

RESOLUTION NUMBER R- 295584

ADOPTED ON OCT 16 2001

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 Pepita Way to 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 easement, 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, an approved Community Plan, or local Coastal Program; and

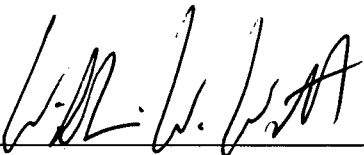
(d) the public street system for which the right-of-way was originally acquired will not be detrimentally affected by this vacation; NOW, THEREFORE,

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

1. That Pepita Way, as more particularly described in the legal description, marked Exhibit "A", and as shown on Drawing No. 19501-B, marked Exhibit "B", which are 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 attachment, attested by him under seal, to be recorded in the office of the County Recorder.

APPROVED: CASEY GWINN, City Attorney

By 

William W. Witt
Deputy City Attorney

WWW:cdk
08/29/01
Or.Dept:PD&R
WO:120102
SA No. 00-527
R-2002-356
Form=sumv.frm

EXHIBIT "A"

STREET VACATION-PEPITA WAY

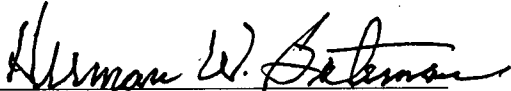
A portion of Pepita Way as dedicated on CENTER ADDITION TO LA JOLLA PARK, as Vista Del Mar Street, in the City of San Diego, County of San Diego, State of California, according to Map thereof No. 915, filed in the office of the County Recorder of San Diego County, August 4, 1904, described as follows:

Beginning at the Northwest Corner of Lot 1, in Block 7 of said Map 915, (shown on PARCEL MAP 18506 as Parcel 1); thence South $15^{\circ}09'45''$ East along the Westerly line of said Block 7 a distance of 398.23 feet to the Southwesterly Corner of Lot 16 in said Block 7; thence South $89^{\circ}46'30''$ West along the Southerly line of said Lot 16 extended Westerly 5.17 feet to a point which is 5.00 feet Westerly of and measured at right angles to the Westerly line of said Block 7; thence North $15^{\circ}09'45''$ West parallel with the Westerly line of said Block 7 a distance of 396.89 feet to the Northerly boundary line of said Map 915; thence along said boundary line North $74^{\circ}41'00''$ East 5.00 feet to the POINT OF BEGINNING.

Reserving from said vacation a general utility and access easement reservation from all said vacation adjoining Lots 14, 15 and 16.

Contains 0.0456 Acres.

This legal description was prepared by me or under my direction.



Herman W. Bateman, P.L.S. 4605

August 6, 2001



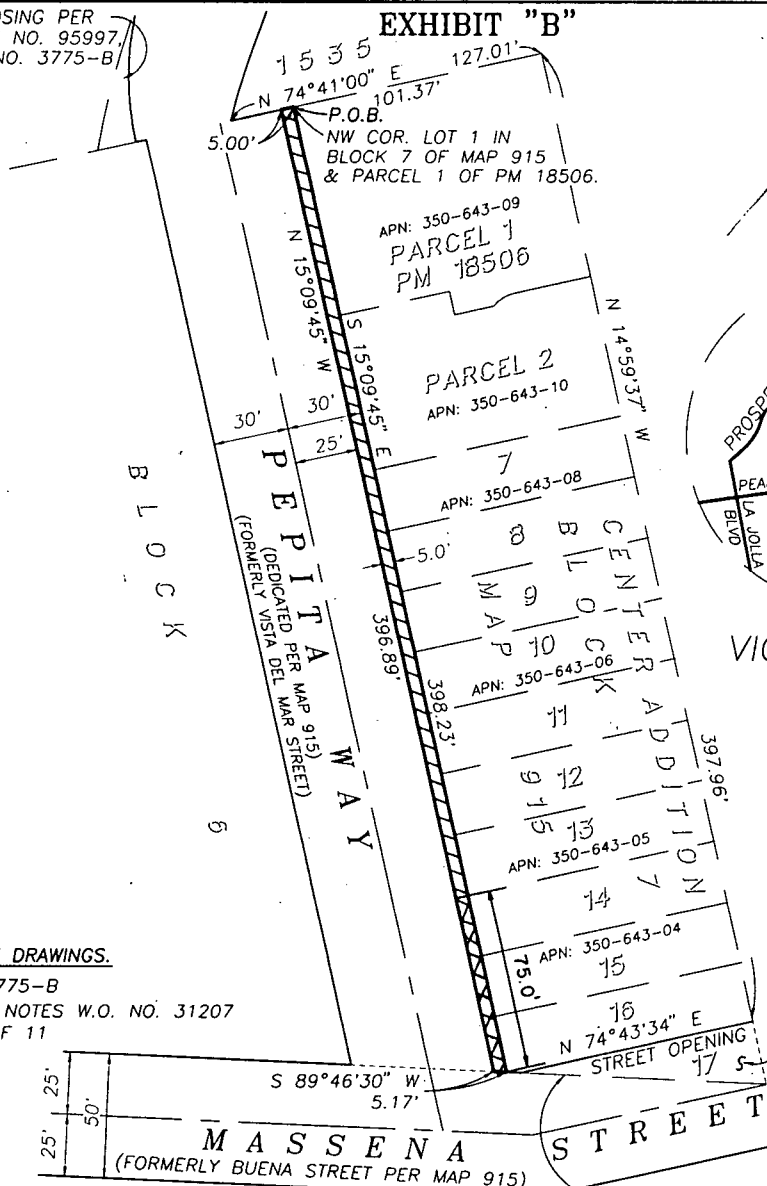
SA 00-527
W.O. NO. 120102
19501-B

R-295584

STREET CLOSING PER
RESOLUTION NO. 95997,
SEE DWG. NO. 3775-B

EXHIBIT "B"

M A P



REFERENCE DRAWINGS.
1437-L, 3775-B
CITY FIELD NOTES W.O. NO. 31207
SHEET 1 OF 11

LEGEND:

PEPITA WAY DEDICATED PER MAP 915
VACATED SHOWN THUS. [Hatched pattern]
GENERAL UTILITY AND ACCESS EASEMENT
RESERVATION SHOWN THUS. [Cross-hatched pattern]
AREA 1986 SQ. FT. OF 0.0456 ACRES
A.P.N. 350-643-04-08

SOUTH LINE OF LOT 17.

BASIS OF BEARINGS:

THE BASIS OF BEARINGS FOR THIS DWG.
IS THE EASTERLY LINE OF PEPITA WAY AS
SHOWN ON PARCEL MAP NO. 18506, I.E.
N 15°09'45" W.

SAN DIEGO LAND SURVEYING &
ENGINEERING, INC.
9619 CHESAPEAKE DRIVE, SUITE 204
SAN DIEGO, CA 92123 (858) 565-8362

Robert J. Bateman DATE: 8/9/01
ROBERT J. BATEMAN L.S. 7046

STREET VACATION - PEPITA WAY
NORTH OF MESSENA STREET.

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA	W.O. NO. 120102
ORIGINAL					SHEET 1 OF 1 SHEET	I.D. NO. SA 00-527
	BM				<i>Lee Henner</i> 8/23/01 FOR CITY ENGINEER DATE	1886-6247
						CCS 83 COORDINATES 246-1687
						LAMBERT COORDINATES 19501 - B
STATUS						

K-295584