

RESOLUTION NUMBER R- 301403

DATE OF FINAL PASSAGE MAY 10 2006

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING THE EXPENDITURE OF FUNDS FOR THE ACQUISITION OF EASEMENT RIGHTS FOR A SIDEWALK EXTENSION PROJECT ALONG MISSION GORGE PLACE, AND AUTHORIZING THE MAYOR TO ACCEPT TWO EASEMENT DEEDS FOR SAID PROJECT.

WHEREAS, the City received complaints from the Veterans Administration Wave Clinic (tenant at APN 461-320-07), whose patrons, many of whom are wheelchair bound, were not able to access its facility directly due to the fact that the sidewalk ends just west of the facility; and

WHEREAS, the extension of the sidewalk along Mission Gorge Place to allow continuous pedestrian access will increase public safety and enhance the aesthetics of the road and surrounding businesses; and

WHEREAS, the City's design for extending the sidewalk requires easements across APN 461-210-09 and APN 461-210-07; and

WHEREAS, due to the small size of the easement and the benefit received by the project, the owner of APN 461-210-07, Atomic Investments, Inc., has agreed to donate the easement to the City at no charge; and

WHEREAS, the easement across APN 461-210-09 is much larger and the City must purchase the easement from the owner, the Lawrence Bailey 1988 Revocable Estate Trust; and

WHEREAS, the property rights to be purchased have been appraised as \$26,100 by Kent Carpenter, MAI, dated December 13, 2005, and miscellaneous costs of the acquisition is \$3,900; NOW, THEREFORE,


BE IT RESOLVED, by the Council of the City of San Diego, that the acceptance by the Mayor of a Grant of Easement executed by Philip Teyssier for Atomic Investments, Inc., a copy of which is on file in the office of the City Clerk as Document No. RR- 301403, granting to City a public sidewalk easement across a portion of Lot 6 Golden Grantville Industrial Tract Map 3738, filed October 30, 1957, in the Office of the County Recorder of San Diego County, as more particularly described in the deed, is approved.

BE IT FURTHER RESOLVED, that the expenditure of an amount not to exceed \$30,000 from Fund 30244, CIP No. 52-717.4, is authorized for the acquisition of property rights and related costs required for the Mission Gorge Place Sidewalk Extension Project. Said property rights are identified as a portion of Parcel "A" according to Parcel Map No. 1100, filed November 8, 1972, in the Office of the County Recorder of San Diego County.

BE IT FURTHER RESOLVED, that the acceptance by the Mayor of a Grant of Easement executed by Lawrence J. Bailey for the Lawrence J. Bailey 1988 Revocable Estate Trust, granting to City a public street easement across that portion of Parcel "A" according to Parcel Map No. 1100, filed November 8, 1972, in the Office of the County Recorder of San Diego County, as more particularly described in the deed, is approved.

BE IT FURTHER RESOLVED, that the City Clerk is authorized and directed to cause the deed and a certified copy of this resolution, attested by her under seal, to be recorded in the office of the County Recorder at no fee for the benefit of the City, with no documentary tax due.


APPROVED: MICHAEL J. AGUIRRE, City Attorney

By   
Brock Ladewig, Deputy City Attorney

BL:pev  
04/11/06  
04/26/06 Cor.Copy  
Or.Dept:READ  
R-2006-871  
MMS #3111

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of MAY 02 2006.

ELIZABETH S. MALAND  
City Clerk


By   
Deputy City Clerk

Approved: 5-12-06  
(date)

  
JERRY SANDERS, Mayor

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_  
JERRY SANDERS, Mayor

 - 301403

OLD LANGUAGE: ~~STRUCKOUT~~  
NEW LANGUAGE: DOUBLE UNDERSCORE

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Or.Dept:READ  
R-2006-871  
MMS #3111

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R-301403

#105  
5/2/06

MAY 02 2006

Passed by the Council of The City of San Diego on \_\_\_\_\_, by the following vote:

Council Members	Yeas	Nays	Not Present	Ineligible
Scott Peters	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Kevin Faulconer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Toni Atkins	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Anthony Young	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Brian Maienschein	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Donna Frye	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jim Madaffer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ben Hueso	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

MAY 10 2006

Date of final passage \_\_\_\_\_

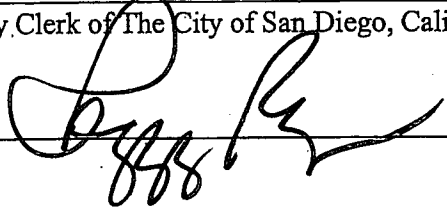
AUTHENTICATED BY:

\_\_\_\_\_  
JERRY SANDERS  
Mayor of The City of San Diego, California.

(Seal)

\_\_\_\_\_  
ELIZABETH S. MALAND  
City Clerk of The City of San Diego, California.

By \_\_\_\_\_, Deputy



Office of the City Clerk, San Diego, California

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