

RESOLUTION NUMBER R- 296952

ADOPTED ON AUG 05 2002

WHEREAS, Section 8300 et seq. of the California Streets and Highways Code provides a procedure for the 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 Road Survey 65, to unencumber this property and facilitate development of the site;

WHEREAS, the City Council finds that:

(a) there is no present or prospective use for the street 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; 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 portion of Road Survey 65 as more particularly shown on Exhibit "A" and on Drawing 19813-B, labeled Exhibit "B," on file in the Office of the City Clerk as Document

No. RR- 296952, which said exhibits are attached hereto and made a part hereof, be, and the same is hereby ordered, vacated.

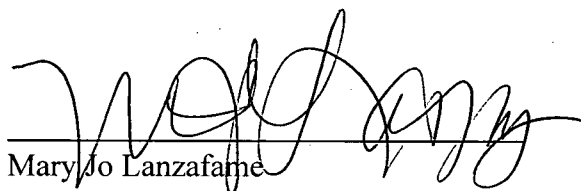
2. That this Resolution shall not become effective unless and until the the last final map within Vesting Tentative Map No. 04-0513 has been approved and recorded in accordance with the Subdivision Map Act.

3. That the City Engineer shall advise the City Clerk of the completion of the terms, conditions and the off-site street dedication of the said Vesting Tentative Map; and the City Clerk shall then cause a certified copy of this Resolution, Exhibit "A," and Exhibit "B" attested by him under seal, to be recorded in the Office of the County Recorder.

4. That in the event the last final map is not approved by August 6, 2005, this resolution shall become void and of no further force or effect.

APPROVED: CASEY GWINN, City Attorney

By



Mary Jo Lanzafame
Deputy City Attorney

MJL:pev
7/31/02
Or.Dept:DSD
Dwg:19813B
R-2003-231
Form=sumv.frm

EXHIBIT "A"

LEGAL DESCRIPTION
STREET VACATION OF A PORTION OF ROAD SURVEY NO. 65
ALSO KNOWN AS LUSARDI ROAD DISTRICT

THAT PORTION OF ROAD SURVEY NO. 65, ALSO KNOWN AS LUSARDI ROAD DISTRICT, BEING A STRIP OF LAND, 40.00 FEET IN WIDTH, LYING WITHIN THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 22, TOWNSHIP 14 SOUTH, RANGE 3 WEST, SAN BERNARDINO MERIDIAN AS DEDICATED TO THE PUBLIC, AUGUST 22, 1896, IN BOOK 257, PAGE 35 OF DEEDS, THE CENTERLINE OF SAID STRIP OF LAND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS;

BEGINNING AT THE CENTER OF SAID SECTION 22; THENCE ALONG THE WESTERLY LINE OF SAID SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 22 NORTH 0°44'44" WEST TO THE **TRUE POINT OF BEGINNING** OF SAID STRIP OF LAND; THENCE LEAVING SAID WESTERLY LINE NORTH 79°57'32" EAST, 459.01 FEET; THENCE SOUTH 73°25'28" EAST, 540.00 FEET; THENCE NORTH 83°09'32" EAST, 255.00 FEET; THENCE SOUTH 61°17'28" EAST, 154.12 FEET TO THE EASTERLY LINE OF SAID SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 22.

THE SIDELINES OF SAID STRIP OF LAND TO BE PROLONGED OR SHORTENED SO AS TO TERMINATE ON THE WESTERLY AND EASTERLY LINES RESPECTIVELY OF SAID SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 22.

SAID LAND CONTAINS AN AREA OF APPROXIMATELY 1.293 ACRES.

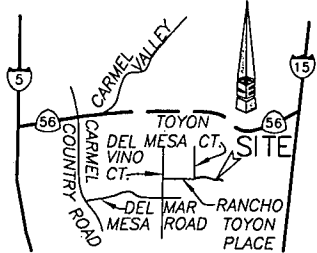
SAN DIEGUITO ENGINEERING, INC.


GORDON L. MCELROY
LS 4306 EXPIRES 6/30/04

7/25/02
DATE



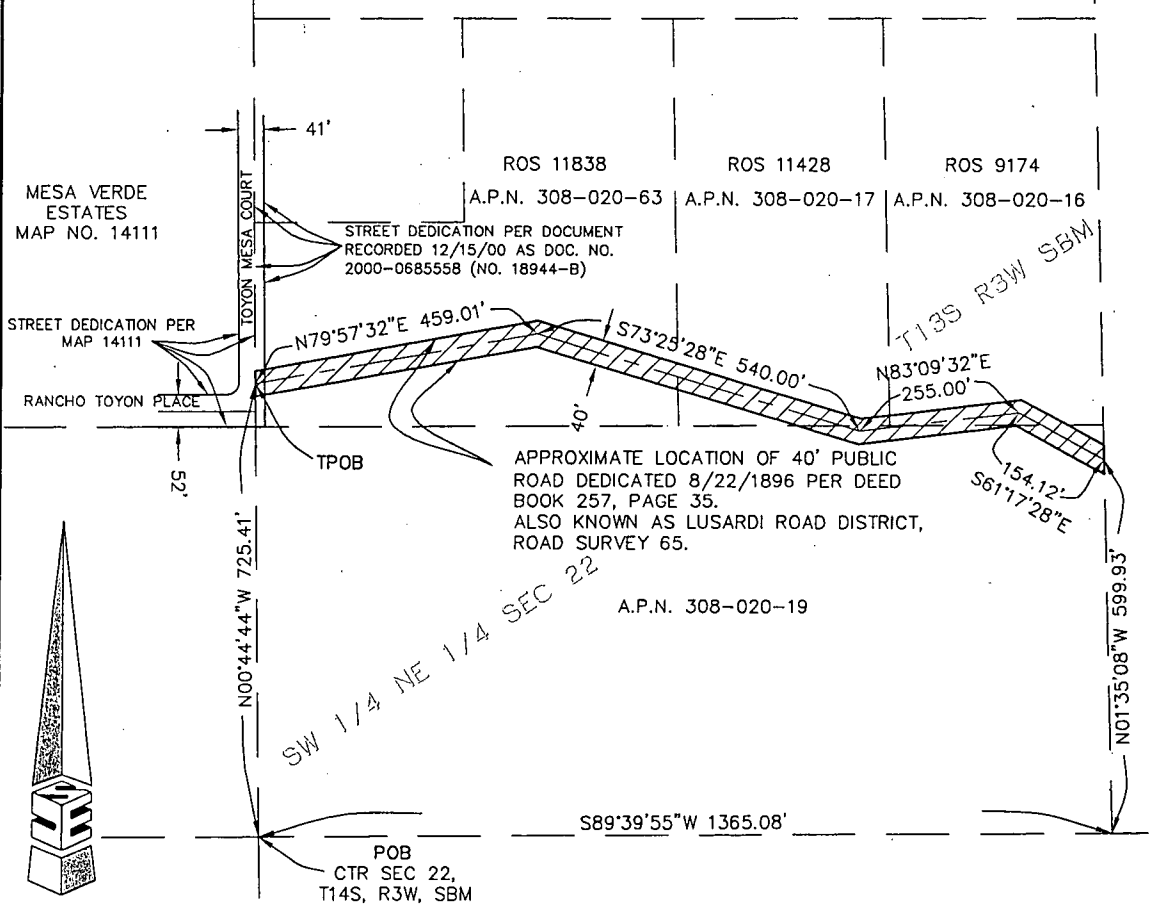
CIAF DISTRICT
05 7/25/02 8:32




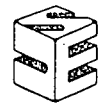
VICINITY MAP
NO SCALE

ASSESSOR'S PARCEL NO.'S:
308-020-16,17,19, & 63
REFERENCE DRAWINGS:
RS 65, MAP NO. 14111, ROS 9174, ROS 11428, ROS 11838, ROS 14492, CITY DWG NO. 13944-B
BASIS OF BEARINGS:
THE BASIS OF BEARINGS FOR THIS DRAWING IS A LINE BETWEEN POINT NO. 113 AND 115 PER ROS 14492: I.E., N 13°12' 51" E

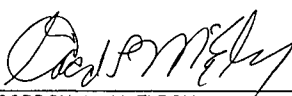
LEGEND:
 INDICATES STREET VACATION OF ROAD SURVEY 65
AREA = 1.293 ACRES



SCALE: 1" = 200'

SCALE IN FEET 0 200 400 800
SDE4541

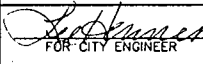


SAN DIEGO ENGINEERING, INC.
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ENCINITAS, CA. 92024
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CIVIL ENGINEERING • PLANNING
LAND SURVEYING


GORDON L. McELROY
LS 4306 EXPIRES 6/30/04
DATE 7/25/02



STREET VACATION, RS 65
WITHIN SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 22,
TOWNSHIP 14 SOUTH, RANGE 3 WEST, SAN BERNARDINO MERIDIAN

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA DEVELOPMENT REVIEW DEPARTMENT SHEET 1 OF 1 SHEET	T.M. NO. W.O. NO.
ORIGINAL	SDE				 FOR CITY ENGINEER	400513
					7/31/02 DATE	1924-6275 NAD 83 COORDINATES
						284-1714 LAMBERT COORDINATES
						19813 -B