

RESOLUTION NUMBER R- 299525

ADOPTED ON AUG 02 2004

WHEREAS, California Streets and Highways Code section 8330 et seq. provides a procedure for the summary vacation of easements by City Council resolution where the easement is no longer required; and

WHEREAS, the affected property owner has requested the vacation of a building restricted easement, 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 building restricted easement either for which it was originally acquired, or for any other public use of a like nature that can be anticipated; and

(b) the public will benefit from the vacation through improved utilization of land; and

(c) the vacation is consistent with the General Plan or an approved Community Plan; and

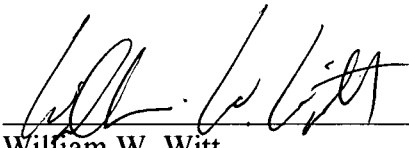
(d) the public facility or purpose for which this easement was originally acquired will not be detrimentally affected by this vacation; NOW, THEREFORE,

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

1. That the building restricted easement located over all of Lot 246 of Black Mountain Ranch Unit No. 1 Map No. 14064, as more particularly described in the legal description marked as Exhibit "A," and shown on Drawing No. 20100-B, marked as Exhibit "B," and on file in the office of the City Clerk as Document Nos. RR 299525-1, and RR 299525-2, which are 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, with attached 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:pev
07/19/04
Or.Dept: DSD
W.O. #:990941
R-2005-105

EXHIBIT "A"

Building Restricted Easement
Vacation

That certain Building Restricted Easement over all of Lot 246 of Black Mountain Ranch Unit No. 1 according to Map thereof No. 14064 in the City of San Diego, County of San Diego, State of California, filed November 2, 2000 in the Office of the Recorder of San Diego County.

Patrick A. McMichael 7-19-04
Patrick A. McMichael, L.S. 6187 Date

W.O. No.: 990941
Dwg. No.: 20100-B

Gj/gj/14214_010



DOCUMENT NO. RR299525-1
FILED AUG 02 2004
OFFICE OF THE CITY CLERK
SAN DIEGO, CALIFORNIA

 INDICATES BUILDING RESTRICTED EASEMENT GRANTED PER MAP NO. 14064, VACATED

(R) INDICATES RADIAL BEARING

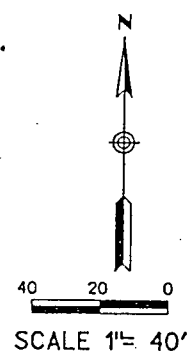
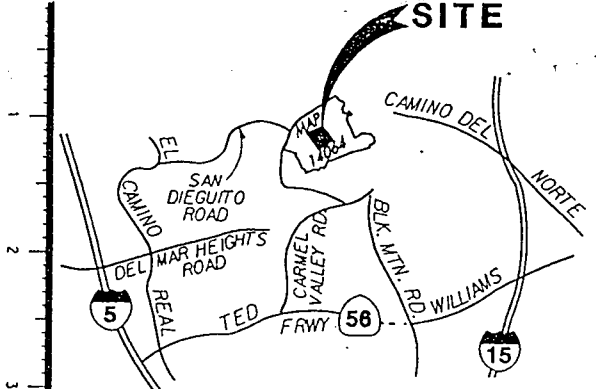
P.O.B. INDICATES POINT OF BEGINNING

REFERENCE DRAWINGS

MAP 14064 & MAP 14307

ASSESSOR PARCEL NO.

269-230-13



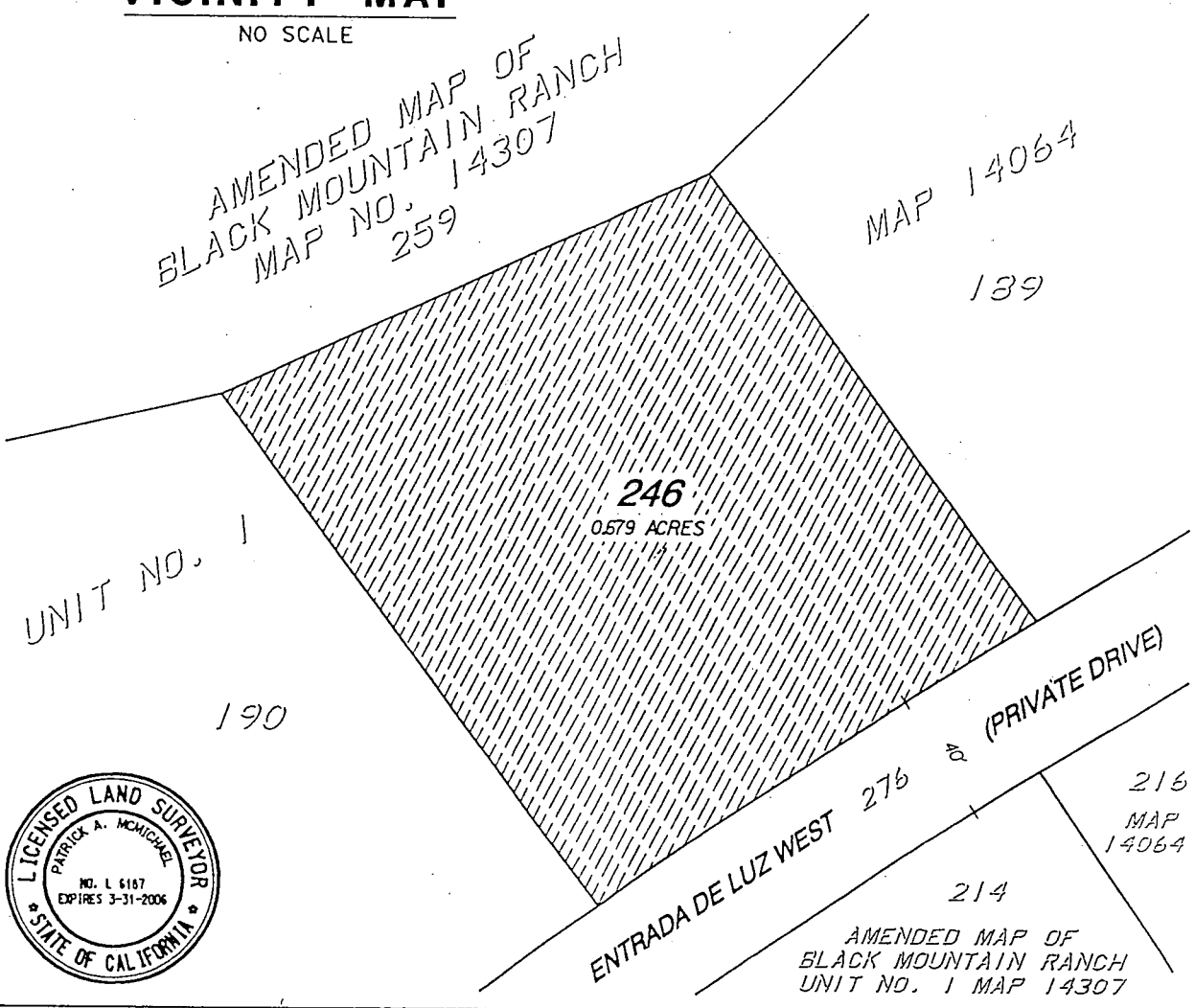
VICINITY MAP


NO SCALE

AMENDED MAP OF
BLACK MOUNTAIN RANCH
MAP NO. 14307
259

MAP 14064

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RICK ENGINEERING COMPANY

 Patrick A. McMichael L.S. 6187
 DATE 3-15-04

DOCUMENT NO. 2299525-2
 FILED AUG 02 2004
 OFFICE OF THE CITY CLERK
 SAN DIEGO, CALIFORNIA

BUILDING RESTRICTED EASEMENT VACATION
 OVER ALL OF LOT 246 OF BLACK MOUNTAIN RANCH UNIT NO. 1 MAP NO. 14064

J-14214

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA	W.O. NO.
ORIGINAL	dt	✓	4/21/04		SHEET 1 OF 1 SHEET	990941
					<i>Seidmanis</i> FOR CITY ENGINEER	1940-6283
					DATE 4/28/04	CCS NAD 83 COORDINATES
						300-1723
						LAMBERT COORDINATES
						20100 -B

complete STATUS