

(R-2001-846)

RESOLUTION NUMBER 294398

ADOPTED ON DEC 12 2000

WHEREAS, on August 15, 2000, the Council of the City of San Diego adopted Resolution R-293731, which authorized the City Attorney to file an eminent domain action to acquire property needed for the Del Mar Mesa Road/Shaw Ridge Road Project.

WHEREAS, after Resolution R-293731 was adopted, new information was discovered that showed that the property sought to be acquired was erroneously taken in fee simple title, rather than in a permanent easement for road purposes.

WHEREAS, to minimize the damage to the property owner, Resolution R-293731 should be rescinded and the Council should consider the adoption of a new resolution of necessity, if the required findings of public use and necessity are made. NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that Resolution R-293731, adopted by the Council of the City of San Diego on August 15, 2000, is hereby rescinded, and the City Clerk is authorized to note such rescission.

APPROVED: CASEY GWINN, City Attorney

By 
LESLIE A. FITZGERALD
Deputy City Attorney

LF:lf:ccm:Civ
11/6/00
Or.Dept:REA
R-2001-846
Aud.Cert:2100150