

RESOLUTION NUMBER R- 300354

ADOPTED ON APR 19 2005

WHEREAS, section 8330 et seq. of the California Streets and Highways Code and San Diego Municipal Code section 125.1001 et seq. provides a procedure for the vacation of public service easements by City Council resolution; and

WHEREAS, the affected property owner has requested the vacation of a portion of the drainage easement located within the Northeast quarter, Northwest quarter, Southwest quarter, Southeast quarter of Section 29, Township 14 South, Range 3 West to encumber this property; and

WHEREAS, the City Council finds that:

- (a) there is no present or prospective use for the 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 not inconsistent with the General Plan, an approved Community Plan or Local Coastal Program; and
- (d) a re-aligned drainage easement will be dedicated in place of the vacated easement; and
- (e) the purpose for which the easement was originally acquired will not be detrimentally affected by this vacation; NOW, THEREFORE,

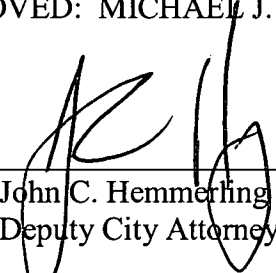
BE IT RESOLVED, by the Council of the City of San Diego, as follows:

1. That the drainage easement located within the Northeast quarter, Northwest quarter, Southwest quarter, Southeast quarter of Section 29, Township 14 South, Range 3 West as described in the legal description marked as Exhibit "A," and as more particularly shown on Drawing 19739-B, marked as Exhibit "B," on file in the office of the City Clerk as Document No. RR- 300354, which is by this reference is attached hereto and made a part hereof, be, and the same is hereby 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
12/14/04
Or.Dept: Dev.Svcs.
SA: 02-514
WO: 950300
DWG: 19739-B
R-2005-668
MMS#1170

EXHIBIT 'A'
LEGAL DESCRIPTION
PARCEL 'C'
DRAINAGE EASEMENT VACATION

THAT PORTION OF THE DRAINAGE EASEMENT RECORDED OCTOBER 15, 1999 AS FILE NO. 1999-0697301, ALL OF OFFICIAL RECORDS, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, LYING SOUTHERLY OF THE FOLLOWING DESCRIBED LINE:

BEGINNING AT A POINT ON THE WESTERLY LINE OF SAID DRAINAGE EASEMENT, SAID POINT BEING THE SOUTHERLY TERMINUS OF A LINE WHICH BEARS NORTH 40°31'33" WEST 112.39 FEET PER SAID RECORDED DOCUMENT; THENCE

1. SOUTH 56°39'53" EAST 15.12 FEET TO A **POINT OF TERMINUS.**

CONTAINS 0.074 ACRES MORE OR LESS.



Peter C. Golding 5-28-03
Peter C. Golding Date
LS 4768
Expiration Date 3/31/04

W.O. NO. 950300
DWG. NO. 19739-B

DOCUMENT NO. RR-300354
FILED APR 19 2005
OFFICE OF THE CITY CLERK
SAN DIEGO, CALIFORNIA

BASIS OF BEARINGS

EXHIBIT 'B'

THE BASIS OF BEARINGS FOR THIS DRAWING IS THE NORTHWESTERLY RIGHT-OF-WAY LINE OF CARMEL MOUNTAIN ROAD DEDICATED PER DOC. RECORDED OCTOBER 15, 1999 AS FILE NO. 1999-0697355 O.R. I.E. N 47°47'29" E

ASSESSOR'S PARCEL NO.'S

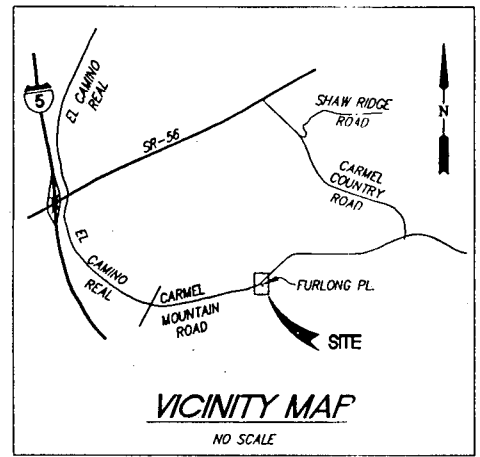
307-100-08, 307-100-10, 307-100-13, 307-100-35 AND 307-610-30

REFERENCE DRAWINGS

29236-D, 18840-B, 18846-B AND 19173-B
CARMEL VALLEY NEIGHBORHOOD 10 UNIT NO. 5, MAP NO. 14098

LEGEND

- INDICATES CARMEL MOUNTAIN ROAD DEDICATED PER PARCEL 'A' - AREA= 0.050 ACRE
- INDICATES CARMEL MOUNTAIN ROAD DEDICATED PER PARCEL 'B' - AREA= 0.252 ACRE
- INDICATES DRAINAGE EASEMENT GRANTED PER PARCEL 'C' - AREA= 0.068 ACRE
- (R) INDICATES RADIAL BEARING
- P.O.C. INDICATES POINT OF COMMENCEMENT
- P.O.B. INDICATES POINT OF BEGINNING
- T.P.O.B. INDICATES TRUE POINT OF BEGINNING
- P.O.T. INDICATES POINT OF TERMINUS
- (A) ACCESS EASEMENT FOR DRAINAGE FACILITIES GRANTED PER DOC. RECORDED FEB. 25, 2000 AS FILE NO. 2000-0095398, O.R. (CITY DWG. NO. 18846-B)
- (B) DRAINAGE EASEMENT GRANTED PER DOC. RECORDED FEB. 25, 2000 AS FILE NO. 2000-0095399, O.R. (CITY DWG. NO. 18846-B)



LEGEND

- (C) WATER EASEMENT GRANTED PER DOC. RECORDED JULY 14, 2000 AS FILE NO. 2000-0371572, O.R. (CITY DWG. NO. 19173-B)
- (D) DRAINAGE EASEMENT GRANTED PER DOC. RECORDED OCT. 15, 1999 AS FILE NO. 1999-0697301, O.R. (CITY DWG. NO. 29236-D)
- (E) CARMEL MOUNTAIN ROAD DEDICATED PER DOC. RECORDED OCT. 15, 1999 AS FILE NO. 1999-0679333, O.R. (CITY DWG. NO. 29236-D)
- (F) CARMEL MOUNTAIN ROAD DEDICATED PER DOC. RECORDED OCT. 15, 1999 AS FILE NO. 1999-0679334, O.R. (CITY DWG. NO. 29236-D)
- (G) CARMEL MOUNTAIN ROAD DEDICATED PER DOC. RECORDED JUNE 01, 2000 AS FILE NO. 2000-0288861, O.R. (CITY DWG. NO. 18840-B)
- (H) CARMEL MOUNTAIN ROAD DEDICATED PER DOC. RECORDED FEB. 25, 2000 AS FILE NO. 2000-0095400, O.R. (CITY DWG. NO. 18846-B)
- (I) CARMEL MOUNTAIN ROAD DEDICATED PER DOC. RECORDED OCT. 15, 1999 AS FILE NO. 1999-0697355, O.R. (CITY DWG. NO. 29236-D)



PROJECT DESIGN CONSULTANTS
PLANNING • ENVIRONMENTAL • ENGINEERING • SURVEYING
701 B Street, Suite 800, San Diego, CA 92101
619-235-6471 FAX 619-234-0349

Peter C. Golding 5-28-03
PETER C. GOLDING L.S. 4768 DATE
MY REGISTRATION EXPIRES 12-31-04

DOCUMENT NO. ~~22-300354~~
FILED APR 19 2005
OFFICE OF THE CITY CLERK
SAN DIEGO, CALIFORNIA

CARMEL MOUNTAIN ROAD VACATED AND DRAINAGE EASEMENT VACATED

EASTERLY OF CARMEL COUNTRY ROAD IN THE NE 1/4, NW 1/4, SW 1/4, SE 1/4 SEC 29, T 14 S, R 3 W, S.B.M.

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA		S.A. 02-514
OFFICIAL	PDC				SHEET 1 OF 4 SHEETS		W.O. NO. 950300
					<i>[Signature]</i> 8/21/03 FOR CITY ENGINEER DATE		1916-6265
							CCS '83 COORDINATES
							276-1705
							LAMBERT COORDINATES
							19739-1-B