected property owner has requested the vacation of sewer and water easements in Parcel 1 of Parcel Map 8262 to unencumber this property and facilitate development of the site; and

WHEREAS, the City Council finds that:

- (a) there is no present or prospective use for the easements either for the public street system, for which the right-of-way was originally acquired, or for any other public use of a like nature that can be anticipated in that the right-of-way is not needed for public street, bikeway, or open space purposes; and
  - (b) the public will benefit from the vacation through improved utilization of land; and
- (c) the vacation is not inconsistent with the General Plan or an approved Community Plan; and
- (d) the public service system for which the right-of-way was originally acquired will not be detrimentally affected by this vacation; NOW, THEREFORE,

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

1. That the sewer and water easements in Parcel 1 of Parcel Map 8262, as shown on Drawing No. 00028-2-C attached hereto and by this reference made a part hereof, are ordered

## vacated.

2. That the City Clerk shall cause a certified copy of this resolution, attested by him under seal, to be recorded in the office of the County Recorder.

APPROVED: CASEY GWINN, City Attorney

Ву

Kristin Schenone
Deputy City Attorney

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