

(R-2001-936)

RESOLUTION NUMBER R- 294348

ADOPTED ON DEC 05 2000

APPROVING MAP OF BLACK MOUNTAIN  
RANCH UNIT NO. 12.

BE IT RESOLVED, by the Council of The City of San Diego, that the Council finds that certain map surveyed by Dana M. Sequin, Licensed Land Surveyor, titled "Black Mountain Ranch Unit No. 12" (the "MAP"), being a subdivision of a portion of Parcel 7 of Parcel Map 17996, filed in the Office of the County Recorder of San Diego County, March 11, 1998, all in the City of San Diego, County of San Diego, State of California together with a portion of Camino Ruiz 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 approved and accepted; and dedicated to the public use, as dedicated and shown on the MAP and subject to the conditions set forth on the MAP.

BE IT FURTHER RESOLVED, that the Road Survey No. 451 per documents recorded July 2, 1929 in book 1641, page 499 of deeds, March 24, 1950 in book 3552, page 44 of Official Records, and easement for drainage and slopes recorded July 31, 1947 in book 2467, page 19 of Official Records, have not been shown on this map, because they have been abandoned pursuant to Section 66434(g) of the Subdivision Act.

BE IT FURTHER RESOLVED, that the Council accepts on behalf of the City of San Diego, Camino De La Luna for use as a public street and appurtenances thereto, together with a pedestrian and non-motor vehicle right of way, as dedicated and shown on the MAP.

BE IT FURTHER RESOLVED, that the Council rejects on behalf of the City of San Diego, all of Lot 64 and a portion of Lot "C" designated "Irrevocable Offer To Dedicate Public Street," and subject to the conditions set forth on the Map. Noting that Section 66477.2 of the Subdivision Map Act provides that said offer of dedication shall remain open and is subject to future acceptance by the City.

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 Camino Ruiz adjacent and contiguous to Lot "A," in and to westerly road adjacent and contiguous to Lot 48 and a portion of Lot 49.

BE IT FURTHER RESOLVED, that the Council rejects on behalf of the City of San Diego those portions of Lots 49, 56, 57 and 60-63 marked irrevocable offer to dedicate public street, adjacent and contiguous to the remaining portions of said lots, all as shown on this map within this subdivision. Noting that Section 66477.2 of the Subdivision Map Act of the State of California provides that an offer of dedication shall remain open and subject to future acceptance by the City. The City Engineer is hereby authorized to revest any portion of these relinquished abutters' rights if conditions change such that public safety no longer requires that access be restricted.

BE IT FURTHER RESOLVED, that the Council accepts on behalf of the City of San Diego, the easements over, under, upon and across Lots 64, 65 and 66, designated as "General

Utility and Access 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 over, upon or across all that portion of Lots “A,” ”D,” ”F,” and “G,” designated as “Building Restricted 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 sewer and water facilities designated as “Sewer Easement Granted Hereon,” or “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, a “Slope 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 over, upon or across all those portions of Lot “H” as shown on the MAP and designated “Open Space 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 Clerk of the City is authorized and directed to endorse upon the MAP, as and for the act of the Council, that the Council has approved the MAP 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, for recordation.

APPROVED: CASEY GWINN, City Attorney

By   
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Kristin Schenone  
Deputy City Attorney

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