

RESOLUTION NUMBER R- 296955

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 80, 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 80 as more particularly shown on Exhibit "A," on file in the Office of the City Clerk as Document No. RR- 296955, which said exhibits is attached hereto and made a part hereof, be, and the same is hereby ordered, vacated.

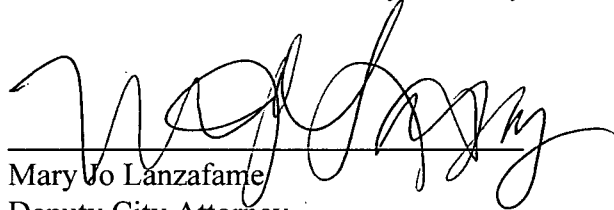
2. That this Resolution shall not become effective unless and until the last final map within Tentative Map No. 40-0968 has been approved and recorded in accordance with the Subdivision Map Act.

3. That the City Engineer shall advise the City Clerk of the completion of these terms and conditions; and the City Clerk shall then cause a certified copy of this Resolution, and Exhibit "A," 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

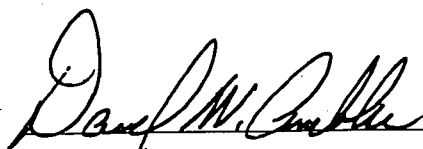
By


Mary Jo Lanzafame
Deputy City Attorney

MJL:pev
7/31/02
Or.Dept:DSD
R-2003-232
Form=sumv.frm

EXHIBIT "A"
LEGAL DESCRIPTION
STREET VACATION

THAT PORTION OF OLD SURVEY 80 DECLARED A PUBLIC HIGHWAY BY THE BOARD OF SUPERVISORS MEMORANDUM OF PROCEEDINGS VOL. 9, PAGE 300, DATED OCTOBER 15, 1888, AND AS SHOWN ON PARCEL MAP NO. 6038 FILED JUNE 14, 1977 IN THE OFFICE OF THE SAN DIEGO COUNTY RECORDER, LYING WITHIN PARCEL "D" OF SAID PARCEL MAP NO. 6038, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA.


DAVID W. AMBLER
HUNSAKER & ASSOCIATES SAN DIEGO, INC.

8-1-2002
L.S. 7322

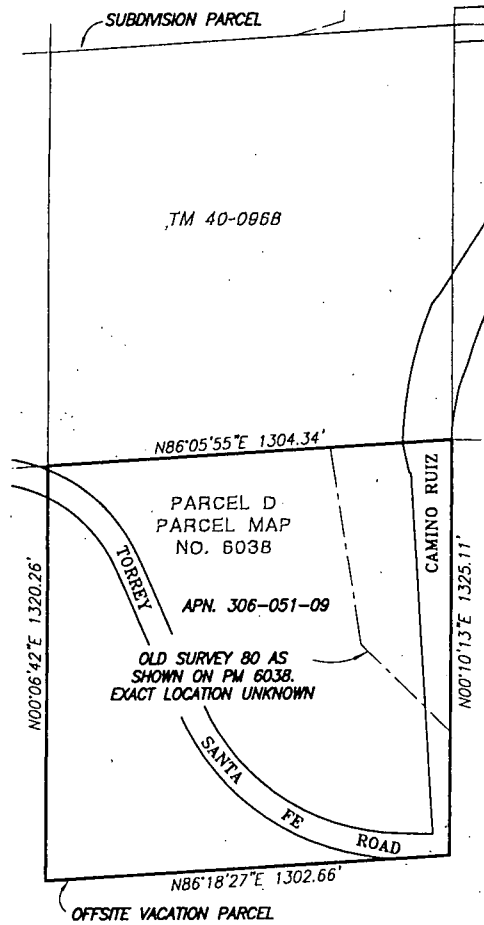


R 296955

EXHIBIT "B"

TM 40-0968

0
1
2
3
4
5
6
7
8
9
10
11
12



LEGAL DESCRIPTION:

PARCEL "D" OF PARCEL MAP NO. 6038, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO MAP THEREOF ON FILE IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY JUNE 14, 1977.

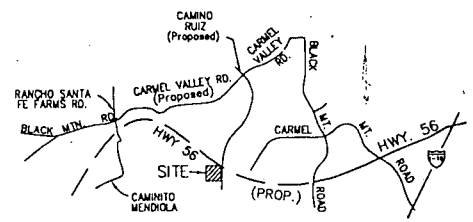
STREETS TO BE VACATED:

OLD SURVEY 80 DECLARED A PUBLIC HIGHWAY BY THE BOARD OF SUPERVISORS MEMORANDUM OF PROCEEDINGS VOL. 9, PAGE 300, OCTOBER 15, 1888, AND AS SHOWN ON PARCEL MAP NO. 6038.



SAN DIEGO, INC

PLANNING 10179 Huennekens St. Suite 200
ENGINEERING San Diego, Ca 92121
SURVEYING PH(619)558-4500 · FX(619)558-1414



R: \0219\Map\VP RS 80 exh1 1.DWG[1993]Aug-01-2002: 13: 20 W.O. 1751-51

David W. Ambler 8-1-2002
DAVID W. AMBLER L.S. 7322

MAP PREPARED BY:
HUNSAKER & ASSOCIATES SAN DIEGO
10179 HUENNEKENS STREET
SAN DIEGO, CA. 92121

STREET VACATION OLD SURVEY 80 IN PARCEL 'D' OF PARCEL MAP NO. 6038

DESCRIPTION	BY	APPROVED	DATE	FILED	CITY OF SAN DIEGO, CALIFORNIA	T.M. NO.
ORIGINAL	H&A				SHEET 1 OF 1 SHEET	40-0968
					<i>Lee Harms</i> 8/1/02 FOR CITY ENGINEER DATE	400968
						1928-6283
						CCS 83 COORDINATES
						288-1723
						LAMBERT COORDINATES
						19816 -B

R-296955