

RESOLUTION NUMBER R- 297410

ADOPTED ON DEC 03 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 easements are no longer required; and

WHEREAS, the affected property owner has requested the vacation of a sewer easement, and will grant another sewer easement in its place to facilitate development of the site; and

WHEREAS, the City Council finds that:

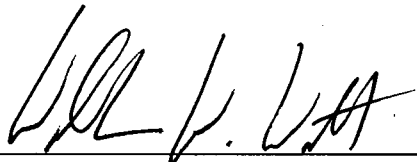
- (a) there is no present or prospective use for the sewer easement either for which it was originally acquired, or for any other public use of a like nature that can be anticipated;
- (b) the public will benefit from the vacation through improved utilization of land;
- (c) the vacation is not inconsistent with the General Plan, an approved Community Plan, or Local Coastal Program; and
- (d) the public service easement system for which the sewer 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 sewer easement located in Lot 6, Block "E" of Map 1975, as more particularly described in the legal description attached hereto as Exhibit "A" and as shown on Drawing No. 19290-B, attached hereto as Exhibit "B", is ordered vacated.

2. That the City Clerk shall cause a certified copy of this resolution, with Exhibits "A" and "B", attested by him under seal, to be recorded in the Office of the County Recorder.

APPROVED: CASEY GWINN, City Attorney

By   
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William W. Witt  
Deputy City Attorney

WWW:cdk  
11/12/02  
Orig.Dept.:Dev.Svcs.  
W.O. 034000  
Drawing No. 19290-B  
R-2003-682