

RESOLUTION NUMBER R- 295024

ADOPTED ON JUN 19 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 "A" Street between Pacific Highway and California Street to facilitate development of the site; and

WHEREAS, in connection with said 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 easement was originally acquired will not be detrimentally affected by this vacation; and

WHEREAS, the resolution shall not become effective unless and until the applicant removes the existing curb returns at the intersection and shall install curb, gutter, and sidewalk

satisfactory to the City Engineer; NOW, THEREFORE,

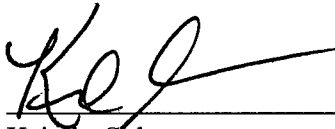
BE IT RESOLVED, by the Council of The City of San Diego, as follows:

1. That the street vacation, as more particularly described in the legal description marked Exhibit "A", and shown on Drawing No. 19371-B marked Exhibit "B", attached hereto and by this reference made a part hereof, is ordered vacated.

2. That the City Engineer shall advise the City Clerk of the completion of the aforementioned condition, and 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. In the event the above condition is not completed within two years following the adoption of this resolution, then this resolution shall become void and be of no further force or effect.

APPROVED: CASEY GWINN, City Attorney

By



Kristin Schenone  
Deputy City Attorney

KS:cdk  
04/24/01  
Or.Dept:Dev. Svcx.  
WO:120102  
R-2001-1433  
Form=sumv.frm

R-295024

EXHIBIT 'A'

STREET VACATION AND

GENERAL UTILITY AND ACCESS EASEMENT RESERVED


LEGAL DESCRIPTION

THAT PORTION OF 'A' STREET, ACCORDING TO PARTITION MAP OF 'MIDDLETOWN' MADE BY J.E. JACKSON ON FILE IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY, IN THE CITY OF SAN DIEGO, STATE OF CALIFORNIA LYING EASTERLY OF THE EASTERLY LINE OF PACIFIC HIGHWAY (FORMERLY ATLANTIC STREET), AS DEDICATED PER SAID MAP AND WESTERLY OF THE WESTERLY LINE OF CALIFORNIA STREET (FORMERLY CALIFORNIA AVENUE), AS DEDICATED PER SAID MAP, AND RESERVING A GENERAL UTILITY AND ACCESS EASEMENT ON SAID 'A' STREET AS DESCRIBED ABOVE.

CONTAINS 0.367 ACRES, MORE OR LESS.

SA NO. 00-520  
WO. NO. 120102  
DWG NO. 19371-B



  
REX S. PLUMMER      3/12/01      DATE  
LS 6641  
EXPIRATION DATE 12/31/03

R- 295024

# EXHIBIT "B"

**ASSESSOR'S PARCEL NO.**

533-391-03, 533-391-04, 533-471-04

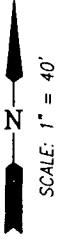
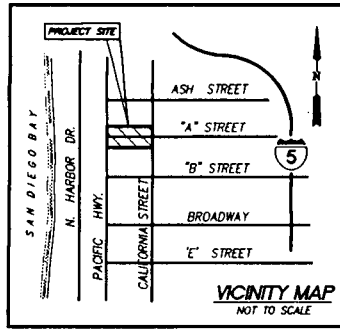
**REFERENCE DRAWINGS**

ROS 5963

**LEGEND**

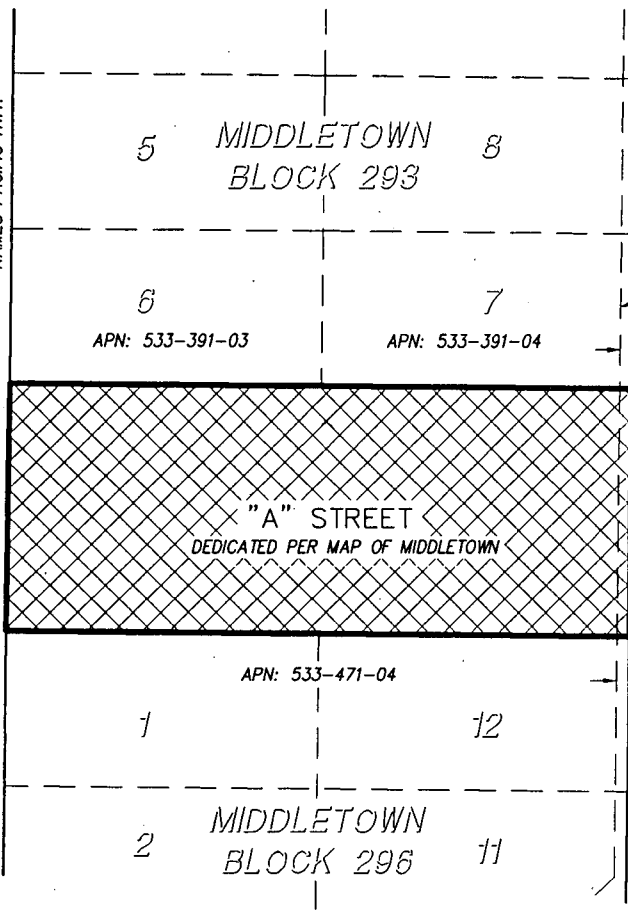


STREET VACATION WITH GENERAL UTILITY AND ACCESS EASEMENT RESERVED  
AREA = 0.367 ACRE



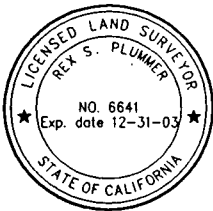
(FORMERLY ATLANTIC ST.)  
ORD. 693 (NS) JULY 26, 1935  
NAMES PACIFIC HWY.

PACIFIC HIGHWAY  
DEDICATED PER MAP OF MIDDLETOWN



EASEMENT TO SD.CO.  
TRANSIT REC. 7/15/1997 AS  
FILE NO. 1997-0333689 OF  
OFFICIAL RECORDS.

CALIFORNIA STREET  
(FORMERLY CALIFORNIA AVENUE)  
DEDICATED PER MAP OF MIDDLETOWN  
ORD. 5417 JAN. 13, 1914  
NAMES CALIFORNIA ST.



T:\ENGR\596\PLATS\596-21STVAC.DWG

**Project Design Consultants**  
PLANNING ENGINEERING SURVEYING  
701 "B" Street, Suite 900, San Diego, Ca. 92101  
619-236-6471 FAX 234-0349

*Rex S. Plummer* 2/6/01  
REX S. PLUMMER, L.S. 6641 DATE  
REGISTRATION EXPIRES 12/31/2003

**STREET VACATION WITH GENERAL UTILITY AND ACCESS EASEMENT RESERVED - "A" STREET**  
BETWEEN THE WESTERLY LINE OF CALIFORNIA STREET AND THE EASTERLY LINE OF PACIFIC HIGHWAY

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA	w.o. 120102
ORIGINAL	PDC				SHEET 1 OF 1 SHEET	NO. A# 00-520
					<i>Lee Hennas</i> FOR CITY ENGINEER	1842-6277
					2-16-01 DATE	CCS '83 COORDINATES
						202-1717
						LAMBERT COORDINATES
						19371-B

R- 295024