

RESOLUTION NUMBER R- 295722

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 easements by City Council resolution where the easement is no longer required; and

WHEREAS, the affected property owner has requested the abandonment of a water easement in Lots 7 and 10 of Map 12995, 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 easement, either 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 or an approved Community Plan; and

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

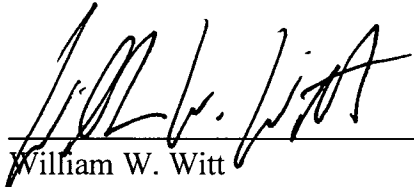
BE IT RESOLVED, by the Council of The City of San Diego, as follows:

1. That the water easement in Lots 7 and 10 of Map 12995, as more particularly described in the legal description marked as Exhibit "A" and as shown on Drawing No. 19245-B marked as Exhibit "B", on file in the office of the City Clerk as Document No. RR- 295722 , 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

  
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William W. Witt  
Deputy City Attorney

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Or.Dept:Dev. Svcs.  
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