

RESOLUTION NUMBER R- **297630**

ADOPTED ON **FEB 11 2003**

WHEREAS, Section 8330 et seq. of the California Streets and Highways Code provides a procedure for the summary vacation of public street easements and 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 water and sewer easement and a portion of Black Mountain Ranch Road, 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 or service 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; 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 or service easement system for which the right-of-way was originally acquired will not be detrimentally affected by this vacation; NOW, THEREFORE,

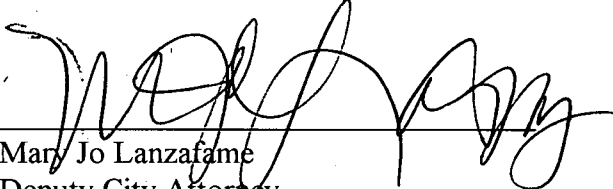
BE IT RESOLVED, by the Council of The City of San Diego, as follows:

1. That the street vacation and water and sewer easement, as more particularly shown on Drawing No. 19741-B, and described in the legal description marked as Exhibit "A," and "A1,"

respectively, on file in the office of the City Clerk as Document No. RR- 297630, which is by this reference incorporated herein and made a part hereof, is ordered vacated.

2. That the City Clerk shall cause a certified copy of this resolution, attested by him under seal, along with the Revestment of Abutter's Right of Access, and the Relinquishment of Abutter's Right of Access to be recorded in the office of the County Recorder.

APPROVED: CASEY GWINN, City Attorney

By 
Mary Jo Lanzafame
Deputy City Attorney

MJL:pev
1/7/03
2/5/03 Cor.Copy
Or.Dept:DSD
Dwg:19741-B
R-2003-881
Form=sumv.frm

EXHIBIT 'A'
LEGAL DESCRIPTION FOR
STREET VACATION

BEING THAT PORTION OF BLACK MOUNTAIN ROAD LOCATED WITHIN PARCEL 1 OF PARCEL MAP NO. 18937, AS OPENED TO THE PUBLIC USE BY THE COUNTY BOARD OF SUPERVISORS ON FEBRUARY 27, 1886 PER DOCUMENT ON FILE AT THE CLERK OF THE BOARD OF SUPERVISORS IN BOOK 7 ON PAGE 200, OF OFFICIAL RECORDS, PER OLD SURVEY 57, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY, APRIL 11, 2002.

0.217 ACRES



[Handwritten Signature] 10/8/02

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

DATE

W.O. 960610
I.D. SA 02-515
DWG. 19741-B

R-297630

[Handwritten mark]


EXHIBIT 'A1'

LEGAL DESCRIPTION FOR

SEWER AND WATER EASEMENT ABANDONMENT

A PUBLIC SEWER AND WATER EASEMENT GRANTED TO THE CITY OF SAN DIEGO AS DESCRIBED IN DEED RECORDED NOVEMBER 29, 1990 AS DOCUMENT NO. 90-636141 OF OFFICIAL RECORDS ON FILE IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY, AS SHOWN IN PARCEL 1 OF PARCEL MAP NO. 18937, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA.






10/8/02

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

DATE

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