

RESOLUTION NUMBER R- 294751

ADOPTED ON APR 16 2001

WHEREAS, Section 8330 et seq of the California Streets and Highways Code provides a procedure for the summary vacation of public service easements by City Council resolution where the easement has never been used, and

WHEREAS, the affected property owner has requested the vacation of the landscaping easement within Lot 62 of Map 13601 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 right-of-way, either for the facility for which it was originally acquired, or for any other public use of a like nature that can be anticipated, 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, an approved Community Plan, or local Coastal Program, and

(d) the facility 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 landscaping easement located within Lot 62 of Map 13601, as more particularly described in the legal description marked Exhibit "A", and as shown on Drawing No. 19375-B marked Exhibit "B", attached hereto and by this reference made a part hereof, is

ordered vacated

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

APPROVED: CASEY GWINN, City Attorney

By 
Kristin Schenone
Deputy City Attorney

KS:cdk
03/26/01
Or.Dept:PD&R
WO 120101
Dwgs:19375-B
R-2001-1307
Form=sumv.frm

EXHIBIT "A"

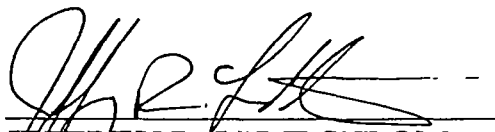
LEGAL DESCRIPTION

LANDSCAPING EASEMENT ABANDONMENT

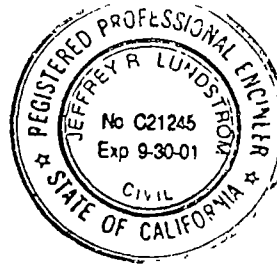
BEING A PORTION OF LOT 62 OF CARMEL VALLEY NEIGHBORHOOD 4, UNIT NO. 6, ACCORDING TO MAP THEREOF NO. 13601 RECORDED IN THE OFFICE OF THE SAN DIEGO COUNTY RECORDER ON JULY 10, 1998 IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF SAID LOT 62, SAID POINT ALSO BEING A POINT ON THE SOUTHERLY RIGHT-OF-WAY LINE OF SEAGROVE PLACE AS DEDICATED PER SAID MAP NO. 13601; THENCE SOUTHWESTERLY ALONG SAID RIGHT-OF-WAY LINE SOUTH 80°45'00" WEST 64.03 FEET TO THE TRUE POINT OF BEGINNING, THENCE LEAVING SAID RIGHT-OF-WAY LINE SOUTH 11°18' 12" WEST 21.36 FEET; THENCE SOUTH 19°51' 16" EAST 14.11 FEET; THENCE SOUTH 77°38' 58" WEST 15.12 FEET TO A POINT ON THE EASTERLY RIGHT-OF-WAY LINE OF SEAGROVE STREET AS DEDICATED PER SAID MAP NO. 13601; THENCE NORTHERLY ALONG SAID RIGHT-OF-WAY LINE NORTH 09°15' 00" WEST 14.69 FEET TO THE BEGINNING OF A TANGENT 20.00 FOOT RADIUS CURVE CONCAVE SOUTHEASTERLY; THENCE NORTHEASTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 90°00' 00", A DISTANCE OF 31.42 FEET TO THE TRUE POINT OF BEGINNING.

CONTAINS 437 SQUARE FEET MORE OR LESS.


JEFFREY R. LUNDSTROM

R.C.E. 21245 Expires 09/30/01



W.O. # 120101
DWG # 19375-B
A# 00-627

138-02

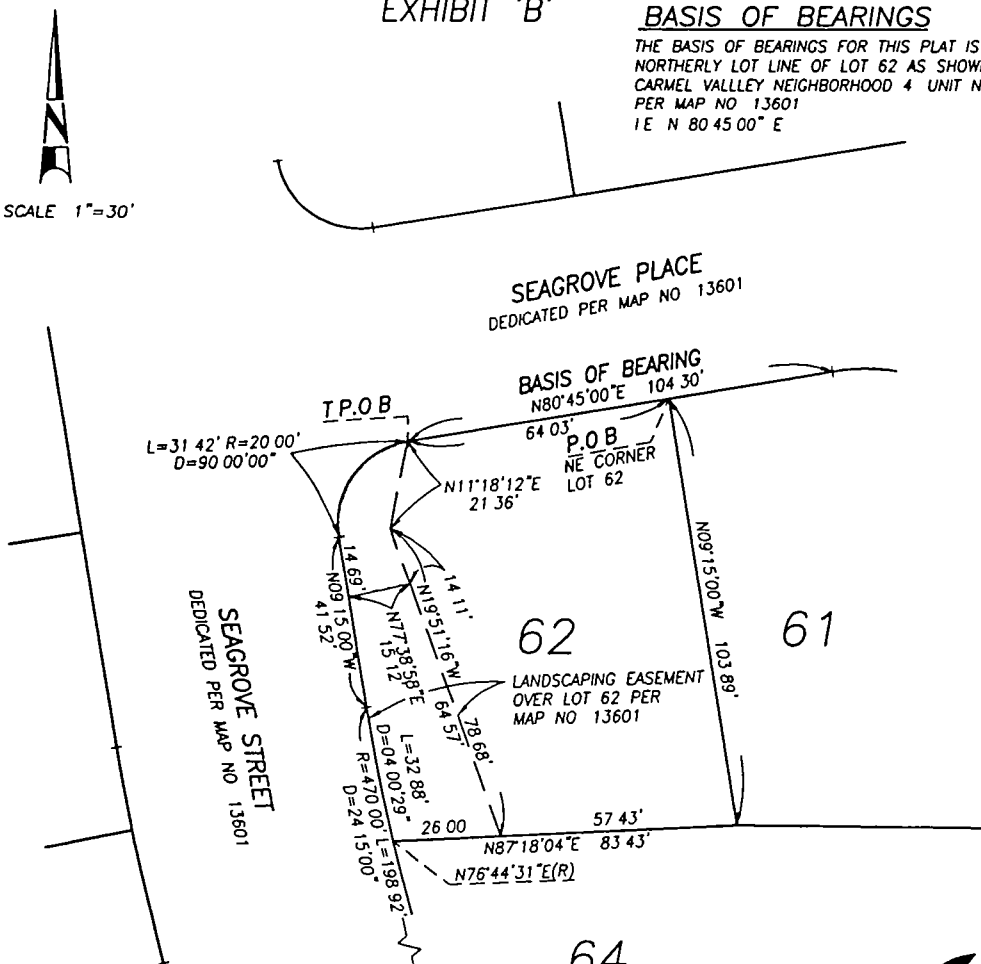
R-294751

EXHIBIT 'B'

BASIS OF BEARINGS

THE BASIS OF BEARINGS FOR THIS PLAT IS THE
 NORTHERLY LOT LINE OF LOT 62 AS SHOWN ON
 CARMEL VALLEY NEIGHBORHOOD 4 UNIT NO 6
 PER MAP NO 13601
 1 E N 80 45 00" E

SCALE 1"=30'

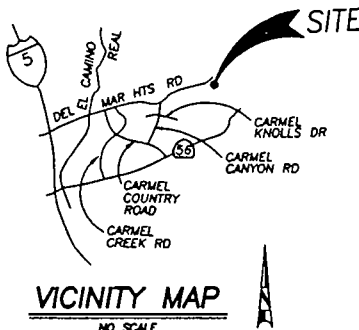


REFERENCE

AREA = 437 SQ FT
 A.P.N = 304-491-25
 MAP NO 13601
 CITY OF SD DWG NO 29015-D

LEGEND

INDICATES LANDSCAPING EASEMENT GRANTED
 PER MAP NO 13601 ABANDONED
 CONTAINS 437 SQ FT



LUNDSTROM & ASSOC.
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 SAN DIEGO, CA 92108 (619) 641-5900

JEFFREY R. LUNDSTROM RCE 21245
 13602\ESMT-AB.dwg

LANDSCAPING EASEMENT ABANDONMENT

IN LOT 62 OF CARMEL VALLEY NEIGHBORHOOD 4, UNIT NO. 6 MAP NO. 13601

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA	W O NO
					SHEET 1 OF 1 SHEET	120101
					FOR CITY ENGINEER	A# 00-627
					DATE	1928-6265
					DIVISION HEAD	CCS 83 COORDINATES
					SECTION HEAD	288-1705
						LAMBERT COORDINATES
						19375-B

R-294751