

RESOLUTION NUMBER R- 295883

ADOPTED ON DEC 11 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 Kate Sessions Way, 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 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,

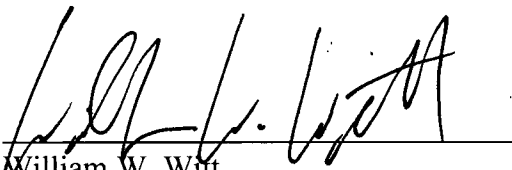
BE IT RESOLVED, by the Council of The City of San Diego, as follows:

1. That the street vacation, as more particularly described in the legal description marked as Exhibit "A" and as shown on Drawing No. 19348-B marked as Exhibit "B", attached hereto and made a part hereof, is ordered vacated.

2. This resolution shall not become effective unless and until the applicant improves the remainder of the right-of-way with asphalt paving and berm as required by the City Engineer within a period of twenty four months after the adoption of this resolution.

3. 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. The City Engineer shall advise the City Clerk of the completion of the aforementioned condition and the City Clerk shall then cause a certified copy of this resolution with attached exhibits, attested by him under seal, to be recorded in the office of the County Recorder.

APPROVED: CASEY GWINN, City Attorney

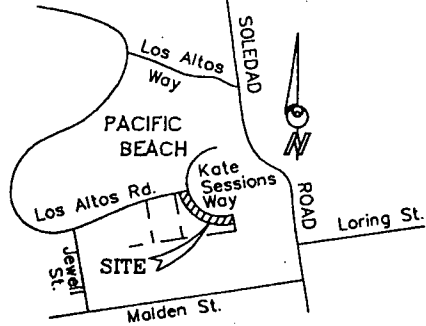
By 
William W. Witt
Deputy City Attorney

WWW:cdk
10/01/01
11/26/01 COR. COPY
Or.Dept:Dev. Svcs.
WO:120102
Dwg:19348-B
R-2002-501
Form=sumv.frm

EXHIBIT "B"

VICINITY MAP

NOT TO SCALE



ASSESSOR'S PARCEL NO.

416-090-11-00

REFERENCE DRAWINGS

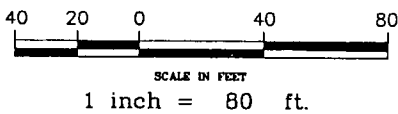
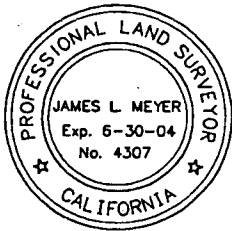
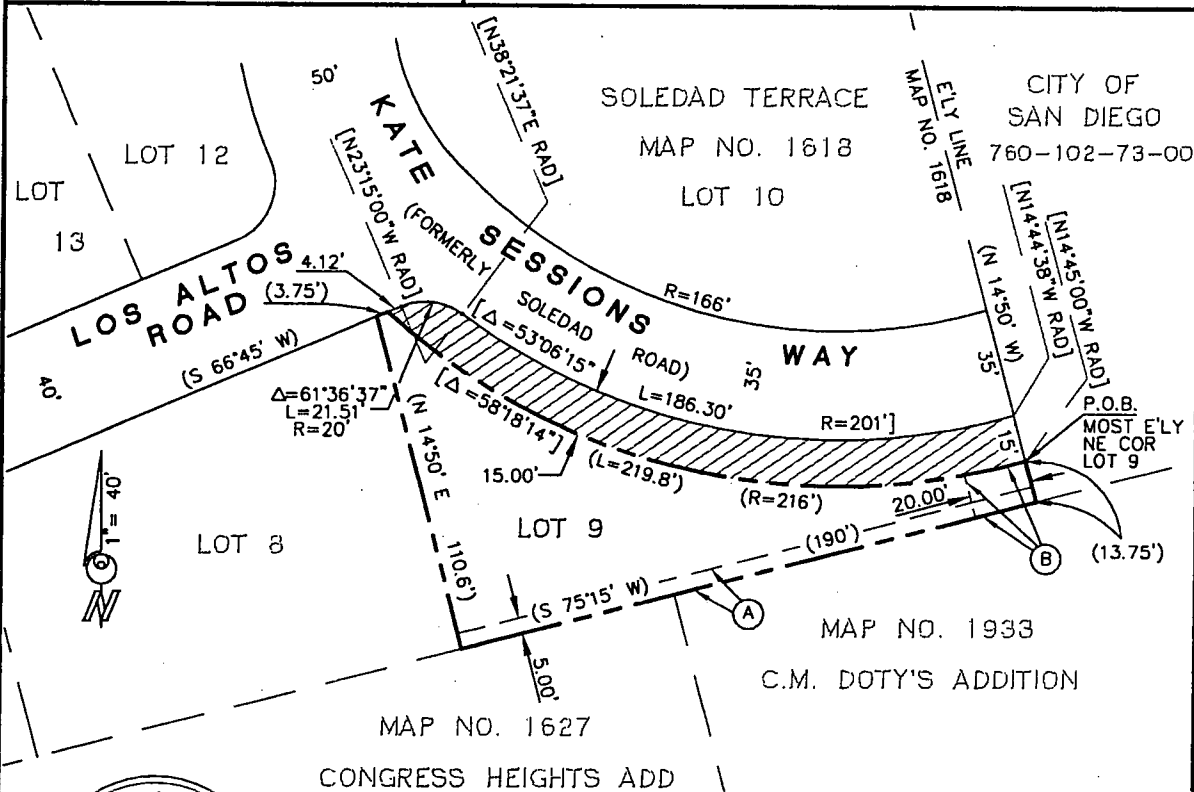
MAP NO. 1618

- (A) EXIST. 5.00' WIDE SDG&E ELECTRICAL EASEMENT PER DEED BK 1297, PG 249 REC. 12/10/1926 O.R.
- (B) EXIST. 20.00' WIDE EASEMENT FOR INGRESS & EGRESS PURPOSES GRANTED TO BERN AND CARMELITA SWARTS PER INST. NO. 7135 REC. 01/13/1971 O.R.

INDICATES PORTION OF KATE SESSIONS WAY DEDICATED PER MAP NO. 1618 VACATED [Hatched Box]

INDICATES RECORD DATA PER MAP NO. 1618 ()

INDICATES CALCULATED FROM RECORD INFORMATION . . . []



burkett & wong
engineers & surveyors
3434 fourth ave. san diego ca.
92103-5704 * (619) 299-5550

James L. Meyer 3-16-01
JAMES L. MEYER LS 4307 DATE

STREET VACATION OF THAT PORTION OF KATE SESSIONS WAY (FORMERLY SOLEDAD ROAD) AS DEDICATED ON SOLEDAD TERRACE, MAP NO. 1618, SOUTHEASTERLY OF LOS ALTOS ROAD.

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA	SA 99-504
ORIGINAL					SHEET 1 of 1 SHEET	W.O.NO. 120102
					<i>Lee Hennes</i> 3-22-01 FOR CITY ENGINEER DATE	1874-6256 CCS-83 COORDINATES
						234-1695 LAMBERT COORDINATES
					STATUS	19348-B

R - 295883

EXHIBIT "A"

LEGAL DESCRIPTION STREET VACATION

BEING A PORTION OF KATE SESSIONS WAY, FORMERLY SOLEDAD ROAD, AS DEDICATED FOR PUBLIC USE ON MAP OF SOLEDAD TERRACE, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO MAP THEREOF NO. 1618, FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY ON DECEMBER 23, 1913, DESCRIBED AS FOLLOWS:

BEGINNING AT THE MOST EASTERLY NORTHEAST CORNER OF LOT 9 OF SAID MAP NO. 1618, ALSO BEING A POINT ON THE SOUTHERLY AND SOUTHWESTERLY LINE OF SAID KATE SESSIONS WAY AS DEDICATED ON SAID MAP, SAID POINT BEING ON A CURVE CONCAVE NORTHERLY; THENCE WESTERLY AND NORTHWESTERLY ALONG SAID CURVE, BEING THE SOUTHERLY AND SOUTHWESTERLY LINE OF KATE SESSIONS WAY AND THE NORTHERLY AND NORTHEASTERLY LINE OF SAID LOT 9 TO A POINT ON THE SOUTHEASTERLY LINE OF LOS ALTOS ROAD AS DEDICATED ON SAID MAP, ALSO BEING THE MOST NORTHERLY NORTHEAST CORNER OF SAID LOT 9; THENCE NORTHEASTERLY ALONG THE NORTHEASTERLY PROLONGATION OF SAID SOUTHEASTERLY LINE OF LOS ALTOS ROAD TO A POINT ON A LINE LYING PARALLEL WITH AND 15.00 FEET NORTHERLY AND NORTHEASTERLY OF SAID SOUTHERLY AND SOUTHWESTERLY LINE OF KATE SESSIONS WAY; THENCE SOUTHEASTERLY AND EASTERLY ALONG SAID PARALLEL LINE TO THE NORTHERLY PROLONGATION OF THE EASTERLY LINE OF SAID LOT 9; THENCE SOUTHERLY ALONG SAID NORTHERLY PROLONGATION TO THE POINT OF BEGINNING.

EXCEPTING THEREFROM THAT PORTION LYING NORTHERLY OF A CURVE HAVING A RADIUS OF 20.00 FEET BEING TANGENT TO SAID SOUTHEASTERLY LINE OF LOS ALTOS ROAD AND SAID 15.00 FOOT PARALLEL LINE.


JAMES L. MEYER, P.L.S. 4307

3-16-01
DATE

W.O.#120101
DWG# 19348 -B
SA# 99-504

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