

RESOLUTION NUMBER R- 297111

ADOPTED ON SEP 24 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 Ivy 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,

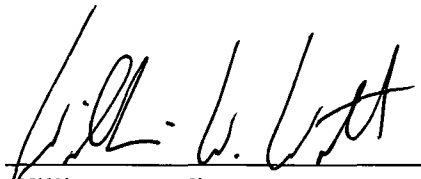
BE IT RESOLVED, by the Council of the City of San Diego, as follows:

1. That the portion of Ivy Street, as more particularly described in the legal description

marked as Exhibit "A", and as shown on Drawing No. 19714-B marked as Exhibit "B", which exhibits are attached hereto and made a part hereof, is ordered vacated.

2. 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
07/19/02
Orig.Dept.:Dev.Svcs.
W.O.120102
R-2003-176

R 297111

Exhibit 'A'

Street Vacation and General Utility and Access Easement Reservation

Being a portion of Ivy Street (Formerly known as Windsor Street) lying Southerly of and adjoining Block 3 of Cullen's Westland Terrace, in the City of San Diego, County of San Diego, State of California, according to Map thereof No. 1052 ½, filed in the office of the County Recorder of San Diego County, May 14, 1907, more particularly described as follows:

Beginning at the Southwest corner of lot 6 in said Block 3, being an angle point at the intersection of the East line of Commonwealth Avenue and the North line of Ivy Street as shown on said Map No. 1052 ½; thence 89° 35' 05" East along the South line of said Lot 6 and its Easterly prolongation to and along the South line of Lot 7 to the Southeasterly corner thereof, being an angle point on the Westerly line of Pentucket Avenue; thence South 5° 56' 05" East along the Southeasterly prolongation of said Westerly line 30.19 feet to intersection with the South line of said Map No. 1052 ½, being also the North line of Arnold Knolls, according to Map thereof No. 3234, on file in the office of the County Recorder of San Diego County; thence North 89° 35' 05" West along said South line of Map No. 1052 ½ a distance of 272.03 feet to intersection with the Southerly prolongation of the East line of said Commonwealth Avenue; thence North 0° 24' 55" East along said prolongation 30.00 feet to the point of beginning. Reserving therefrom a general utility and access easement over the Southerly 10 feet thereof.

W.O. No.: 120102

Drawing No.: 19714-B

SA No.: 01-535

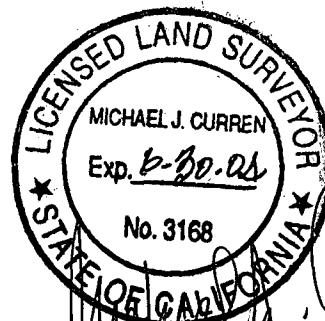


EXHIBIT "B"



ASSESSOR PARCEL NO.'S

540-111-10, 21

REFERENCE DRAWINGS:

MAP 1052 1/2, R.O.S. 16570

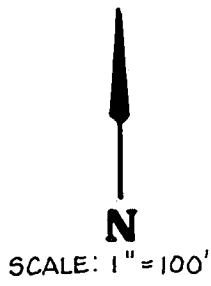
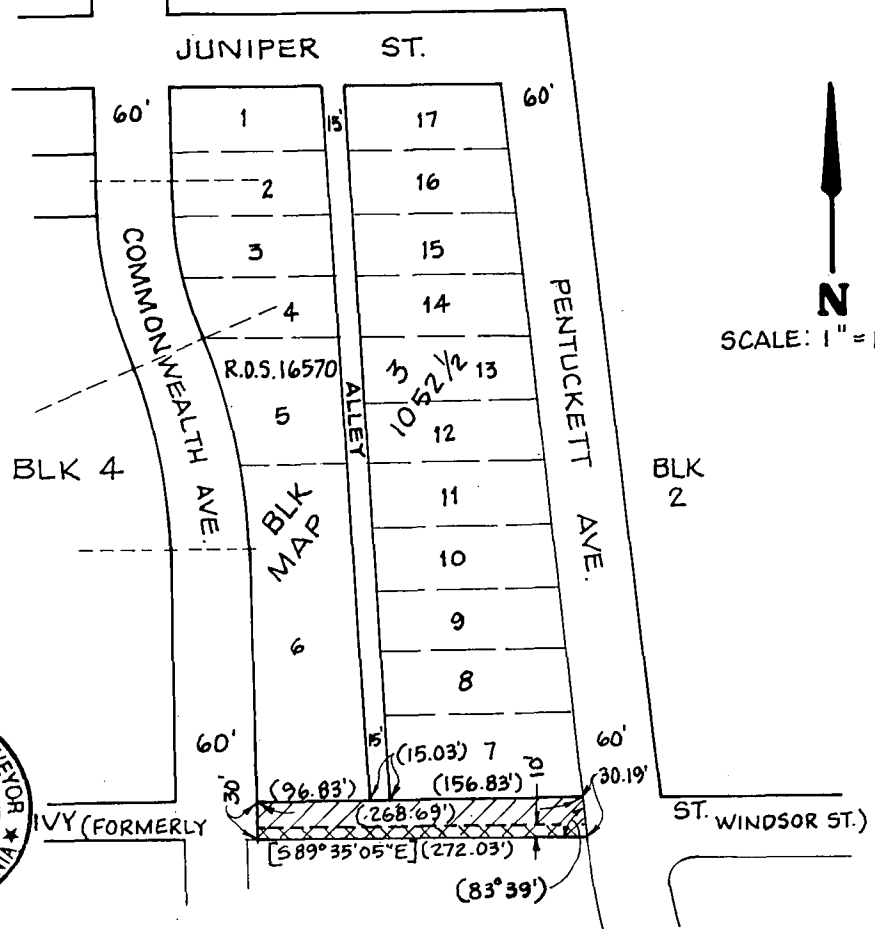
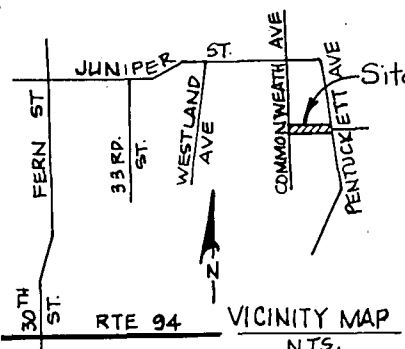
LEGEND:

-  - INDICATES PORTION IVY ST. DEDICATED PER MAP 1052 1/2, VACATED.
-  - WITH 10' WIDE GENERAL UTILITY AND ACCESS EASEMENT RESERVED FROM STREET

() - RECORD OR CALCULATED DATA PER MAP 1052 1/2

[] - RECORD DATA PER ROS 16570

AREA = 8111 S.F. = 0.19 AC



MICHAEL J. CURREN
 LICENSED LAND SURVEYOR
 2965-3F MISSION BLVD.
 SAN DIEGO, CA 92109
Michael J. Curren 6-1-01
 MICHAEL J. CURREN DATE
 L.S. 3168 EXP. DATE 6-30-04

STREET VACATION OF THAT PORTION OF IVY STREET (FORMERLY WINDSOR ST.) BETWEEN COMMONWEALTH AVE. AND PENTUCKETT AVE. RESERVING THEREFROM A GENERAL UTILITY & ACCESS EASEMENT OVER THE SOUTHERLY 10 FEET.

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA	W.O. # 20102
ORIGINAL					SHEET 1 OF 1 SHEETS	SA # 01-535
					<i>Lee Thomas</i> 5/22/02	1842-6292
					FOR CITY ENGINEER	NAD 83 COORDINATES
						202-1781
						LANBERT COORDINATES
						19714 -B

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