

RESOLUTION NUMBER R- 294756

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 streets and public service easements by City Council resolution where the portion of the street to be vacated is excess to the City's right-of-way needs and is no longer required for street or highway purposes, and

WHEREAS, the affected property owner has requested the vacation of Corte Encima Del Mundo, dedicated per Parcel Map No. 18389, to unencumber this property and facilitate development of the site; and

WHEREAS, in connection with the vacation, the City will reserve a general utility and access easement, 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 street vacation; and

WHEREAS, that the resolution shall not become effective unless and until the following

conditions have been met:

(a) the owner shall remove the existing curb returns at the intersection and shall install curb, gutter, sidewalk and two 20-foot driveways satisfactory to the City Engineer;

(b) if above conditions are not completed within one year following the adoption of this resolution, then this resolution shall become void and be of no further force or effect; and


(c) the City Engineer shall advise the City Clerk of the completion of the aforementioned conditions before recordation; NOW, THEREFORE,

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

1. That the street vacation, as more particularly described in the legal description marked Exhibit "A", and as shown on Drawing No. 19352-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, 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
03/15/01
Or.Dept:PD&R
WO:120102
Dwgs:19352-B
R-2001-1268
Form=sumv.frm


EXHIBIT "A"

STREET VACATION

LEGAL DESCRIPTION

VACATING AND RESERVING A GENERAL UTILITY AND ACCESS EASEMENT OVER ALL OF THAT PORTION OF CORTE ENCIMA DEL MUNDO DEDICATED TO PUBLIC USE IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO PARCEL MAP THEREOF NO. 18389, RECORDED ON DECEMBER 8, 1999, FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY.

SA No 00-513
Drawing No. 19352-B
WO No. 120102

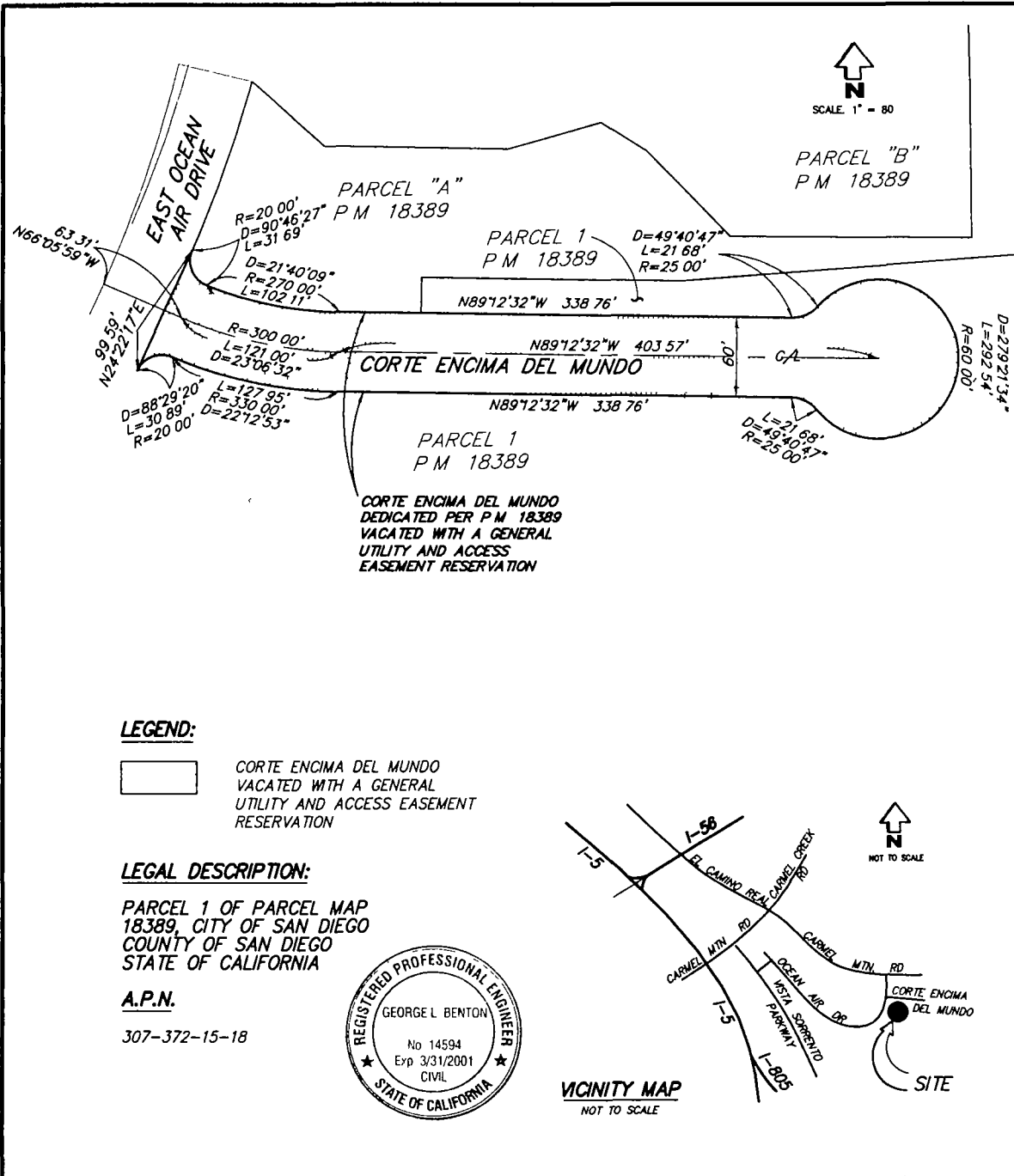

George L. Benton
RCE 14594, Expiration 3/31/2001

1/30/2001
Date



R- 294756

EXHIBIT "B"



ENGINEER OF WORK:
 CROSBY MEAD BENTON & ASSOC
 56050 EL CAMINO REAL, SUITE 200
 CARLSBAD, CA 92008 (760) 438-1210

George L. Benton 4/23/2001
 GEORGE L. BENTON R.C.E. 14594
 EXP DATE 3-31-2001 Date

STREET VACATION OF CORTE ENCIMA DEL MUNDO EAST OF EAST OCEAN AIR DRIVE AND GENERAL UTILITY AND ACCESS EASEMENT RESERVATION

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA SHEET 1 OF 1 SHEET	T.M. V.D. N.D.
					<i>George L. Benton</i> 3-08-01 FOR CITY ENGINEER DATE	95-0554
						120102
						SA 00-513
						1914-6263
						NAD83 COORDINATES
						274-1703
						LAMBERT COORDINATES
						19352-B
					STATUS	

294756