

RESOLUTION NUMBER R- 296896

ADOPTED ON JUL 30 2002

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 San Fernando Street to facilitate development of the site; and

WHEREAS, in connection with the vacation, the City will reserve a general utility and access easement over a portion of the area that will be vacated; and

WHEREAS, the City Council finds that:

(a) there is no present or prospective use for the public street 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;

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

(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 portion of San Fernando Street, reserving out a general utility and access

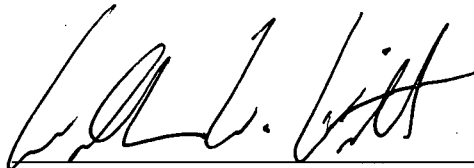
easement, as more particularly described in the legal description marked as Exhibit "A" and as shown on Drawing No. 19605-B marked as Exhibit "B", which exhibits are attached hereto and made a part hereof, is ordered vacated.

2. That this resolution shall not become effective unless and until the following conditions have been met:

a. The applicant shall assure, by permit and bond, the installation of permanent public improvements at the "L" shaped intersection of Qualtrough Street and San Fernando Street as follows: Type G-2 curb and gutter on the west side of San Fernando Street, Type G-2 curb and gutter across the southerly terminus of San Fernando Street (running in an east-west direction), the installation of Schedule "J" pavement for unimproved portions of the "L" shaped intersection and a drainage inlet box to convey the intersection drainage discharging via a rip-rap dissipator on private property, all in a manner satisfactory to the City Engineer.

3. That the City Clerk shall cause a certified copy of this resolution with 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
05/21/02
Orig.Dept.:Dev.Svcs.
W.O. 120102
R-2002-1651

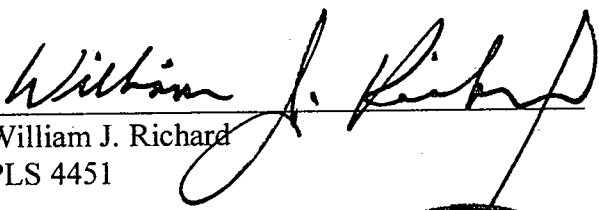
R-296896

EXHIBIT A
LEGAL DESCRIPTION

STREET VACATION, SAN FERNANDO STREET WITH GENERAL UTILITY
AND ACCESS EASEMENT RESERVED FROM STREET VACATION

THAT PORTION OF THAT CERTAIN 50.00' STRIP OF LAND KNOWN AS SAN FERNANDO STREET AS DEDICATED ON MAP OF LA PLAYA IN 1856 LYING SOUTHERLY OF QUALTROUGH STREET AND NORTHERLY OF THE NORTHERN LIMITS OF THE STREET CLOSURE AS DELINEATED IN DOC. NO. 126462 REC. MAY 24, 1955 IN THE OFFICE OF THE RECORDER OF SAN DIEGO COUNTY, CALIFORNIA.

RESERVING FROM THE NORTHERLY 20.00 FEET THEREOF A GENERAL UTILITY AND ACCESS EASEMENT (SEE CITY OF SAN DIEGO DWG. NO. 19605-B).


William J. Richard
PLS 4451

11/21/01
Date

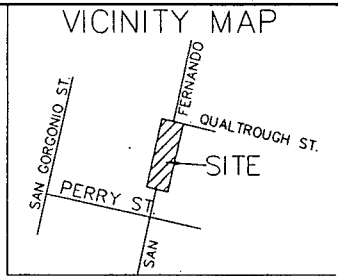
W.O. No. 120102
S.A. 00-518
DGW No. 19605-B



EXHIBIT "B"



1" = 40'



BASIS OF BEARINGS:
IS THE WESTERLY SIDELINE OF SAN FERNANDO AS SHOWN ON PM 9151 IE: N12°40'34"E

REFERENCE DRAWINGS:
PM 9151, ROS 4538, MAP 4595

PORTION OF QUALTROUGH STREET VACATED PER RES. NO. 206558 REC. 9-26-72 AS FILE NO. 258230

SAN FERNANDO STREET

NTHLY 75' OF LOT 2, LOT 3 BLK 160 OF LA PLAYA PER MAP BY CHARLES H. POOLE IN 1856

N77°19'58"W 50.00'

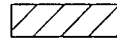
QUALTROUGH STREET AS DEDICATED PER LA PLAYA MAP OF PUEBLO LANDS

20.00'

STHLY 75' OF LOT 2, LOT 3 BLK 160 OF LA PLAYA PER MAP BY CHARLES H. POOLE IN 1856

N12°40'34"E 186.06'

LEGEND:



INDICATES SAN FERNANDO STREET DEDICATED PER LA PLAYA MAP OF PUEBLO LANDS VACATED



GENERAL UTILITY AND ACCESS EASEMENT RESERVED FROM STREET VACATION

PARCEL 2

APN 532-272-01 PTN LOT 1 BLK 161 OF LA PLAYA, MAP OF PUEBLO LANDS

APN 532-272-14 PTN LOT 1 BLK 161 OF LA PLAYA, MAP OF PUEBLO LANDS

50.00' N77°12'57"W



ERB ENGINEERING, INC.
CIVIL ENGINEERS &
LAND SURVEYORS
12320 STOWE DRIVE STE. E, POWAY, CA.
(858)748-2130 FAX (858)748-6089

William J. Richard
WILLIAM J. RICHARD PLS 4451

STREET VACATION

A PORTION OF SAN FERNANDO STREET SOUTHERLY OF QUALTROUGH STREET AND GENERAL UTILITY AND ACCESS EASEMENT RESERVED FROM STREET VACATION

DESCRIPTION	BY:	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA	NO.
ORIGINAL	AEA		12-18-01		SHEET 1 OF 1 SHEET	120102
					<i>Cher Hennes</i> CITY ENGINEER	SA 00-518
					DATE	CCC83 1840/6255
						200-1695
						LAMBERT COORDINATES
						19605 -B

0025

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