

RESOLUTION NUMBER R- 297176

ADOPTED ON OCT 14 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 a landscaping easement in Lot "A" of Map No. 14132 and Lot "C" of Map 13554 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 landscaping 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,

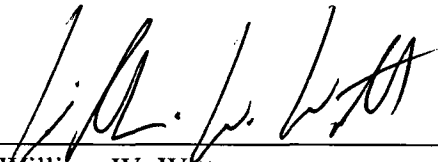
BE IT RESOLVED, by the Council of the City of San Diego, as follows:

1. That the landscaping easement located in Lot "A" of Map No. 14132 and Lot "C" of Map 13554, as more particularly described in the legal descriptions, attached hereto as Exhibits "A" and "A1", and as shown on Drawing Nos. 19669-1-B and 19669-2-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, 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

09/20/02

Orig.Dept.:Dev.Svcs.

W.O. 967195

Drawing Nos. 19669-1-B and 19669-2-B

R-2003-403

**EXHIBIT 'A1'**  
**LEGAL DESCRIPTION**  
**FOR**  
**LANDSCAPING EASEMENTS ABANDONMENT-PARCEL 'B'**

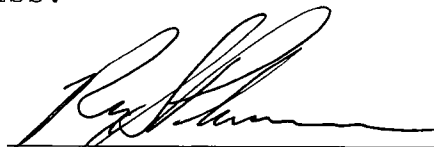
BEING A PORTION OF LOT 'C' OF CARMEL VALLEY NEIGHBORHOOD 10 NORTH, UNIT NO. 5 AND 6, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO MAP THEREOF NO. 13554 FILED APRIL 01, 1998 IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

**BEGINNING** AT THE MOST NORTHERLY CORNER OF SAID LOT C; THENCE ALONG THE BOUNDARY LINE OF SAID LOT C

1. SOUTH 42°15'06" EAST                      7.50 FEET; THENCE
2. SOUTH 41°24'12" WEST                    37.01 FEET; THENCE LEAVING SAID BOUNDARY LINE
3. NORTH 50°29'38" WEST                    9.87 FEET TO AN INTERSECTION WITH THE SOUTHEASTERLY RIGHT-OF-WAY LINE OF DERRYDOWN WAY AS DEDICATED ON MAP NO. 13554; THENCE ALONG SAID RIGHT-OF-WAY LINE THE FOLLOWING COURSES
4. NORTH 44°37'05" EAST                    28.41 FEET TO THE BEGINNING OF A TANGENT 180.00 FOOT RADIUS CURVE CONCAVE TO THE SOUTHEAST; THENCE ALONG THE ARC OF SAID CURVE
5. NORTHEASTERLY                            9.83 FEET THROUGH A CENTRAL ANGLE OF 03°07'49" TO THE **POINT OF BEGINNING.**

CONTAINING 0.008 ACRES, MORE OR LESS.



 2/15/02 DATE  
REX S. PLUMMER  
L.S. 6641  
EXPIRATION DATE, 12/31/03

W.O. NO. 967195  
DWG. NO. 19669-B

**EXHIBIT 'A'**  
**LEGAL DESCRIPTION**  
**FOR**  
**LANDSCAPING EASEMENTS ABANDONMENT-PARCEL 'A'**


BEING A PORTION OF LOT 'A' OF CARMEL VALLEY NEIGHBORHOOD 10 NORTH, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO MAP THEREOF NO. 14132 FILED JANUARY 12, 2001 IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

**BEGINNING** AT THE MOST EASTERLY CORNER OF SAID LOT A; THENCE ALONG THE BOUNDARY LINE OF SAID LOT A

1. NORTH 41°39'29" WEST            6.22 FEET; THENCE
2. SOUTH 48°21'31" WEST        48.96 FEET; THENCE LEAVING SAID BOUNDARY LINE
3. SOUTH 45°06'39" EAST        8.89 FEET TO AN INTERSECTION WITH THE NORTHWESTERLY RIGHT-OF-WAY LINE OF DERRYDOWN WAY AS DEDICATED ON MAP NO. 13554; THENCE ALONG SAID RIGHT-OF-WAY LINE THE FOLLOWING COURSES
4. NORTH 44°37'05" EAST        32.90 FEET TO THE BEGINNING OF A TANGENT 240.00 FOOT RADIUS CURVE CONCAVE TO THE SOUTHEAST; THENCE ALONG THE ARC OF SAID CURVE
5. NORTHEASTERLY                15.60 FEET THROUGH A CENTRAL ANGLE OF 03°43'26" TO THE **POINT OF BEGINNING.**

CONTAINING 0.008 ACRES, MORE OR LESS.



 2/15/02 DATE  
REX S. PLUMMER  
L.S. 6641  
EXPIRATION DATE 12/31/03

W.O. NO. 967195  
DWG. NO. 19669-B

EXHIBIT 'B'


ASSESSOR'S PARCEL NO.'S


308-060-25 AND 308-062-41

REFERENCE DRAWINGS

MAP NO. 13554 AND 14132

LEGEND

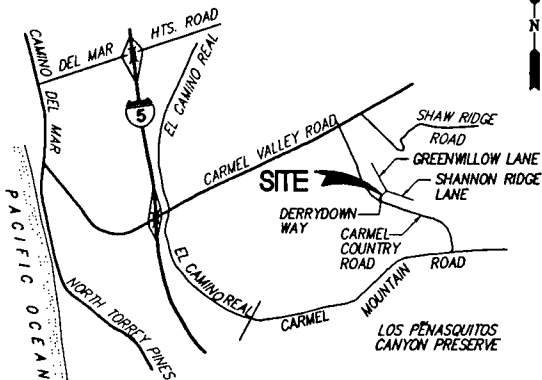
 INDICATES LANDSCAPING EASEMENT ABANDONMENT  
PARCEL 'A'  
AREA = 358 SQ. FT.  
0.008 ACRES

 INDICATES LANDSCAPING EASEMENT ABANDONMENT  
PARCEL 'B'  
AREA = 330 SQ. FT.  
0.008 ACRES

P.O.B. INDICATES POINT OF BEGINNING

( ) RECORDED DATA PER MAP NO. 13554

[ ] RECORDED DATA PER MAP NO. 14132



VICINITY MAP  
NO SCALE



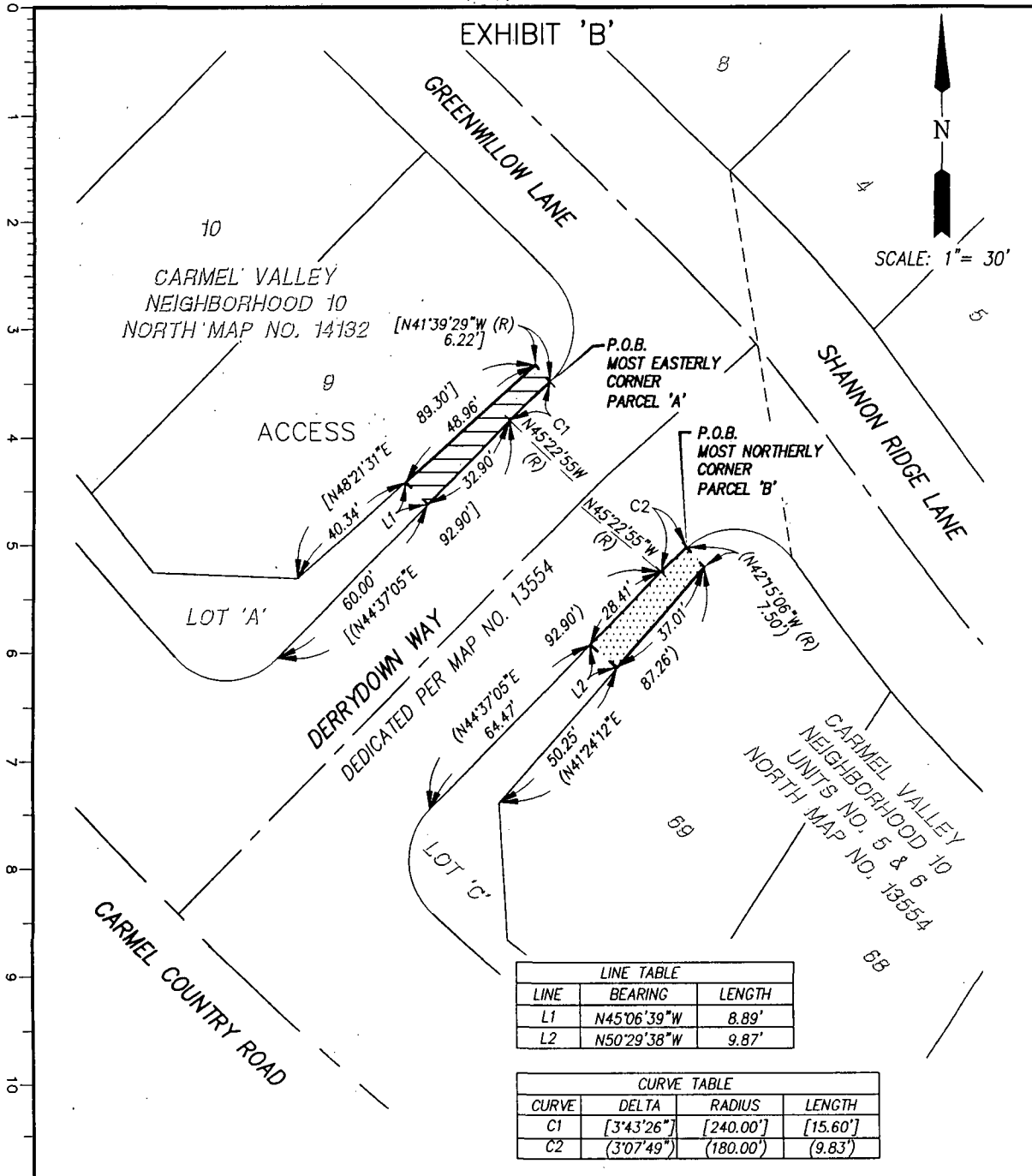
**PROJECT DESIGN CONSULTANTS**  
PLANNING • ENVIRONMENTAL • ENGINEERING • SURVEYING  
705 B Street, Suite 800, San Diego, CA 92101  
619-235-6471 FAX 619-234-0349

*Rex S. Plummer* 2/15/02  
REX S. PLUMMER L.S. 6641 DATE  
MY REGISTRATION EXPIRES 12-31-03

**LANDSCAPING EASEMENT  
ABANDONMENT-**

PORTION OF LOT 'C' MAP  
NO. 13554 AND LOT 'A'  
MAP NO. 14132

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA SHEET 1 OF 2 SHEETS	A-01-669 W.O. 967195
ORIGINAL	JWG		11-19-01			<i>Lee Stearns</i> 7/25/02 FOR CITY ENGINEER DATE
	<i>DH</i>					CCS 83 COORDINATES 280-1707
						LAMBERT COORDINATES
						19669-1-B



LINE TABLE		
LINE	BEARING	LENGTH
L1	N45°06'39"W	8.89'
L2	N50°29'38"W	9.87'

CURVE TABLE			
CURVE	DELTA	RADIUS	LENGTH
C1	[3°43'26"]	[240.00']	[15.60']
C2	(3°07'49")	(180.00')	(9.83')

**PROJECT DESIGN CONSULTANTS**  
 PLANNING • ENVIRONMENTAL • ENGINEERING • SURVEYING  
 701 B Street, Suite 800, San Diego, CA 92101  
 619-235-4471 FAX 619-234-0349

*REX S. PLUMMER* 2/15/02  
 REX S. PLUMMER L.S. 6641 DATE  
 MY REGISTRATION EXPIRES 12-31-03

**LANDSCAPING EASEMENT ABANDONMENT—** PORTION OF LOT 'C' MAP NO. 13554 AND LOT 'A' MAP NO. 14132

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA	
ORIGINAL	JWG		11-19-01		SHEET 2 OF 2 SHEETS	
					<i>Lee Hennessy</i> 7/25/02 FOR CITY ENGINEER DATE	A-01-669 W.O. 967195
						1920-6267 CCS '83 COORDINATES
						280-1707 LAMBERT COORDINATES
						19669-2-B