

RESOLUTION NUMBER R- 300550

ADOPTED ON JUN 20 2005

WHEREAS, California Streets and Highway Code section 8333(c) provides for the summary vacation of utility easements by City Council where the easements to be vacated have been superceded by relocation and there are no other public facilities located within the easement; and

WHEREAS, the affected property owner has requested the vacation of general utility and access easements granted on Maps 14223, 14276 and 14358 be vacated in Lots 51, 53, 57, 59, 61, 63, 90 and 92 of Amended Map of Black Mountain Ranch Unit 3 Map No. 14768 and Parcels 2, 3 and 4 of Parcel Map No. 19363 and Lots 9 and 17 of Amended Map of Black Mountain Ranch Unit 5 Map No. 14709, to unencumber his property and facilitate development of the site; and

WHEREAS, the general utility and access easements listed above have been superceded by relocation and there are no other public facilities located within the easements; and

WHEREAS, the City Council finds that:

(a) there is no present or prospective use for the general utility and access easements, either for the purpose for which they were originally acquired, or for any other public use of a like nature that can be anticipated;

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

(c) the vacations are consistent with the General Plan or an approved Community Plan; and

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

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

1. That the general utility and access easements granted on Maps 14223, 14276 and 14358 vacated in Lots 51, 53, 57, 59, 61, 63, 90, and 92 of Amended Map of Black Mountain

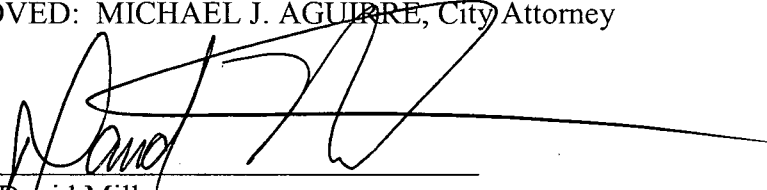
Ranch Unit 3 Map No. 14768 and Parcels 2, 3 and 4 of Parcel Map No. 19363 and Lots 9 and 17 of Amended Map of Black Mountain Ranch Unit 5 Map No.14709 as more particularly described in the legal description marked as Exhibit "A" and as shown on Drawing No. 00115-C, marked as Exhibit "B" and on file in the office of the City Clerk as Document Nos.

RR-300550-1, and RR-300550-2 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. AGUIRE, City Attorney

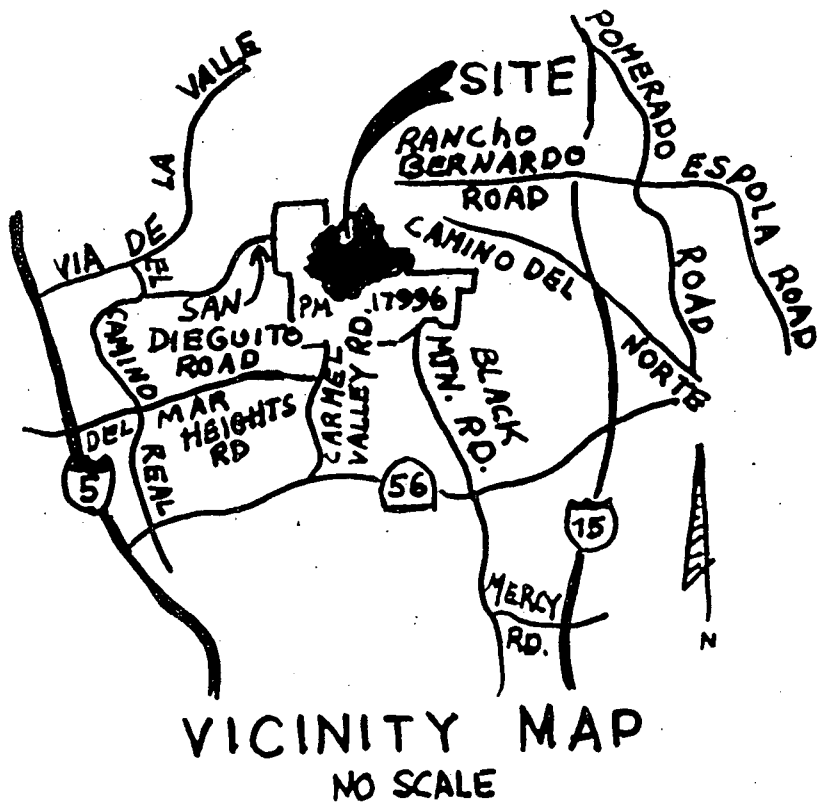
By



David Miller
Deputy City Attorney

DM:jl
06/09/05
Or.Dept:DSD
W.O. 423093
Drawing No. 00115-C
R-2005-1305
MMS #2104

GENERAL UTILITY AND
ACCESS EASEMENT
VACATIONS



W.O.# 423093 PTS 44680
W.O. # 990905

Q- 300550

EXHIBIT A

J-14214A

GENERAL UTILITY AND ACCESS EASEMENTS VACATED

All those certain General Utility and Access Easements as granted per Black Mountain Ranch Unit No. 3 Map No. 14223, and Black Mountain Ranch Unit No. 4 Map No. 14276, and Black Mountain Ranch Unit No. 5 Map No. 14358, all as shown over portions of Lots 53, 55, 57, 59, 61, 63, 90 & 92 of Amended Map of Black Mountain Ranch Unit No. 3 Map No. 14768, filed in the Office of the Recorder of San Diego County, April 12 2004, and portions of Parcels 2, 3 & 4 of Parcel Map No. 19363, filed in the Office of the Recorder of San Diego County, October 24 2004 and portions of Lots 9 & 17 of Amended Map of Black Mountain Ranch Unit No. 5 Map No. 14709, filed in the Office of the Recorder of San Diego County, November 6, 2004, said easements being more particularly described as follows:

Parcel "A"

All of that certain General Utility and Access Easement as shown on said Lots 53 & 55 of said Map No. 14768.

Containing 0.057 acres, more or less.

Parcel "B"

All of that certain General Utility and Access Easement as shown on said Lots 57 & 59 of said Map No. 14768.

Containing 0.062 acres, more or less.

Parcel "C"

All of that certain General Utility and Access Easement as shown on said Lots 61 & 63 of said Map No. 14768.

Containing 0.063 acres, more or less.

Parcel "D"

All of that certain General Utility and Access Easement as shown on said Lots 90 & 92 of said Map No. 14768.

Containing 0.061 acres, more or less.

DOCUMENT NO. RR-300550-1

FILED JUN 20 2005
OFFICE OF THE CITY CLERK
SAN DIEGO, CALIFORNIA

Parcel "E"

All of that certain General Utility and Access Easement as shown on said Parcel 2 of said Parcel Map No. 19363.

Containing 0.063 acres, more or less.

Parcel "F"

All of that certain General Utility and Access Easement as shown on said Parcel 3 of said Parcel Map No. 19363.

Containing 0.057 acres, more or less.

Parcel "G"

All of that certain General Utility and Access Easement as shown on said Parcel 4 of said Parcel Map No. 19363.

Containing 0.060 acres, more or less.

Parcel "H"


All of that certain General Utility and Access Easement as shown on said Lot 17 of said Map No. 14709.

Containing 0.209 acres, more or less.

Parcel "I"

All of that certain General Utility and Access Easement as shown on said Lot 9 of said Map No. 14709.

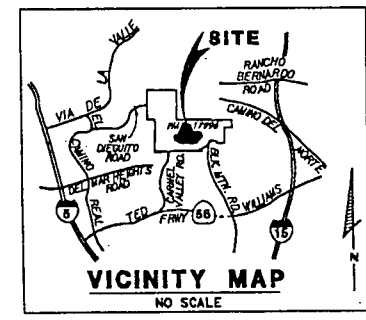
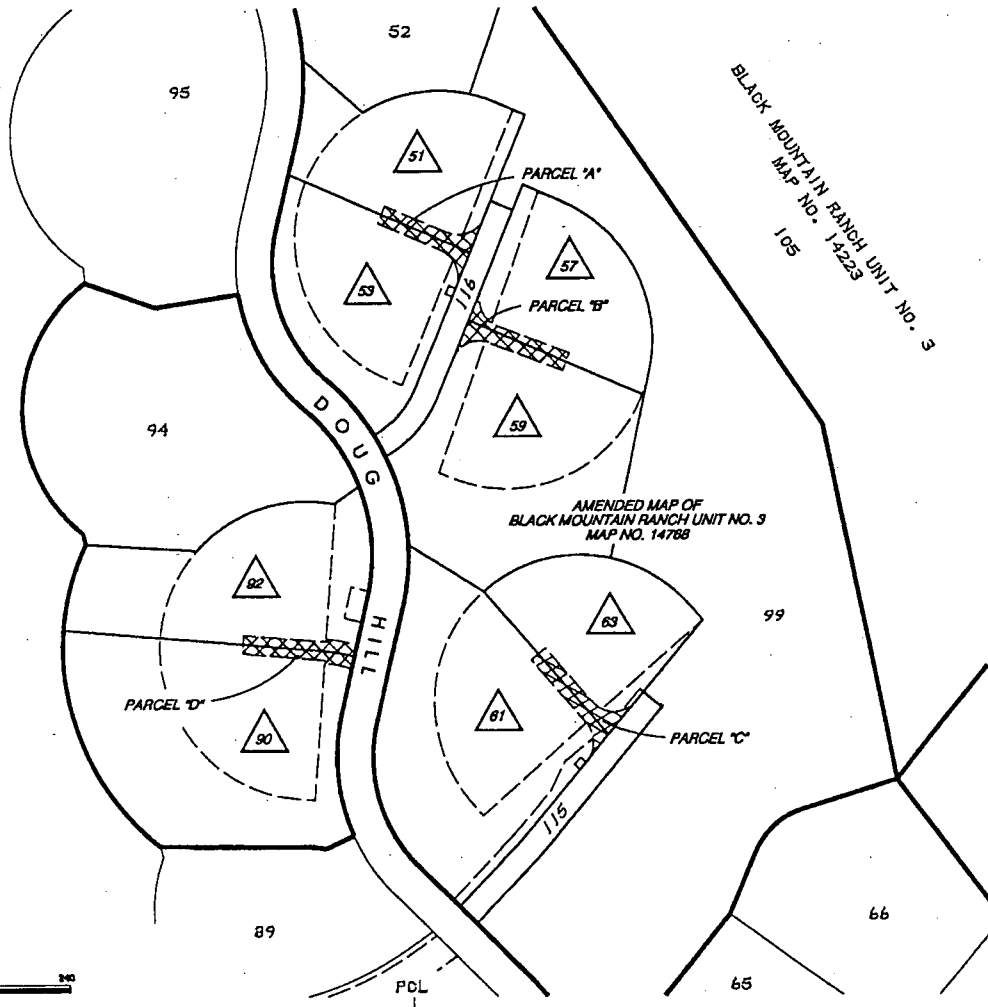
Containing 0.208 acres, more or less.

 5-18-05
Patrick A. McMichael, L.S. 6187
J.O. 423093
DWG No. 00115
PTS 44680

Jb/14214a.006

BLACK MOUNTAIN RANCH UNIT NO. 16
MAP NO. 14720

LOT '1'



LEGEND

INDICATES GENERAL UTILITY AND ACCESS EASEMENTS GRANTED ON MAP NOS. 14223, 14278, AND 14638 AS SHOWN ON MAP NOS. 14788, 14789 AND PARCEL MAP NO. 14783, TO BE ABANDONED.

PARCEL 'A' - 0.057 ACRES
PARCEL 'B' - 0.082 ACRES
PARCEL 'C' - 0.083 ACRES
PARCEL 'D' - 0.081 ACRES
PARCEL 'E' - 0.083 ACRES
PARCEL 'F' - 0.087 ACRES
PARCEL 'G' - 0.080 ACRES
PARCEL 'H' - 0.088 ACRES
PARCEL 'I' - 0.088 ACRES

REFERENCE DRAWINGS

MAP NOS. 14223, 14278, 14638, 14788 & 14789
PARCEL MAP NO. 14783



SURVEYOR OF WORK

PATRICK A. MCMICHAEL, LS 6187 DATE _____

GENERAL UTILITY AND ACCESS EASEMENTS GRANTED ON MAPS 14223, 14278, AND 14638 TO BE ABANDONED		NO. 423093
IN LOTS 51, 53, 57, 59, 81, 83, 90 & 92 OF AMENDED MAP OF BLACK MOUNTAIN RANCH UNIT 3 MAP NO. 14788 AND PARCELS 2, 3 & 4 OF PARCEL MAP NO. 14783 AND LOTS 9 & 17 OF AMENDED MAP OF BLACK MOUNTAIN RANCH UNIT 6 MAP NO. 14709		PTS. 44680
CITY OF SAN DIEGO, CALIFORNIA DEVELOPMENT SERVICES DEPT. SHEET 1 OF 3 SHEETS		
FOR CITY USE ONLY	DATE	
DESCRIPTION	BY	APPROVED DATE FILED
ORIGINAL		
		1937 6288 DCE BY 0004804765
		LAUNDRY ROOMS/UNIT
		00115-C

14214-A

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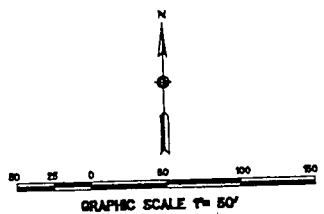
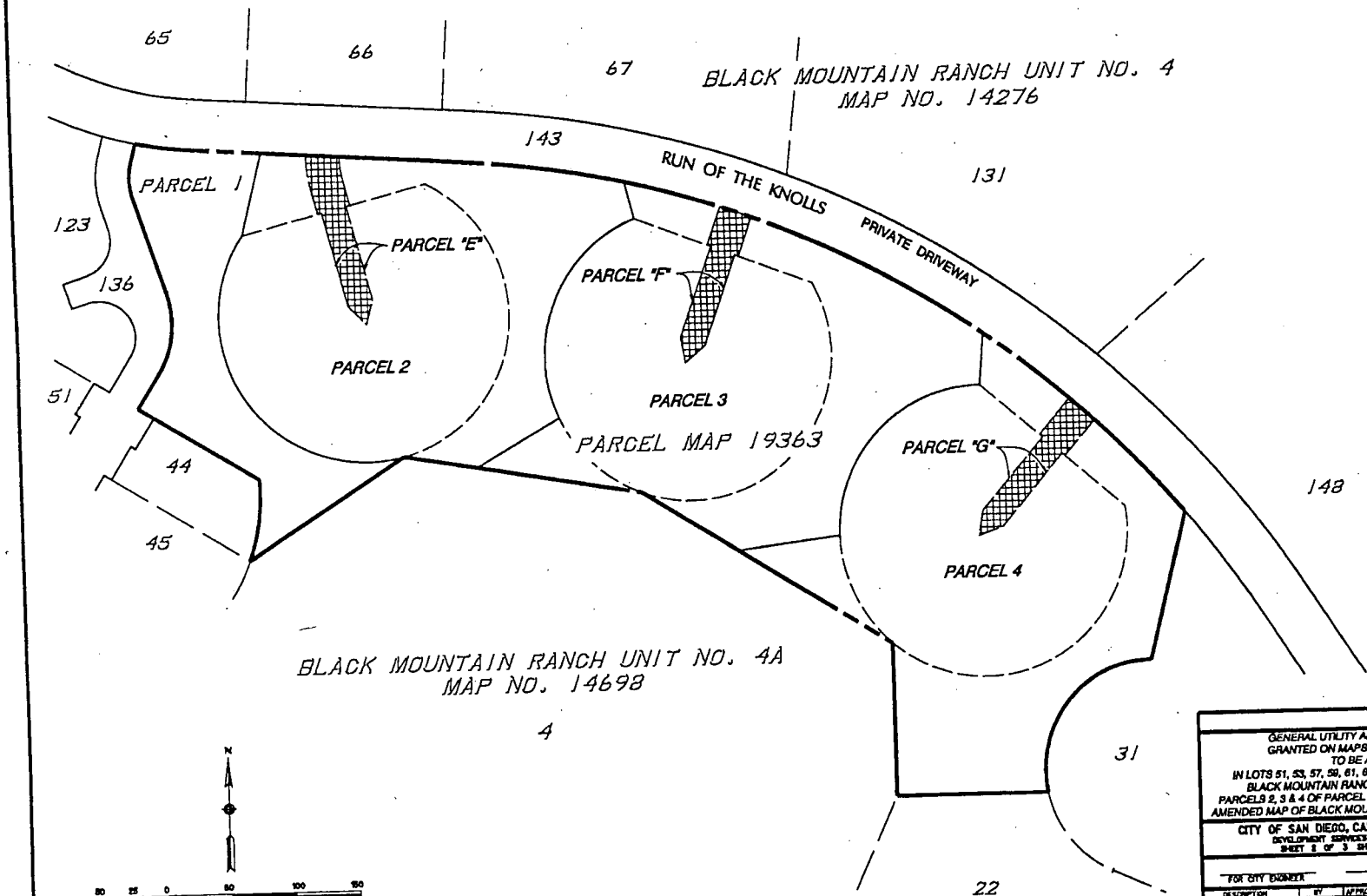
DOCUMENT NO. ~~03-00550-2~~

FILED JUN 20 2005

OFFICE OF THE CITY CLERK
SAN DIEGO, CALIFORNIA

EXHIBIT B

R-300550

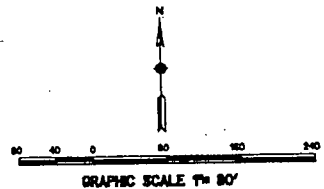
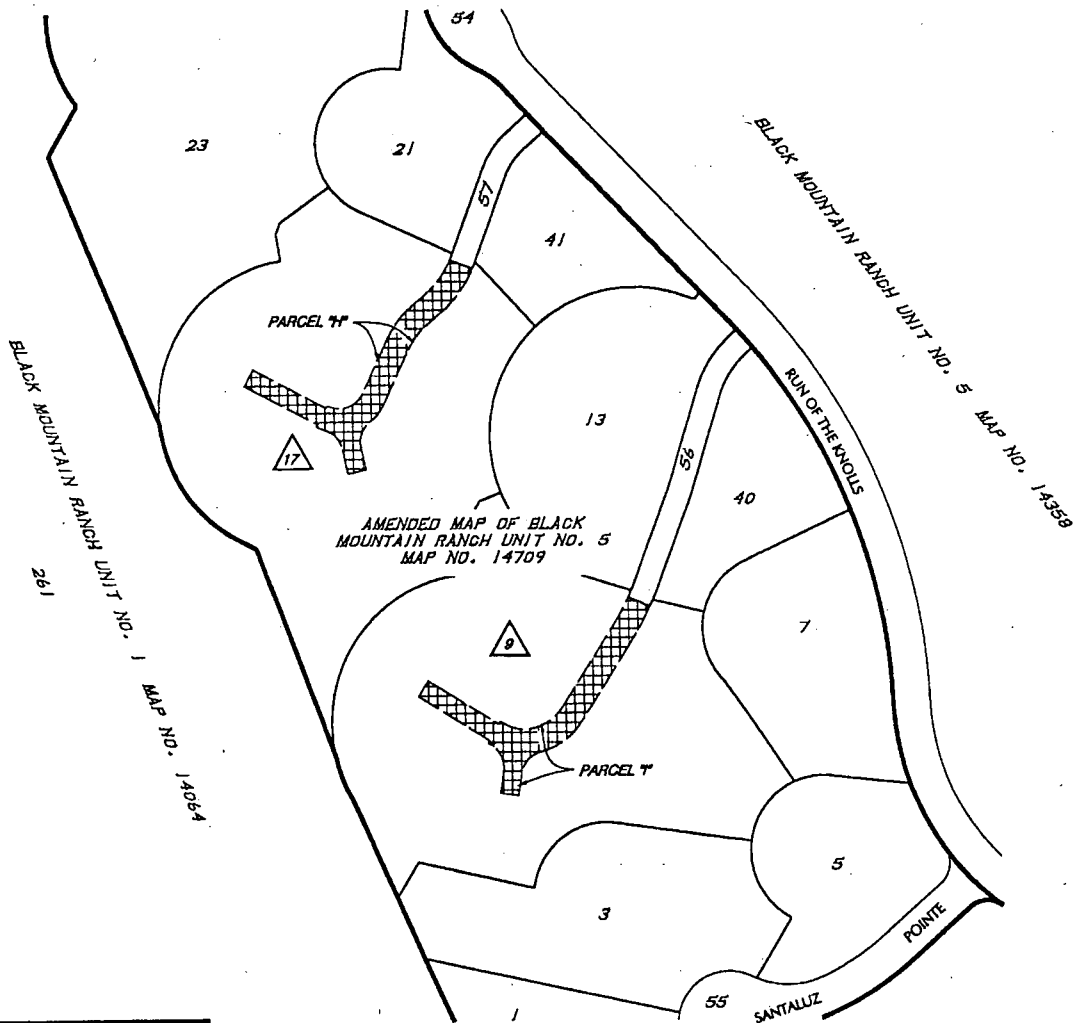


GENERAL UTILITY AND ACCESS EASEMENTS GRANTED ON MAPS 14223, 14276, AND 14536 TO BE ABANDONED IN LOTS 51, 53, 57, 59, 61, 63, 90 & 92 OF AMENDED MAP OF BLACK MOUNTAIN RANCH UNIT'S MAP NO. 14788 AND PARCELS 2, 3 & 4 OF PARCEL MAP NO 19363 AND LOTS 9 & 17 OF AMENDED MAP OF BLACK MOUNTAIN RANCH UNIT & MAP NO. 14709			
CITY OF SAN DIEGO, CALIFORNIA DEVELOPMENT SERVICES DEPT. SHEET 2 OF 3 SHEETS			LR 423093
FOR CITY ENGINEER _____ DATE _____			PTS 44680
DESCRIPTION	BY	APPROVED DATE	FILED
ORIGINAL			
			1937 6288 LOCAL COORDINATES
			LEVANT COORDINATES
			00115-C

1.14214-A
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R-300550



GENERAL UTILITY AND ACCESS EASEMENTS GRANTED ON MAPS 14223, 14276, AND 14636 TO BE ABANDONED IN LOTS 51, 53, 57, 59, 61, 63, 65 & 62 OF AMENDED MAP OF BLACK MOUNTAIN RANCH UNIT 5 MAP NO. 14788 AND PARCELS 2, 3 & 4 OF PARCEL MAP NO 16363 AND LOTS 9 & 17 OF AMENDED MAP OF BLACK MOUNTAIN RANCH UNIT 5 MAP NO. 14709				PLAT NO.	423093
CITY OF SAN DIEGO, CALIFORNIA DEVELOPMENT SERVICES DEPT. SHEET 3 OF 3 SHEETS				PTS	44680
FOR CITY ENGINEER	DATE				
DESCRIPTION	BY	APPROVED	DATE	FILED	
ORIGINAL					
					1937 6288 CITY OF SAN DIEGO
					CITY ENGINEER
					00115-C

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