

RESOLUTION NUMBER R- 300492

ADOPTED ON JUN 06 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 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 drainage easement in Lot 2 of Carmel Mountain Ranch Unit 23A-1 Map No. 13437 to unencumber this property and facilitate development of the site; and

WHEREAS, the City Council finds that:

- (a) there is no present or prospective use for the drainage 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, an approved Community Plan or Local Coastal Program; and
- (d) the public 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 Lot 2 of Carmel Mountain Ranch Unit 23A-1 Map No. 13437, as more particularly described in the legal description marked as Exhibit

"A," and as shown on Engineering Drawing No. 20269-B, marked as Exhibit "B," on file in the office of the City Clerk as Document Nos. RR- 300492⁻¹, and RR- 300492⁻², 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: MICHAEL J. AGUIRRE, City Attorney

By



John C. Hemmening
Deputy City Attorney

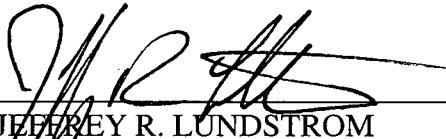
JCH:als
05/04/05
Or.Dept:Dev.Scvs.
WO: 423551 PTS No. 51501
DWG: 20269-B
R-2005-1155
MMS#1904

EXHIBIT "A"
LEGAL DESCRIPTION

BEING A PORTION OF LOT 2 OF CARMEL MOUNTAIN RANCH UNIT 23A-1 ACCORDING TO MAP THEREOF NO. 13437 FILED IN THE OFFICE OF THE SAN DIEGO COUNTY RECORDER ON JUNE 30, 1997 IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEING THAT DRAINAGE EASEMENT WITHIN SAID LOT 2 GRANTED TO THE CITY OF SAN DIEGO AS PARCEL 5 PER DOCUMENT RECORDED JANUARY 28, 1988 AS FILE NO. 88-041376 OF OFFICIAL RECORDS.

CONTAINS 0.018 ACRES MORE OR LESS.



JEFFREY R. LUNDSTROM

President

R.C.E. 21245 Expires 09/30/05

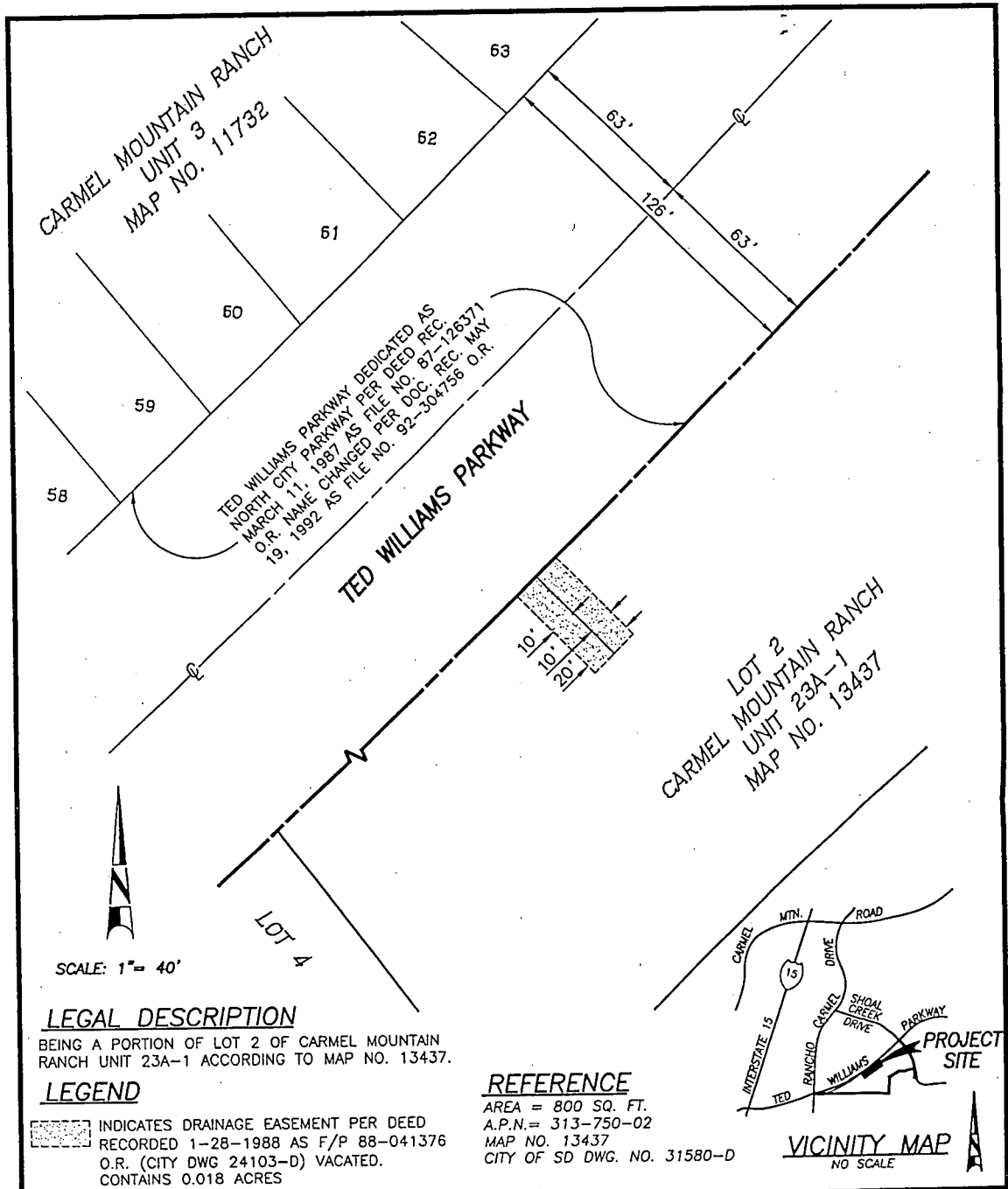


W.O. 423551

Dwg No. 20269-B

P.T.S. No. 51501

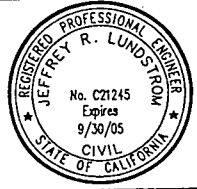
EXHIBIT B



LUNDSTROM & ASSOC.
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 SAN DIEGO, CA 92110 (619) 641-5900

JEFFREY R. LUNDSTROM RCE 21245

176-01\PLATS\BSHEET-DRAINAGE-ESMT.DWG



DRAINAGE EASEMENT VACATION OF LOT 2, MAP NO. 13437

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA	J.N. 423551
					SHEET 1 OF 1 SHEET	P.T.S. # 51501
					FOR CITY ENGINEER _____ DATE _____	1932-6305
					DIVISION HEAD _____	CCS 83 COORDINATES
					SECTION HEAD _____	292-1745
					STATUS _____	LAMBERT COORDINATES
						20269-B

R- 300492