(R-2002-1411)

RESOLUTION NUMBER R- 296465

ADOPTED ON MAY 0 7 2002

BE IT RESOLVED, by the Council of the City of San Diego, that the City Manager be and he is hereby authorized and empowered to execute, for and on behalf of said City, an agreement with Sunroad Otay Partners, L.P., a California limited partnership, [Sunroad], for the construction of an off-site drainage channel, under the terms and conditions set forth in the Agreement on file in the office of the City Clerk as Document No. RR-296465.

BE IT FURTHER RESOLVED, that this resolution shall not be effective unless Sunroad sells to ORIX Otay, LLC, an Illinois limited liability company, that portion of property owned by Sunroad which lies south of the proposed right-of-way for Interstate 905.

APPROVED: CASEY GWINN, City Attorney

By

William W. Witt

Deputy City Attorney

WWW:cdk 04/09/02

Aud.Cert:

Or.Dept:Dev.Svcs.

R-2002-1411

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