

RESOLUTION NUMBER R- 299526

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

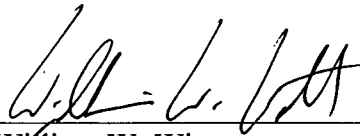
(d) the public facility or purpose for which the easement was originally acquired will not be detrimentally affected by this vacation; NOW, THEREFORE,

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

1. That the building restricted easement located over a portion of Parcel 2 of Parcel Map No. 19209, as more particularly described in the legal description marked as Exhibit "A," and shown on Drawing No. 20101-B, marked as Exhibit "B," and on file in the office of the City Clerk as Document Nos. RR-299526-1, and RR-299526-2 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 

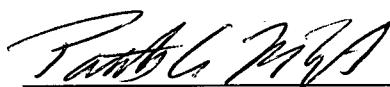
William W. Witt
Deputy City Attorney

WWW:pev
07/19/04
Or.Dept: DSD
W.O.#: 990941
R-2005-106

EXHIBIT "A"

Building Restricted Easement
Vacated

All of that Building Restricted Easement granted per Map 14296 lying within Parcel 2 of Parcel Map No. 19209 in the City of San Diego, County of San Diego, State of California, filed April 11, 2003 in the Office of the San Diego County Recorder.

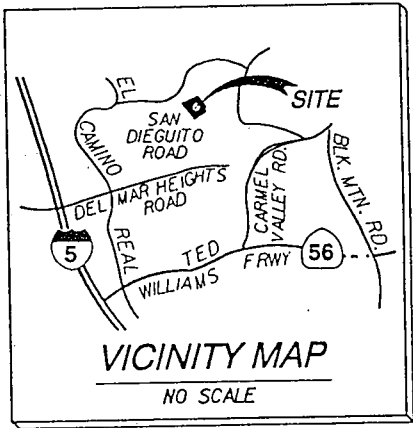
 7-19-04
Patrick A. McMichael, L.S. 6187 Date

W.O. No.: 990941
Dwg. No.: 20101-B

Gj/gj/14214_010



DOCUMENT NO. RR-299526-1
FILED AUG 02 2004
OFFICE OF THE CITY CLERK
SAN DIEGO, CALIFORNIA

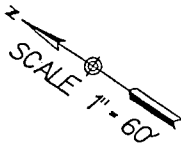


LEGEND
 INDICATES BUILDING RESTRICTED EASEMENT PER MAP 14296, CONTAINING 0.403 AC. VACATED

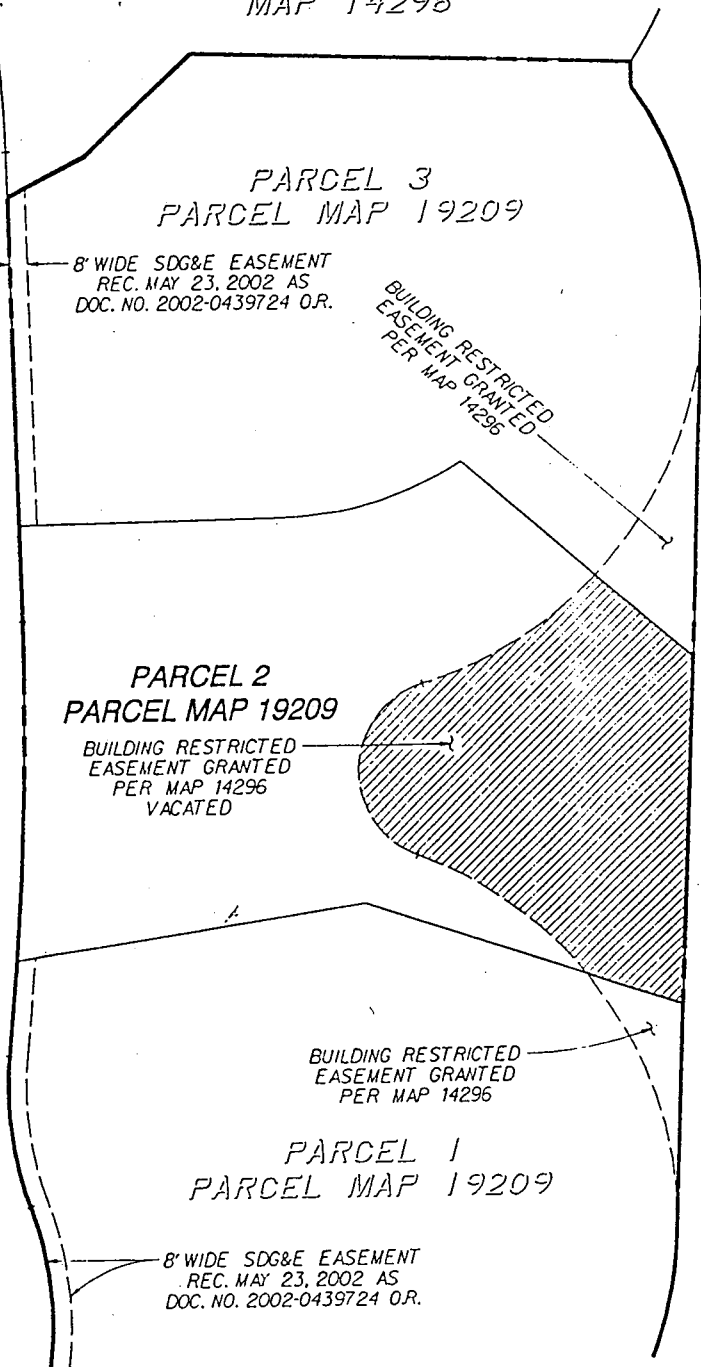
(R) INDICATES RADIAL BEARING
 P.O.B. INDICATES POINT OF BEGINNING

REFERENCE DRAWINGS
 MAP 14296; PARCEL MAP 19209

ASSESSOR PARCEL NO.
 269-261-20



NORTHERN LIGHTS
 42' (PRIVATE DRIVEWAY)



LOT 38
BLACK MOUNTAIN RANCH UNIT NO. 7; MAP NO. 14296

RICK ENGINEERING COMPANY

Patrick A. McMichael
 PATRICK A. MCMICHAEL L.S. 6187
 DATE 4-22-04

DOCUMENT NO. ~~RR-299526-2~~
 FILED AUG 02 2004
 OFFICE OF THE CITY CLERK
 SAN DIEGO, CALIFORNIA

**BUILDING RESTRICTED EASEMENT VACATED
 OVER A PORTION OF PARCEL 2 OF PARCEL MAP NO. 19209**

DESCRIPTION	BY	APPROVED	DATE	FILMED
ORIGINAL	PA	✓	4/28/04	

CITY OF SAN DIEGO, CALIFORNIA
 SHEET 1 OF 1 SHEET
Lee Vennes 4/28/04
 FOR CITY ENGINEER DATE

W.O. NO. 990941
 1944-6279
 CCS HAD83 COORDINATES
 304-1719
 LAMBERT COORDINATES
 20101 -B

complete STATUS