

RESOLUTION NUMBER R- 295721

ADOPTED ON NOV 19 2001

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

WHEREAS, the affected property owner has requested the vacation of the public service easement within, to unencumber his property and facilitate development of the site; and

WHEREAS, the City Council finds that:

(a) there is no present or prospective use for the drainage 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 or an approved Community Plan; and

(d) the public service 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:

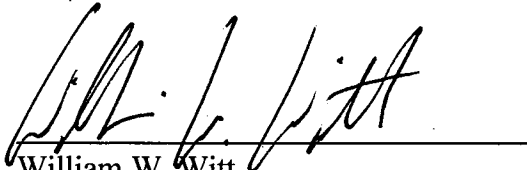
1. That the public service easement located within lot 9 of Map 14055, as more particularly shown on Drawing No. 19510-B, and described in the legal description marked as Exhibit "A," on file in the office of the City Clerk as Document No. RR- 295721, which

is by this reference incorporated herein 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



William W. Witt

Deputy City Attorney

WWW:mm

10/24/01

Or.Dept:E&D

A:01-644

WO:400059

Dwg:19510-B

R-2002-604

Form=sumv.frm