

RESOLUTION NUMBER R- 297248

ADOPTED ON OCT 29 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 Sutter Street, to facilitate development of the site; 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,

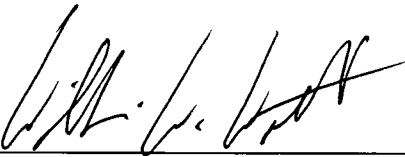
BE IT RESOLVED, by the Council of the City of San Diego, as follows:

1. That the street vacaton, as more particularly described in the legal description marked as Exhibit "A" and as shown on Drawing No. 19296-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
08/01/02
Orig.Dept.:Dev.Svcs.
W.O.120101
Drawing No. 19296-B
R-2003-234

EXHIBIT "A"
LEGAL DESCRIPTION

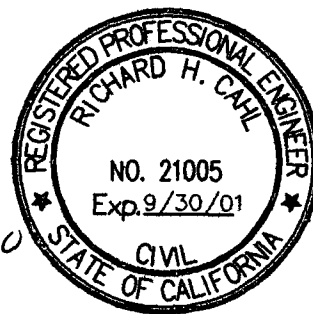
VACATION OF SUTTER STREET

SITUATED IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO AND STATE OF CALIFORNIA
DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT IN THE SOUTH LINE OF SUTTER STREET AT THE NORTHWEST CORNER OF LOT 28 OF MAP NO. 1525, RECORDED JAN. 29, 1913 RECORDS OF SAID COUNTY; THENCE SOUTHERLY ALONG THE WEST LINE OF SAID LOT 28, SOUTH 00° 41' 15" WEST A DISTANCE OF 23.15 FEET TO AN ANGLE POINT SHOWN ON R.O.S. MAP NO. 13014, FILE NO. 91-0013434, PAGE 13014, RECORDS OF SAID COUNTY; THENCE CONTINUING ALONG SAID WESTERLY LINE SOUTH 00° 22' 00" WEST, A DISTANCE OF 14.72 FEET TO THE POINT OF INTERSECTION OF THE SOUTHERLY LINE OF SUTTER STREET AS SHOWN AND DEDICATED ON THE MIDDLETOWN ADDITION, MAP NO. 384, RECORDS OF SAID COUNTY; AND SAID R.O.S. MAP NO. 13014; THENCE ALONG SAID SOUTHERLY LINE AS SHOWN ON SAID R.O.S. MAP NO. 13014, NORTH 54° 10' 03" WEST, A DISTANCE OF 67.05 FEET TO THE POINT OF INTERSECTION WITH THE WESTERLY PROLONGATION OF THE SOUTHERLY LINE OF SUTTER STREET AS SHOWN ON SAID MAP NO. 1525; THENCE ALONG SAID LINE, SOUTH 88° 30' 00" EAST, 54.74 FEET TO THE POINT OF BEGINNING.

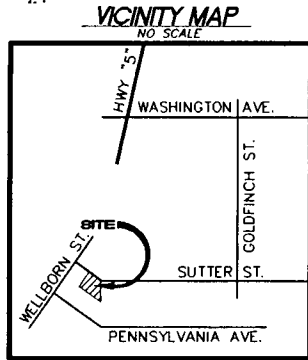
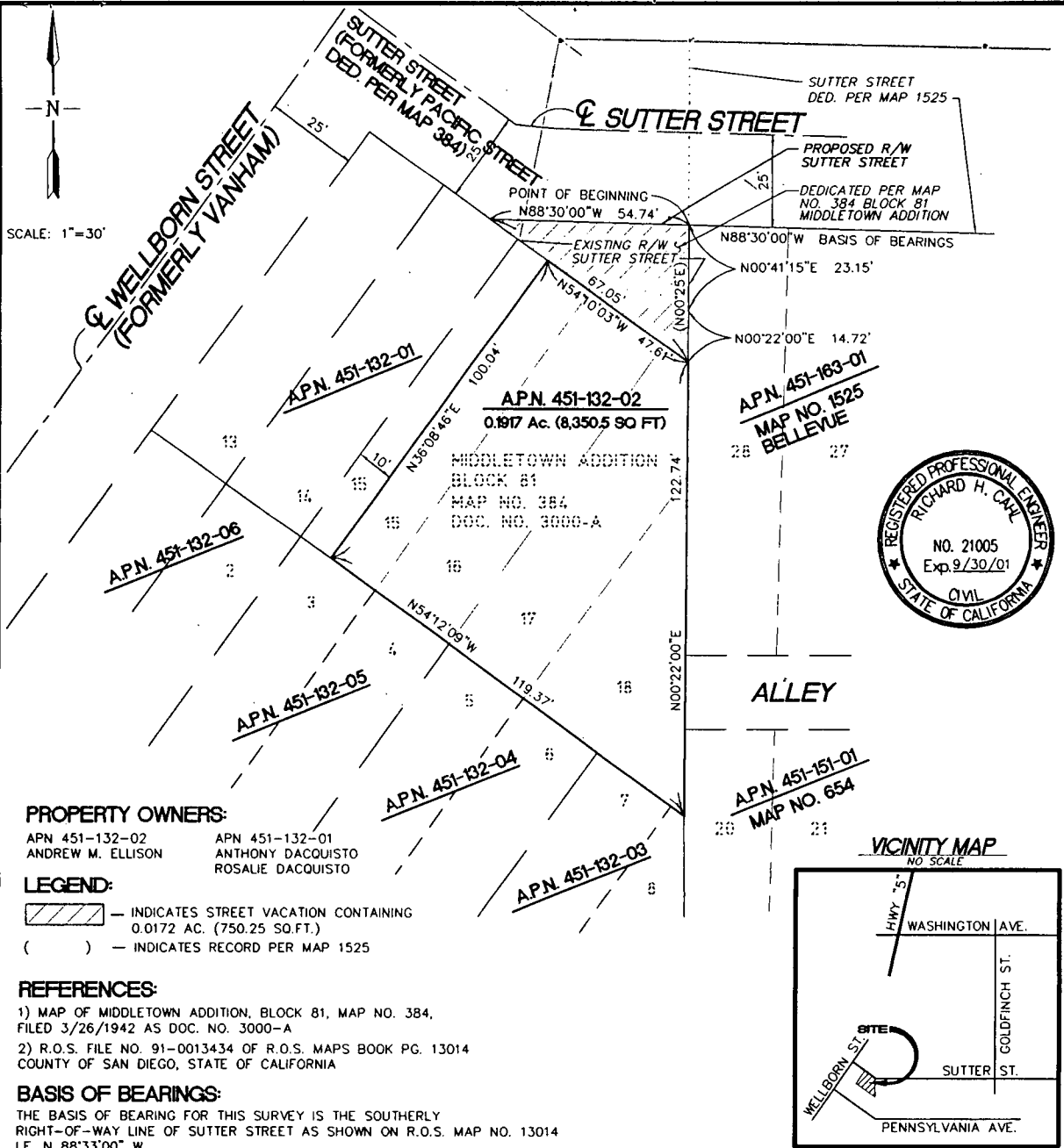
S.A. NO: 99-509
W.O. NO: 120102
DWG. NO: 19296-B

RHC *12/13/2000*
RICHARD H. CAHL RCE 21005, EXP. 09/30/2001 DATE



R-297248

EXHIBIT "B"



PREPARED BY:
JONES, CAHL & ASSOCIATES
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RHCahl 12/13/2000
 RICHARD H. CAHL RCE21005, EXP. 9-30-2001 DATE

STREET VACATION - SUTTER STREET NORTH OF LOTS 14, 15, 16, AND 17 MIDDLETOWN, BLOCK 81, MAP NO. 384, DOC. NO. 3000-A

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA	S.A.
ORIGINAL	<i>dt</i>	<i>✓</i>	<i>5/1/02</i>		SHEET 1 OF 1 SHEET	99-509
					<i>Joe Hennes</i> 5/1/02 FOR CITY ENGINEER DATE	W.O. NO. 120102
						1852-6275
						NAD 83 COORDINATES
						212-1715
						LAMBERT COORDINATES
						19296-B

Complete
 STATUS

R-297248