

RESOLUTION NUMBER R- **300034**

ADOPTED ON **JAN 11 2005**

WHEREAS, California Streets and Highways Code section 8330 et seq. 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 in Lots 3 and 4, Block 14 of La Jolla Park Map No. 352 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 sewer easement, either for the purpose 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 sewer easement located within Lots 3 and 4, Block 14 of La Jolla Park Map No. 352 as more particularly described in the legal description marked as Exhibit "A," and as shown on Drawing No. 20234-B, marked as Exhibit "B," and on file in the office of the City

Clerk as Document No. RR-300034⁻¹, and Document No. RR-300034⁻² which
are by this reference incorporated herein and made a part hereof, are 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: MICHAEL J. AGUIRRE, City Attorney

By



John C. Hemmerling
Deputy City Attorney

JCH:als
12/09/04
Or.Dept: Dev.Svcs.
WO: 422714
DWG: 20234-B
R-2005-669
MMS# 1198

EXHIBIT "A"

ALL SEWER RIGHT OF WAY RIGHTS INCLUDING, BUT NOT LIMITED TO, THAT CERTAIN TEN FOOT WIDE EASEMENT AND RIGHT OF WAY FOR A SEWER PIPELINE ACCORDING TO DOCUMENTS RECORDED IN THE SAN DIEGO COUNTY RECORDER'S OFFICE ON JULY 9, 1909, IN BOOK 462 AT PAGE 415 OF DEEDS, LYING WITHIN LOTS 3 AND 4 IN BLOCK 14 OF LA JOLLA PARK, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO MAP THEREOF NO 352, FILED IN SAID RECORDER'S OFFICE ON MARCH 22, 1887, TOGETHER WITH THE STREET CLOSED ADJACENT TO THE NORTHERLY LINE OF SAID LOT 3 IN BLOCK 14.

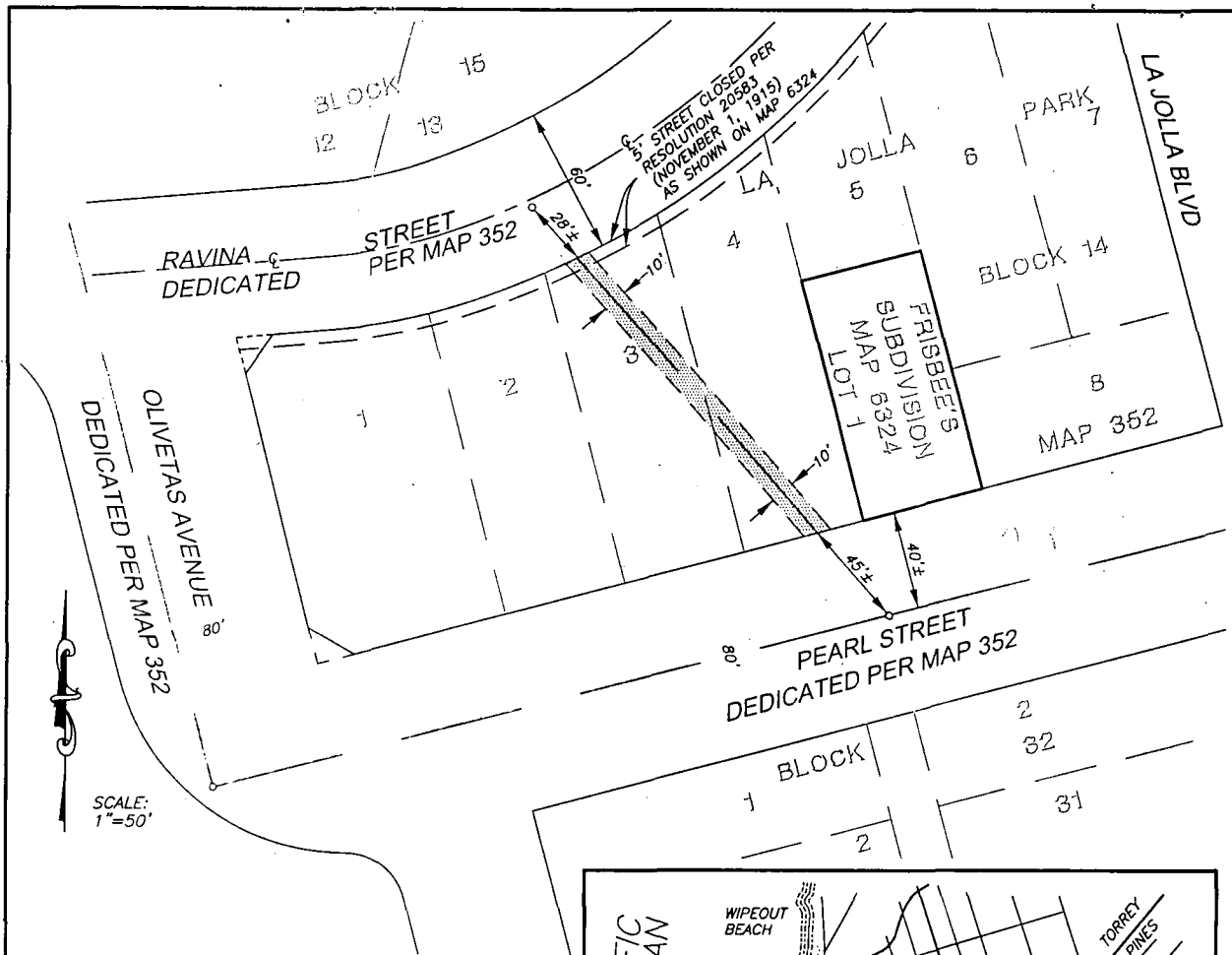
THIS DESCRIPTION WAS PREPARED
BY ME OR UNDER MY DIRECTION


ROBERT C. IMSANDE, RCE 25609



DOCUMENT NO. 300034 - 1
FILED JAN 11 2005
OFFICE OF THE CITY CLERK
SAN DIEGO, CALIFORNIA

EXHIBIT B



REFERENCE DRAWINGS

MAP 352, MAP 6324
PLAN DRAWINGS 14130-L, 16283-2-D

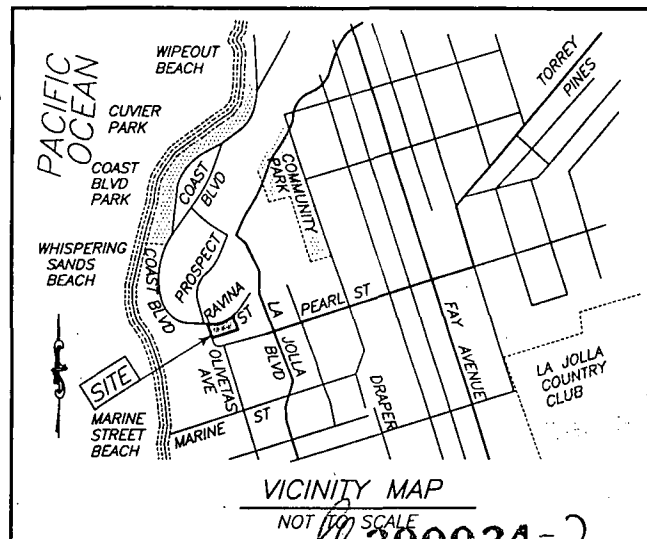
ASSESSOR'S PARCEL NO.

350-412-04, 13 & 14

LEGEND



INDICATES APPROXIMATE LOCATION OF SEWER EASEMENT
RECORDED JULY 9, 1909 IN BOOK 462, PAGE 415 OF
DEEDS. SAID DOCUMENT DOES NOT SET FORTH AN
EXACT LOCATION AND CANNOT BE PRECISELY PLOTTED
0.03 ACRES, APPROXIMATE AREA



(619)296-5565

K&S ENGINEERING
Planning Engineering Surveying

Robert C. Insande
ROBERT C. INSANDE, P.E. 25609 DATE
7801 Mission Center Court, Suite 100
San Diego Co. 92108



DOCUMENT NO.

JAN 11 2005

FILED

OFFICE OF THE CITY CLERK
SAN DIEGO, CALIFORNIA

SEWER EASEMENT VACATION

WITHIN LOTS 3 AND 4 OF BLOCK 14
OF LA JOLLA PARK, MAP NO. 352

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA DEVELOPMENT SERVICES DEPARTMENT SHEET 1 OF 1 SHEET	W.O.# 422714 PTS# 34691
ORIGINAL	K&S	<i>PK</i>	11/15/04		<i>Robert C. Insande</i> FOR CITY ENGINEER	1886-6243 NAD 83 COORDINATES
					DATE 11/15/04	246-1683 LAMBERT COORDINATES
					DIVISION HEAD	20234-B
					SECTION HEAD	
STATUS						

EXHIBIT B