

RESOLUTION NUMBER R- 295247

JUL 31 2001

ADOPTED ON \_\_\_\_\_

WHEREAS, Section 8330 et seq. of the California Streets and Highways Code provides a procedure for the summary vacation of public street easements by City Council resolution where the easement is no longer required; and

WHEREAS, the affected property owner has requested the vacation of a portion of 29th Street to facilitate development of the site; and

WHEREAS, the City Council finds that:

(a) there is no present or prospective use for the public street system either for the public street system, for which the right-of-way was originally acquired, or for any other public use of a like nature that can be anticipated in that the right-of-way is not needed for public street, bikeway, or open space purposes; 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 or an approved Community Plan; and

(d) the public street system 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 street vacation easement, reserving out a general utility and access easement, as more particularly described in the legal description marked as Exhibit "A", and shown on Drawing No. 19382-B marked as Exhibit "B", attached hereto and 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  
Or.Dept:Dev.Svcs.  
SA:98-517  
WO:120102  
Dwg:19382-B  
R-2001-1757  
Form=sumv.frm

## EXHIBIT "A"

LEGAL DESCRIPTION  
STREET VACATION

THAT PORTION OF 29TH STREET BETWEEN BLOCKS 1 AND 2 OF PARK ADDITION, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO THE MAP THEREOF, FILED IN THE ACTION ENTITLED "WILLIAM J. BAKER ET AL V. BOARD OF PARK COMMISSIONERS OF THE CITY OF SAN DIEGO ET AL" CIVIL CASE NO. 19544, IN THE SUPERIOR COURT OF SAN DIEGO COUNTY, LYING SOUTHERLY OF THE SOUTHERLY LINE OF THE NORTHERLY 107 FEET, MEASURED ALONG THE EASTERLY LINE THEREOF OF SAID BLOCK 2 AND THE EASTERLY PROLONGATION OF SAID SOUTHERLY LINE OF THE NORTHERLY 107 FEET, TO THE WESTERLY LINE OF SAID BLOCK 1 AND LYING NORTHERLY OF A LINE DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT IN THE NORTHERLY LINE OF SAID BLOCK 2, DISTANT ALONG SAID LINE, NORTH 89°51' EAST 293.67 FEET FROM THE NORTHWESTERLY CORNER OF LOT 24 IN SAID BLOCK 2; THENCE SOUTHERLY 3°36'30" WEST 200.40 FEET; THENCE PARALLEL WITH SAID NORTHERLY LINE OF SAID BLOCK 2, NORTH 89°51' EAST TO THE WESTERLY LINE OF SAID BLOCK 1, EXCEPTING THEREFROM THOSE 20 FOOT WIDE PORTIONS OF 29TH STREET CLOSED BY RESOLUTION NO. 28586, DATED DECEMBER 18, 1922 AND THAT 3 FOOT WIDE PORTION OF 29TH STREET CLOSED BY RESOLUTION ORDERING WORK NO. 109058, ADOPTED NOVEMBER 6, 1952, BY THE COUNCIL OF THE CITY OF SAN DIEGO (SEE WORK ORDER 27349).

AREA=0.079 ACRES MORE OR LESS

SA 98-517  
W.O. NO. 120102  
DWG. NO. 19382-B



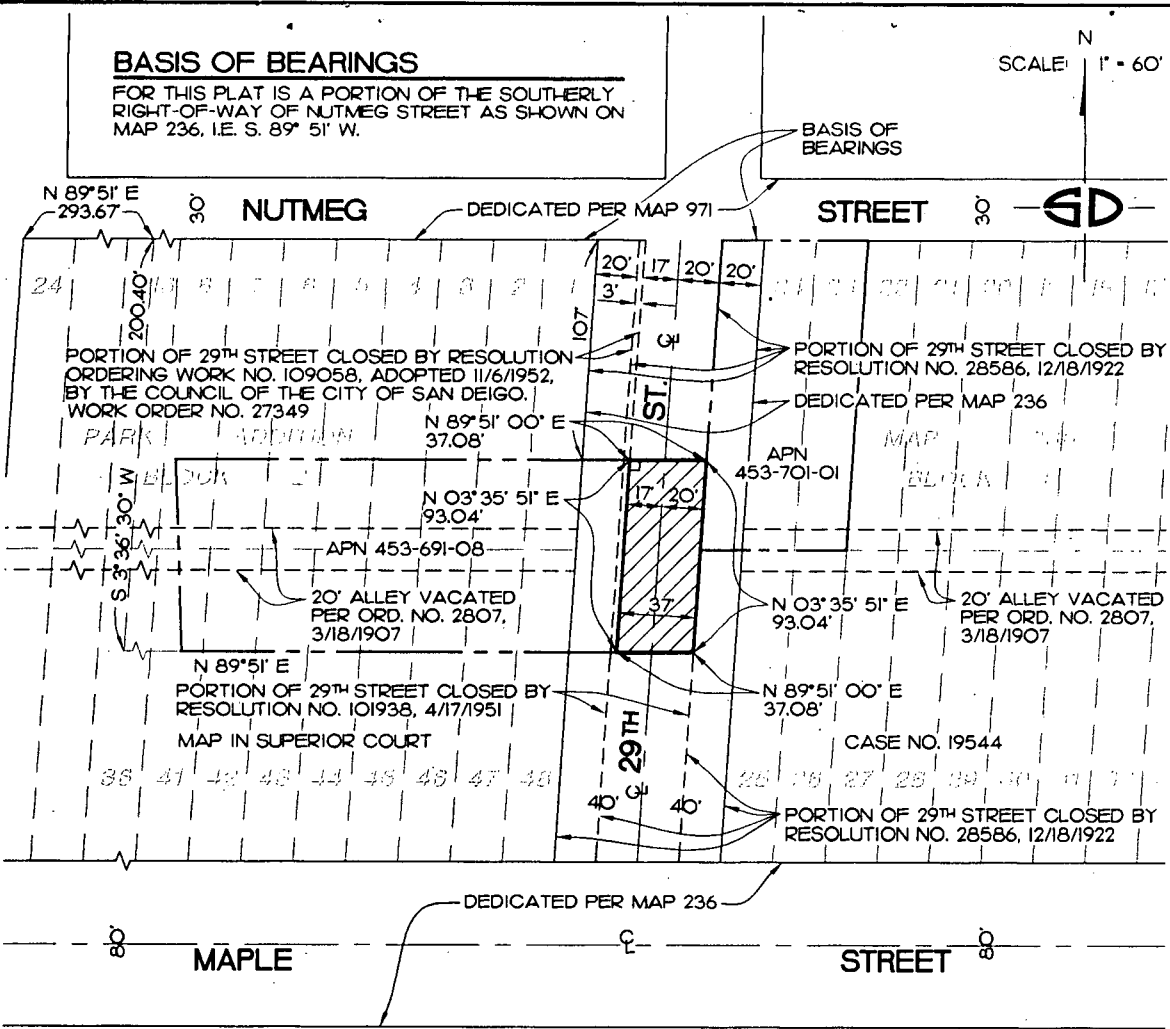
Roger L. Snipes 1/23/01  
ROGER L. SNIPES, RCE 18134      DATE

R-295247



**BASIS OF BEARINGS**

FOR THIS PLAT IS A PORTION OF THE SOUTHERLY RIGHT-OF-WAY OF NUTMEG STREET AS SHOWN ON MAP 236, I.E. S. 89° 51' W.

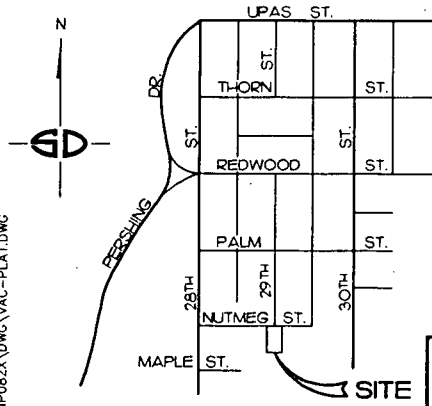
SCALE: 1" = 60'



**LEGEND**

-  INDICATES PORTION OF 29TH STREET DEDICATED PER MAP 236, VACATED, (AREA - .079 AC.)
-  INDICATES GENERAL UTILITY & ACCESS EASEMENT RESERVED (5' X 5')

ENGINEER OF WORK  
**Snipes-Dye associates**  
 CIVIL ENGINEERS AND LAND SURVEYORS  
 8348 CENTER DRIVE, STE. G, LA MESA, CA 91942  
 TELEPHONE (619) 697-9234  
*Roger L. Snipes 2/7/01*  
 ROGER L. SNIPES R.C.E. 18134  
 EXPIRES 06-30-01



**VICINITY MAP**  
NO SCALE

**STREET VACATION WITH GENERAL UTILITY & ACCESS EASEMENT RESERVATION  
 29TH STREET BETWEEN NUTMEG & MAPLE**

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA	W.O. NO. 120102
ORIGINAL	SDA				SHEET 1 OF 1 SHEET	SA 98-517
					<i>Lu Hernandez</i> 3/16/01 FOR CITY ENGINEER DATE	1846-6289
						CCS 83 COORDINATES
						206-1729
						LAMBERT COORDINATES
						<b>19382-B</b>

STATUS

**EXHIBIT B**

R-295247