

RESOLUTION NUMBER R- 296681

ADOPTED ON JUN 18 2002

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 vacation of the drainage easement within Lots 3 and 4 of Map 916, 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 which it was originally acquired, or for any other public use of a like nature that can be anticipated;

(b) the public will benefit from the vacation through improved utilization of land;

(c) the vacation is not inconsistent with the General Plan, an approved Community Plan, or Local Coastal Program; and

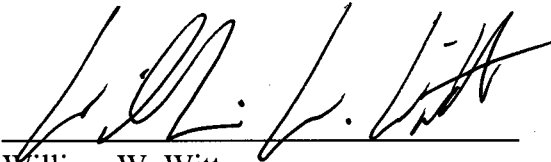
(d) the public service easement system for which the easement was originally acquired will not be detrimentally affected by this vacation; NOW, THEREFORE,

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

1. That the drainage easement located within Lots 3 and 4 of Map 916, as more particularly described in the legal description, attached hereto as Exhibit "A", and as shown on Drawing No. 19546-B, attached hereto as Exhibit "B", is ordered vacated.

2. That the City Clerk shall then cause a certified copy of this resolution, with Exhibits "A" and "B", 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
05/21/02
Orig.Dept.:Dev.Svcs.
W.O. 410331
Drawing Nos. 19546-B
R-2002-1647


EXHIBIT "A"

PARCEL "A"
STORM DRAIN EASEMENT
ABANDONMENT
LEGAL DESCRIPTION

ALL THAT PORTION OF THE STORM DRAIN EASEMENT GRANTED PER DOCUMENT RECORDED JANUARY 12, 1960 AS FILE NO. 6458 OF OFFICIAL RECORDS, IN LOTS 3 AND 4 INCLUSIVE IN BLOCK 6 OF PACIFIC BEACH VISTA TRACT, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO MAP THEREOF NO. 916, FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY, AUGUST 4, 1904, ABANDONED.

CONTAINS 0.015 ACRES MORE OR LESS.

THIS LEGAL DESCRIPTION WAS PREPARED BY ME OR UNDER MY DIRECTION.

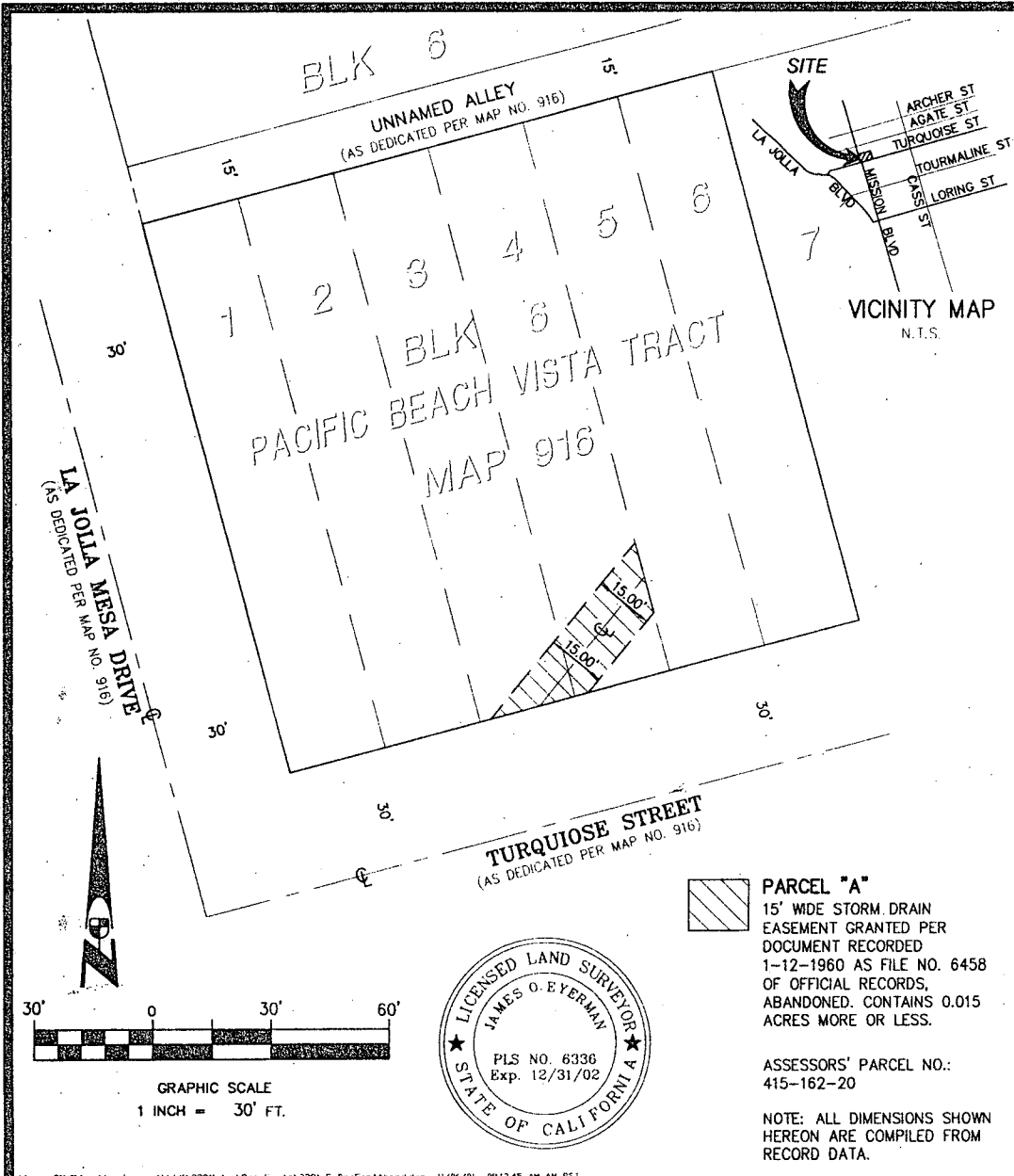


JAMES O. EYERMAN
P.L.S. 6336 EXPIRES 12-31-2002

W.O. NO. 410331
DWG. NO. 19546-B
A NO. 01-648



EXHIBIT "B"



<p>DUDEK & ASSOCIATES A California Corporation Corporate Office: 760.942.5147 605 Third Street Fax 760.632.0164 Encinitas, CA 92024</p>		SURVEYOR OF WORK: JAMES O. EYERMAN PLS 6336		DATE: 11/6/01	
<h2>DRAINAGE EASEMENT ABANDONMENT</h2> <p>IN LOTS 3 & 4, PACIFIC BEACH VISTA TRACT, MAP NO. 916</p>					
DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA SHEET 1 OF 1 SHEET
ORIGINAL	BM				W.O. NO. 410331 A NO. 01-648 1874-6249 CCS 85 234-1689 LAMBERT COORDINATES 19546-B
					FOR CITY ENGINEER: DATE: 11/17/01

R. 296681