

RESOLUTION NUMBER R- 300961

ADOPTED ON OCT 24 2005

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provides for the summary vacation of public service easements by City Council where the easement to be vacated has been superceded by relocation and there are no other public facilities located within the easement; and

WHEREAS, the easement requested to be vacated was for the purpose of sewer and drainage facilities; and

WHEREAS, during the construction of a new structure, the sewer and drainage facilities were rerouted; and

WHEREAS, there are no other public facilities located within the easement; and

WHEREAS, the affected property owner has requested the vacation of a sewer easement to facilitate development of the site; and

WHEREAS, the City Council finds that:

(a) there is no present or prospective use for the public service easement system, for which it was originally acquired, or for any other public use of a like nature that can be anticipated in that the easements are not needed for public use; 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 or an approved Community Plan; and

(d) the public service easement system for which the easements were originally acquired will not be detrimentally affected by the vacation: NOW, THEREFORE,

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

1. That the easement vacation as more particularly described in the legal description marked as Exhibit "A" and as shown on Engineering Drawing No. 19433-B, marked as Exhibit "B" and on file in the office of the City Clerk as Document No. RR- 300961, 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


David Miller
Deputy City Attorney

DM:aml
09/21/05
Or.Dept: DSD
R- 2006-315
MMS #2511

EXHIBIT 'A'
LEGAL DESCRIPTION
EASEMENT ABANDONMENT

BEING PORTIONS OF PARCEL 1 OF PARCEL MAP NO. 13069, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ON FILE IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY MORE PARTICULARLY DESCRIBED AS FOLLOWS:

PARCEL A

SEWER EASEMENT AS DEDICATED ON MAP NO. 4224 RECORDED JUNE 16, 1959.

PARCEL B

SEWER EASEMENT PER DEED RECORDED NOVEMBER 10, 1983 AS FILE NO. 83-409193.

PARCEL C

SEWER EASEMENT PER DEED RECORDED APRIL 21, 1976 AS FILE NO. 76-118808.

PARCEL D

SEWER EASEMENT PER DEED RECORDED FEBRUARY 18, 1952 IN BOOK 4374 PAGE 265.

PARCEL E

SEWER EASEMENT PER DEED RECORDED APRIL 5, 1966 AS FILE NO. 57108.

PARCEL F

DRAINAGE EASEMENT AS DEDICATED ON MAP NO. 4227 RECORDED JUNE 16, 1959.

PARCEL G

DRAINAGE EASEMENT PER DEED RECORDED NOVEMBER 10, 1983 AS FILE NO. 83-409194.

W.O. 991139
DWG. 19433-B
A NO. 01-635





REX S. PLUMMER DATE 1/04/02
L.S. 6641
EXPIRATION DATE 12/31/03

EXHIBIT 'B'


ASSESSOR'S PARCEL NO.'S


474-130-16

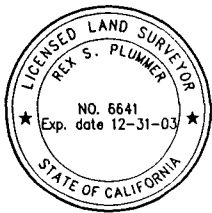
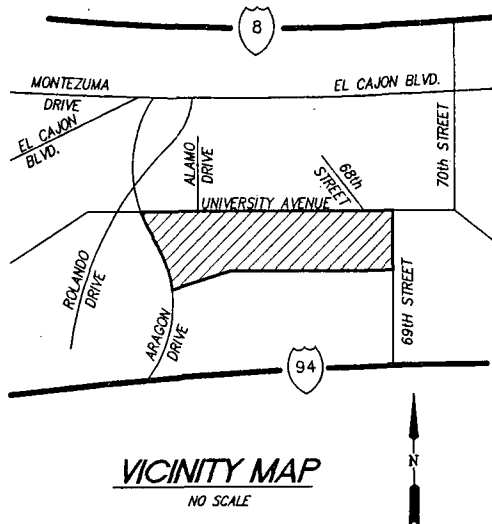
REFERENCE DRAWINGS

PARCEL MAP NO. 13069, MAP NO. 4227,
30265-D, 20815-D, 10903-B

LEGEND

 INDICATES SEWER EASEMENTS ABANDONED
PARCELS; A, B, C, D, & E.
(SEE SHEETS 2 & 3)

 INDICATES DRAINAGE EASEMENTS ABANDONED
PARCELS; F & G.
(SEE SHEETS 3, 4 & 5)



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Project Design Consultants
PLANNING ENGINEERING SURVEYING
701 "B" Street, Suite 800, San Diego, Ca. 92101
619-285-6471 FAX 234-0349

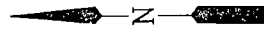
[Signature] 12/3/01
REX S. PLUMMER L.S. 6641 DATE
MY REGISTRATION EXPIRES 12-31-03

DRAINAGE & SEWER EASEMENTS ABANDONMENT OF PARCEL MAP 13069 - IN PARCEL 1

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA	W.O. NO. 991139
ORIGINAL	PDC				SHEET 1 OF 5 SHEETS	A NO. 01-635
	DT	✓	2/27/02		<i>[Signature]</i> FOR CITY ENGINEER	1854-6311
					2/28/02 DATE	CCS '83 COORDINATES
						214-1751
						LAMBERT COORDINATES
						19433-1-B

300961

EXHIBIT 'B'



SCALE: 1"=100'

VISTA LA MESA

UNIT NO. 2

MAP NO. 2113

69TH STREET

BENMAR
ADDITION
MAP NO. 4374

50'

50'

DEDICATED PER
MAP NO. 4227
PORTION OF PARCEL 'A'
PORTION OF 10' WIDE
SEWER EASEMENT
PER MAP NO. 4227,
ABANDONED

68TH
STREET

(R.S. #1069)
DEDICATED PER
BK. 2529, PG 311 O.R.

PARCEL 'B'
15.00' WIDE SEWER
EASEMENT PER DEED
RECORDED NOV. 10, 1983
AS FILE NO. 83-409193
CITY DWG NO. 20901-D,
ABANDONED.

UNIVERSITY
PROFESSIONAL
CENTER
MAP NO. 8209

PORTION OF PARCEL 'A'
PORTION OF 10' WIDE
SEWER EASEMENT
PER MAP NO. 4227,
ABANDONED


PARK VISTA
UNIT NO. 2
MAP NO. 2900

PARCEL 1
P.M. NO. 13069

PORTION OF PARCEL 'C'
10' WIDE SEWER EASEMENT
PER DEED RECORDED APRIL
21, 1976 AS FILE NO.
76-118808 O.R., ABANDONED

(SEE SHEET 3)

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 **Project Design Consultants**
PLANNING ENGINEERING SURVEYING
701 "B" Street, Suite 800, San Diego, Ca. 92101
619-245-6471 FAX 234-0349

Signature 12/3/01
REX S. PLÜMMER L.S. 6641 DATE
MY REGISTRATION EXPIRES 12-31-03

DRAINAGE & SEWER EASEMENTS ABANDONMENT OF PARCEL MAP 13069 - IN PARCEL 1

DESCRIPTION	BY	APPROVED	DATE	FILMED
ORIGINAL	PDC			

CITY OF SAN DIEGO, CALIFORNIA
SHEET 2 OF 5 SHEETS

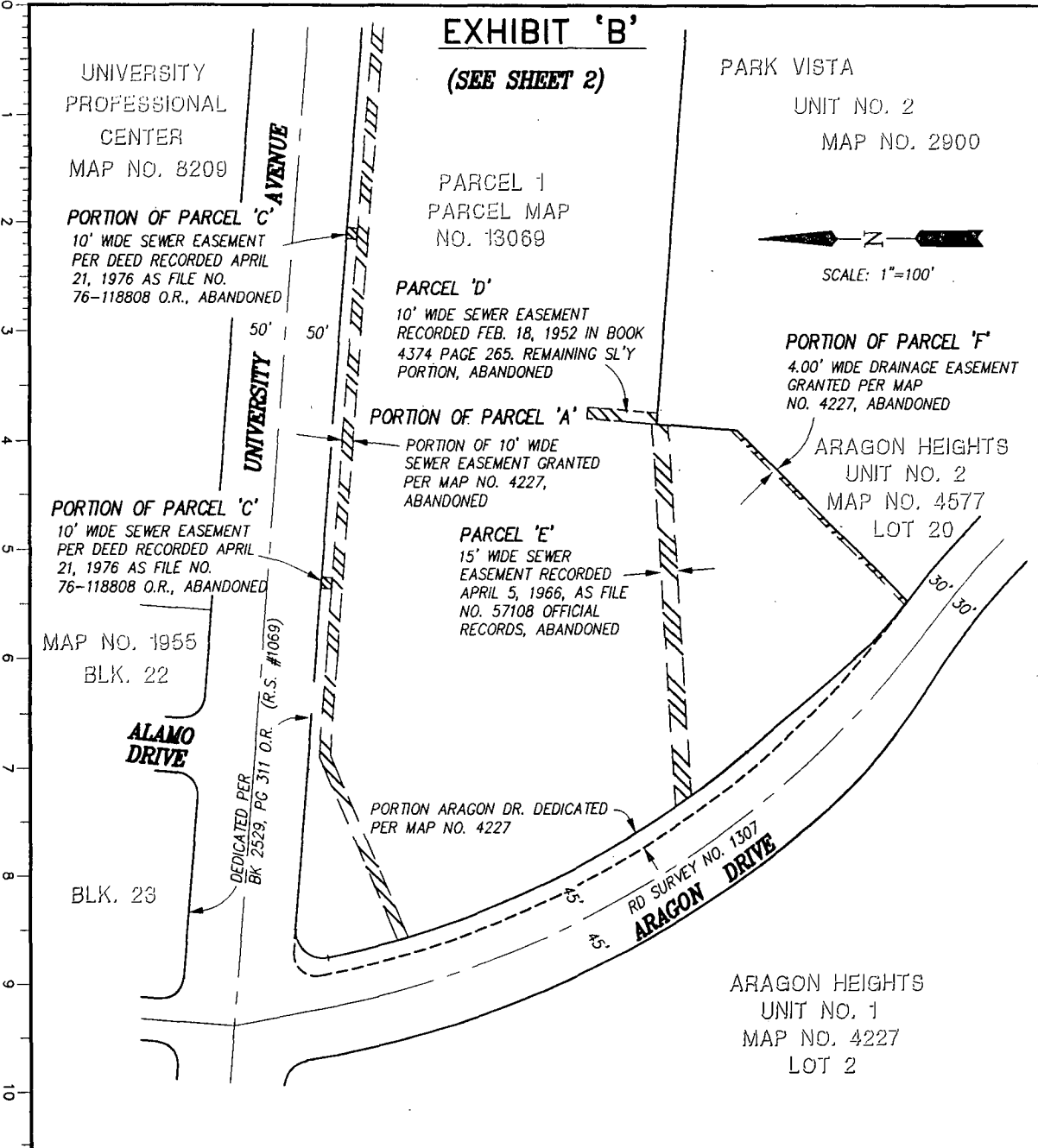
Signature 2/28/02
FOR CITY ENGINEER DATE

w.o. NO. 991139
A NO. 01-635
1854-6311
CCS '83 COORDINATES
214-1751
LAMBERT COORDINATES
19433-2-B

R-300961

EXHIBIT 'B'

(SEE SHEET 2)



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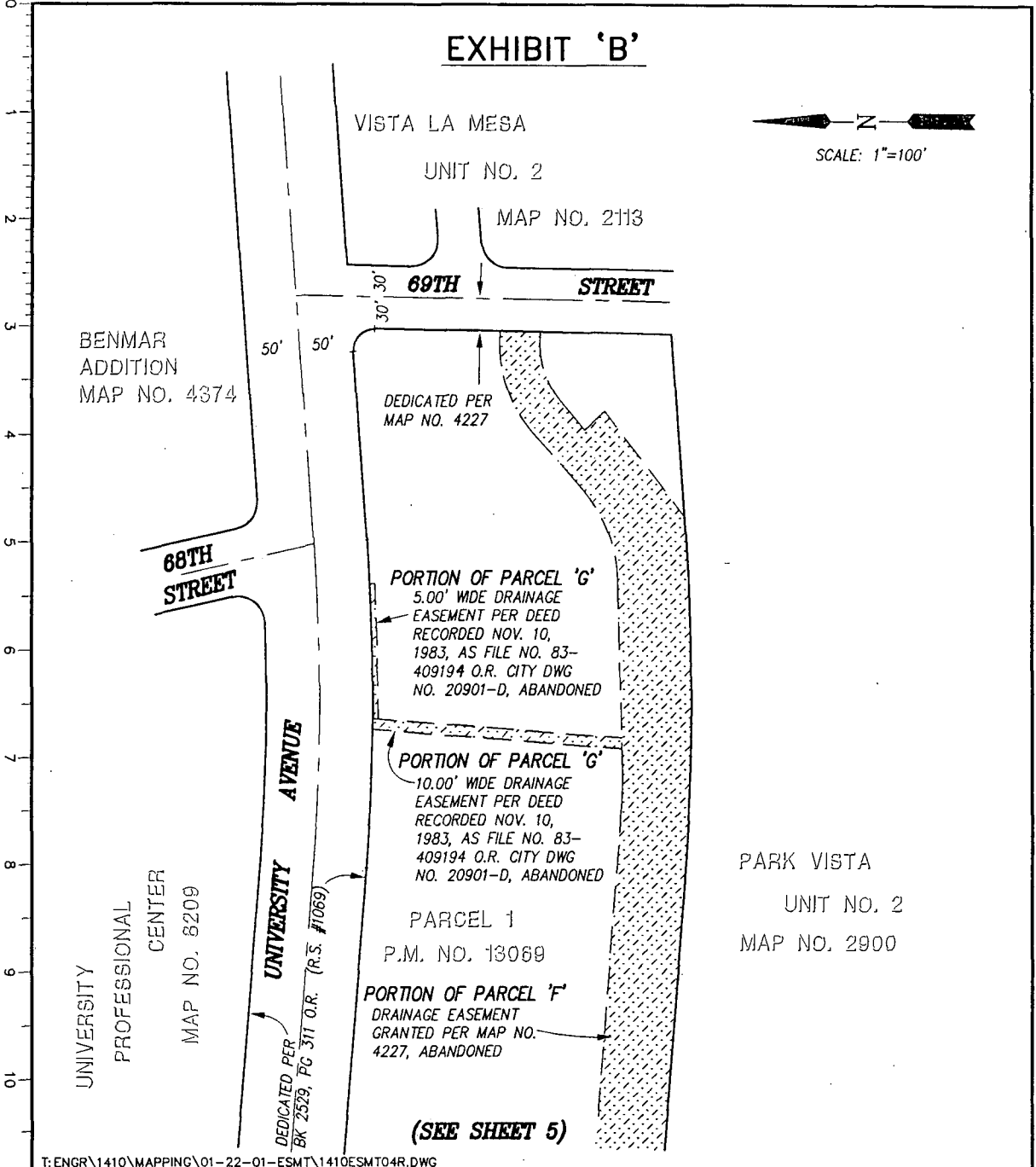
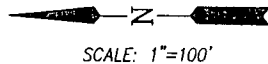
Rex S. Plummer 12/3/01
REX S. PLUMMER L.S. 6641 DATE
MY REGISTRATION EXPIRES 12-31-03

DRAINAGE & SEWER EASEMENTS ABANDONMENT - IN PARCEL 1 OF PARCEL MAP 13069

DESCRIPTION	BY	APPROVED	DATE	FILED	CITY OF SAN DIEGO, CALIFORNIA	W.O. NO. 991139
ORIGINAL	PDC				SHEET 3 OF 5 SHEETS	A NO. 01-635
					<i>Rex S. Plummer</i> 2/28/02 FOR CITY ENGINEER DATE	1854-6311
						CCS '83 COORDINATES
						214-1751
						LAMBERT COORDINATES
						19433-3-B

R 300961

EXHIBIT 'B'



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[Signature] 12/03/01
DATE

REX S. PLUMMER L.S. 6641
MY REGISTRATION EXPIRES 12-31-03

DRAINAGE & SEWER EASEMENTS ABANDONMENT - IN PARCEL 1 OF PARCEL MAP 13069

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA	
ORIGINAL	PDC				SHEET 4 OF 5 SHEETS	
					<i>[Signature]</i>	W.O. NO. 991139
					FOR CITY ENGINEER	A NO. 01-635
					2/28/02	1854-6311
					DATE	CCS '83 COORDINATES
						214-1751
						LAMBERT COORDINATES
						19433-4-B

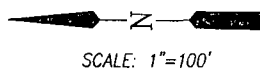
R-300961

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1
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EXHIBIT 'B'
(SEE SHEET 4)

PARK VISTA
UNIT NO. 2
MAP NO. 2900

UNIVERSITY
PROFESSIONAL
CENTER
MAP NO. 8209



UNIVERSITY AVENUE

PORTION OF
PARCEL 'F'
10' WIDE DRAINAGE
EASEMENT GRANTED PER
MAP NO. 4227, ABANDONED

PORTION OF PARCEL 'F'
DRAINAGE EASEMENT
GRANTED PER MAP NO.
4227, ABANDONED

ARAGON HEIGHTS
UNIT NO. 2
MAP NO. 4577
LOT 20

PARCEL 1
PARCEL MAP
NO. 13069

PORTION OF PARCEL 'F'
10' WIDE DRAINAGE
EASEMENT GRANTED
PER MAP NO. 4227,
ABANDONED

MAP NO. 1955
BLK. 22

ALAMO DRIVE

DEDICATED PER
BK 2529, PG 311 O.R. (R.S. #1069)

BLK. 23

ARAGON DRIVE

ARAGON HEIGHTS
UNIT NO. 1
MAP NO. 4227
LOT 2

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[Signature] 12/03/01
REX S. PLUMMER L.S. 6641 DATE
MY REGISTRATION EXPIRES 12-31-03

DRAINAGE & SEWER EASEMENTS ABANDONMENT - IN PARCEL 1
OF PARCEL MAP 13069

DESCRIPTION	BY	APPROVED	DATE	FILED	CITY OF SAN DIEGO, CALIFORNIA	W.O. NO.
ORIGINAL	PDC				SHEET 5 OF 5 SHEETS	991139
					<i>[Signature]</i> 2/28/02 FOR CITY ENGINEER DATE	A NO. 01-635
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						LAMBERT COORDINATES
						19433-5-B

R. 300961