

<b>000257</b> <b>REQUEST FOR COUNCIL ACTION</b> CITY OF SAN DIEGO		1. CERTIFICATE NUMBER (FOR AUDITOR'S USE) <b>335</b>  <b>02/24</b>					
TO: CITY ATTORNEY	2. FROM (ORIGINATING DEPARTMENT): Development Services	3. DATE: 6/27/08					
4. SUBJECT: <b>Solana Beach Elementary School Public Right-of-Way and Easement Vacations</b>							
5. PRIMARY CONTACT (NAME, PHONE, & MAIL STA.) Morris Dye, x 65201, MS 501		6. SECONDARY CONTACT (NAME, PHONE, & MAIL STA.) Patrick Hooper, x 77992, MS 501					
7. CHECK BOX IF REPORT TO COUNCIL IS ATTACHED <input type="checkbox"/>							
<b>8. COMPLETE FOR ACCOUNTING PURPOSES</b>							
FUND					9. ADDITIONAL INFORMATION / ESTIMATED COST: No cost to the City. The applicant has deposited funds to cover associated project processing costs.		
DEPT.	1300						
ORGANIZATION	1671						
OBJECT ACCOUNT	4038						
JOB ORDER	420775						
C.I.P. NUMBER							
AMOUNT							
<b>10. ROUTING AND APPROVALS</b>							
ROUTE (#)	APPROVING AUTHORITY	APPROVAL SIGNATURE	DATE SIGNED	ROUTE (#)	APPROVING AUTHORITY	APPROVAL SIGNATURE	DATE SIGNED
1	ORIG. DEPT	KELLY BROUGHTON	7/11/08	8	DEPUTY CHIEF	WILLIAM ANDERSON	7/2/08
2	DSD/EAS	[Signature]	6/30/08	9			
3				10	CITY ATTORNEY	MARIANNE GRABNE	10/17/08
4				11	ORIG. DEPT	MIKE WESTLAKE	6/30/08
5				DOCKET COORD: _____ COUNCIL LIAISON: _____			
6				<input checked="" type="checkbox"/>	COUNCIL PRESIDENT <input type="checkbox"/> SPOB <input type="checkbox"/> CONSENT <input type="checkbox"/> ADOPTION		
7				<input type="checkbox"/> REFER TO: _____ COUNCIL DATE: _____			
11. PREPARATION OF: <input checked="" type="checkbox"/> RESOLUTION <input type="checkbox"/> ORDINANCE(S) <input type="checkbox"/> AGREEMENT(S) <input type="checkbox"/> DEED(S)							
A resolution approving a vacation of a portion of Kelsford Place, vacation of a general utility easement and sewer and drainage easements, and associated Parcel Map.							
11A. STAFF RECOMMENDATIONS: Approve the Resolution and Parcel Map.							
12. SPECIAL CONDITIONS (REFER TO A.R. 3.20 FOR INFORMATION ON COMPLETING THIS SECTION.) <b>COUNCIL DISTRICT(S):</b> 1  <b>COMMUNITY AREA(S):</b> Carmel Valley  <b>ENVIRONMENTAL IMPACT:</b> The proposed street vacations were analyzed in the Solana Beach School District Final Environmental Impact Report Addendum, Elementary School #6, dated April 22, 2008. The addendum concluded that the vacation of the utility easement and the right-of-way do not impact the final findings or change the conclusions of the EIR dated December 2002. Because the prior environmental documents adequately covered this activity as part of the previously approved project, the activity is not a separate project for purposes of CEQA review per CEQA Guidelines Section §15060(c)(3) and 15378(c).  <b>HOUSING IMPACT:</b> None.  <b>OTHER ISSUES:</b> None							

## EXECUTIVE SUMMARY SHEET

DATE REPORT ISSUED: June 30, 2008                      REPORT NO.:  
ATTENTION: Council President and City Council  
ORIGINATING DEPARTMENT: Development Services Department  
SUBJECT: Solana Beach Elementary Right-of-Way Vacation, Easement Vacations and  
Parcel Map, PTS Project Number 71130  
COUNCIL DISTRICT: 1  
STAFF CONTACT: Morris Dye, (619) 446-5201, mdye@sandiego.gov

REQUESTED ACTION:

The vacation of portions of Kelsford Place and as well as sewer, drainage, general utility, and access easements, and an associated Parcel Map within the Carmel Valley Community Plan area.

STAFF RECOMMENDATION:

**APPROVE** Public Right-of-Way Vacation No. 475273, and General Utility and Access, and Sewer and Drainage Easement Vacation No. 475284, and Parcel Map No. 216468.

EXECUTIVE SUMMARY:

The Solana Beach Elementary school site is located east of Interstate 5, north of Highway 56, south of Del Mar Heights Road on Townsgate Drive in the Carmel Valley Community Plan Area. The Solana Beach Unified School District has requested the vacation of Kelsford Place and various easements in association with the construction of the Solana Beach Elementary School. The public right-of-way and easements are no longer required. The easements were originally granted for general utility and access purposes.

Pursuant to the San Diego Municipal Code and Subdivision Map Act, to approve the requested vacations, the following four findings must be made.

1. There is no present or prospective use for the purpose for which the right of way was originally acquired.
2. The public will benefit from the vacation through improved utilization of land.
3. The vacation is consistent with the General Plan or an approved Community Plan.
4. The public street system for which the right-of-way was originally acquired will not be detrimentally affected by this vacation.

City staff has confirmed that there is no present or prospective use for the right-of-way or easements for which they were originally acquired, and that no public use of a like nature is anticipated. The vacations would allow for a school in an established neighborhood. In addition, new public improvements would be constructed around the school location. As such, the public would benefit from the vacation through improved utilization of the

000260

land. The Carmel Valley Community Plan identifies this area for an elementary school. As this proposed vacation would support the school at this location, the project is consistent with the community plan. City staff have determined that the public street system for which the right-of-way was originally acquired will not be detrimentally affected by this vacation.

FISCAL CONSIDERATIONS:

No cost to the city. The applicant has deposited funds to cover project processing costs.

PREVIOUS COUNCIL and/or COMMITTEE ACTION:

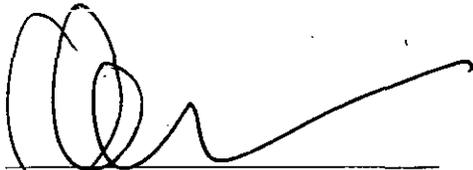
No previous City Council action.

COMMUNITY PARTICIPATION AND PUBLIC OUTREACH EFFORTS:

On November 8, 2005, the Carmel Valley Community Planning Board voted unanimously in favor of the Right-of-Way Vacation, with no recommended conditions.

KEY STAKEHOLDERS & PROJECTED IMPACTS (if applicable):

Solana Beach School District



Kelly Broughton  
Director, Development Services  
Department



William Anderson  
Deputy Chief Operating Officer,  
Executive Director of City Planning and  
Development

# PARCEL MAP NO.

SHEET 1 OF 3 SHEETS

000261

## OWNER'S CERTIFICATE

WE THE OWNERS OF OR ARE INTERESTED IN THE LAND COVERED BY THIS MAP HEREBY APPROVE SAID MAP AND THE FILING THEREOF.

WE HEREBY GRANT TO THE CITY OF SAN DIEGO, A MUNICIPAL CORPORATION, THE EASEMENTS WITH THE RIGHT OF INGRESS AND EGRESS FOR THE CONSTRUCTION AND MAINTENANCE OF SEWER AND DRAINAGE FACILITIES, ALL AS SHOWN ON THIS MAP WITHIN THIS SUBDIVISION DESIGNATED AS "DRAINAGE EASEMENT GRANTED HEREON" AND "SEWER EASEMENT GRANTED HEREON" RESERVING, HOWEVER, TO THE OWNER OF THE FEE UNDERLYING SAID EASEMENTS HEREIN GRANTED THE CONTINUED USE OF THE SURFACE OF SAID REAL PROPERTY; AND SUBJECT TO THE FOLLOWING CONDITIONS: THE ERECTING OF BUILDINGS, MASONRY WALLS, MASONRY FENCES AND OTHER STRUCTURES; OR THE PLANTING OR GROWING OF TREES OR SHRUBS OR CHANGING THE SURFACE GRADE; OR THE INSTALLATION OF PRIVATELY OWNED PIPELINES SHALL BE PROHIBITED UNLESS AN ENCROACHMENT PERMIT IS FIRST OBTAINED FROM THE CITY ENGINEER PURSUANT TO THE MUNICIPAL CODE.

SOLANA BEACH SCHOOL DISTRICT, A PUBLIC ENTITY.

BY: \_\_\_\_\_ DATE: \_\_\_\_\_

NAME: LESLIE FAUSSET  
TITLE: SUPERINTENDENT

STATE OF CALIFORNIA )  
COUNTY OF SAN DIEGO ) SS

ON \_\_\_\_\_ BEFORE ME, \_\_\_\_\_ A NOTARY PUBLIC IN AND FOR SAID COUNTY AND STATE, PERSONALLY APPEARED \_\_\_\_\_ PERSONALLY KNOWN TO ME TO BE THE PERSON WHOSE NAME IS SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT HE EXECUTED THE SAME IN HIS AUTHORIZED CAPACITY, AND THAT BY HIS SIGNATURE ON THE INSTRUMENT THE PERSON, OR THE ENTITY UPON BEHALF OF WHICH THE PERSON ACTED, EXECUTED THE INSTRUMENT.

WITNESS MY HAND

SIGNATURE \_\_\_\_\_

PRINTED \_\_\_\_\_

MY COMMISSION EXPIRES ON \_\_\_\_\_, 20\_\_

PRINCIPAL PLACE OF BUSINESS IN \_\_\_\_\_ COUNTY.

STATE OF CALIFORNIA )  
COUNTY OF SAN DIEGO ) SS

ON \_\_\_\_\_ BEFORE ME, \_\_\_\_\_ A NOTARY PUBLIC IN AND FOR SAID COUNTY AND STATE, PERSONALLY APPEARED \_\_\_\_\_ PERSONALLY KNOWN TO ME TO BE THE PERSON WHOSE NAME IS SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT HE EXECUTED THE SAME IN HIS AUTHORIZED CAPACITY, AND THAT BY HIS SIGNATURE ON THE INSTRUMENT THE PERSON, OR THE ENTITY UPON BEHALF OF WHICH THE PERSON ACTED, EXECUTED THE INSTRUMENT.

WITNESS MY HAND

SIGNATURE \_\_\_\_\_

PRINTED \_\_\_\_\_

MY COMMISSION EXPIRES ON \_\_\_\_\_, 20\_\_

PRINCIPAL PLACE OF BUSINESS IN \_\_\_\_\_ COUNTY.

## PARCEL MAP

BEING A CONSOLIDATION OF PORTIONS OF LOT B; LOT "A"; LOTS 1 THROUGH 4; AND 9 THROUGH 11, OF CARMEL VALLEY NEIGHBORHOOD 9, UNIT NO. 4, IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO MAP THEREOF No. 13318 FILED APRIL 11, 1998 IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY.

TOGETHER WITH WITH THOSE PORTIONS OF PELL PLACE AND KELS福德 PLACE AS DEDICATED TO PUBLIC USE.

KELS福德 PLACE DEDICATED TO PUBLIC USE AND THE GENERAL UTILITY AND ACCESS EASEMENT AND THE SEWER & DRAINAGE EASEMENT GRANTED TO THE CITY OF SAN DIEGO PER MAP NO. 13318 RECORDED APRIL 11, 1998 ARE NOT SHOWN WITHIN THIS MAP BECAUSE THEY HAVE BEEN VACATED PURSUANT TO SECTION 66445 (j) OF THE SUBDIVISION MAP ACT.

TITLE REPORT BY: CHICAGO TITLE COMPANY  
ORDER NO. 33050504-U52

## SURVEYOR'S STATEMENT

THIS MAP WAS PREPARED BY ME OR UNDER MY DIRECTION AND IS BASED UPON A FIELD SURVEY IN CONFORMANCE WITH THE REQUIREMENTS OF THE SUBDIVISION MAP ACT AND LOCAL ORDINANCE AT THE REQUEST OF THE SOLANA BEACH UNIFIED SCHOOL DISTRICT ON MARCH 29, 2003, AND I CERTIFY THAT SAID SURVEY IS TRUE AND COMPLETE, AS SHOWN, THAT MONUMENTS SET, TOGETHER WITH THOSE FOUND, ARE OF THE CHARACTER AND OCCUPY THE POSITIONS SHOWN THEREON, AND I WILL SET ALL OTHER MONUMENTS OF CHARACTER AND AT THE POSITIONS INDICATED BY THE LEGEND IN THIS MAP WITHIN 2 YEARS OF THE RECORDATION OF THIS MAP AND ALL SHOWN MONUMENTS ARE OR WILL BE SUFFICIENT TO ENABLE THE SURVEY TO BE RETRACED (SEE LEGEND ON SHEET 2).

I HEREBY STATE THAT THIS PARCEL MAP SUBSTANTIALLY CONFORMS TO THE APPROVED OR CONDITIONALLY APPROVED TENTATIVE MAP, IF ANY.

THOMAS A. JONES \_\_\_\_\_ DATE \_\_\_\_\_  
L.S. 6622  
LICENSE EXPIRES 12-31-07



## CITY ENGINEER'S CERTIFICATE

I HEREBY STATE THAT THIS MAP WAS EXAMINED BY ME OR UNDER MY DIRECT SUPERVISION; THAT IT SUBSTANTIALLY CONFORMS TO THE TENTATIVE MAP, IF ANY, AND ANY APPROVED ALTERATIONS THEREOF; THAT IT COMPLES WITH THE SUBDIVISION MAP ACT AND ANY LOCAL ORDINANCES APPLICABLE AT THE TIME OF APPROVAL OF THE TENTATIVE MAP AND THAT IT IS TECHNICALLY CORRECT.

I CERTIFY THAT THERE ARE NO UNPAID BONDS ISSUED UNDER THE STREET IMPROVEMENT ACTS OF THE STATE OF CALIFORNIA AGAINST THE TRACT, OR SUBDIVISION, OR ANY PART THEREOF, AS SHOWN ON THE ANNEXED MAP AND DESCRIBED IN THE CAPTION THEREOF.

WOSSEN RUBE  
CITY ENGINEER

BY: \_\_\_\_\_  
ANNE L. HOPPE, DEPUTY  
L.S. 7196  
DATE: \_\_\_\_\_

## RECORDER'S STATEMENT

FILE NO. \_\_\_\_\_  
FILED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2007 AT \_\_\_\_\_ O'CLOCK \_\_\_\_\_ M. IN BOOK OF PARCEL MAPS AT PAGE \_\_\_\_\_ AT THE REQUEST OF THOMAS A. JONES.

GREGORY SMITH  
COUNTY RECORDER

BY: \_\_\_\_\_  
DEPUTY COUNTY RECORDER

FEES: \$12.00

PTS NO. 71130	TM NONE	W.O. 420775	L.C. 286-1699 NAD 83 1926-6259
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# PARCEL MAP NO.

000262

## PROCEDURE OF SURVEY SHEET

SHEET 2 OF 3 SHEETS

### BASIS OF BEARINGS

THE BASIS OF BEARINGS FOR THIS MAP IS THE SOUTHEASTERLY 7.00 FOOT OFFSET LINE OF TOWNSGATE DRIVE PER MAP NO. 13318.

LE. N 20°31'7" E

### LEGEND

- INDICATES SET 3/4" x 18" IRON PIPE WITH DISC STAMPED L.S. 8622.
- INDICATES SET LEAD WITH DISC STAMPED L.S. 8622 AT A 7.00' OFFSET UNLESS OTHERWISE SHOWN.
- INDICATES FOUND MONUMENT AS NOTED PER MONUMENTATION LEGEND.
- ▲ INDICATES FOUND STREET SURVEY MONUMENT STAMPED R.C.C. 22006 PER P.A. NO. 15494 AND P.A. 16378.
- ( ) INDICATES RECORD PER RECORD REFERENCE LEGEND ON THIS SHEET.

INDICATES PARCEL MAP BOUNDARY

INDICATES MONUMENT

### MONUMENTATION LEGEND

- ① INDICATES FOUND LEAD AND DISC STAMPED RICE 22006 PER PARCEL MAP NO. 15494.
- ② INDICATES FOUND LEAD AND DISC STAMPED RICE 22006 PER MAP NO. 12039.
- ③ INDICATES FOUND 3/4" IRON PIPE WITH DISC STAMPED L.S. 5047 PER PARCEL MAP NO. 16284.
- ④ INDICATES FOUND 3/4" IRON PIPE - OPEN, NO RECORD, ACCEPTED AS 3/4" IRON PIPE WITH DISC STAMPED L.S. 5042 PER PARCEL MAP NO. 16284.
- ⑤ INDICATES FOUND 2" IRON PIPE WITH DISC STAMPED L.S. 2975, NO RECORD, ACCEPTED AS SOUTHWEST CORNER OF LOT NO. 4 PER MAP NO. 11841.
- ⑥ INDICATES FOUND LEAD AND DISC STAMPED L.S. 6830 PER PARCEL MAP NO. 17924.
- ⑦ INDICATES FOUND 1/4" IRON PIPE WITH DISC STAMPED L.S. 8000 NO RECORD, ACCEPTED AS 1" IRON PIPE WITH DISC STAMPED CITY ENGINEER PER RECORD OF SURVEY NO. 15158.
- ⑧ INDICATES LEAD AND DISC STAMPED RICE 22006 PER MAP NO. 13318 NOT FOUND, RESET PER LEGEND.
- ⑨ INDICATES 2" IRON PIPE WITH DISC STAMPED RICE 22006 PER MAP NO. 13318 NOT FOUND, RESET PER LEGEND.

### SURVEYOR'S NOTE

THE LEAD & DISC MONUMENTATION SHOWN TO BE SET AT A 7.00' OFFSET IN THE SIDEWALK ALONG KELS福德 PLACE AND PELL PLACE PER MAP NO. 13318 WERE NOT FOUND AT THE TIME OF THIS SURVEY BECAUSE THE IMPROVEMENTS WERE NOT CONSTRUCTED.

### RECORD REFERENCE LEGEND

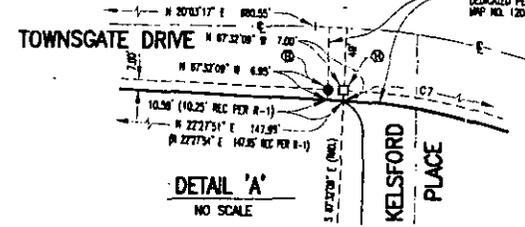
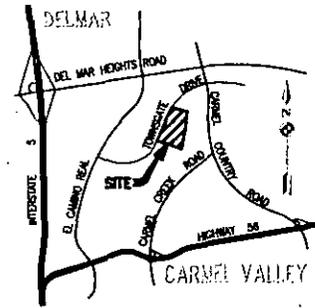
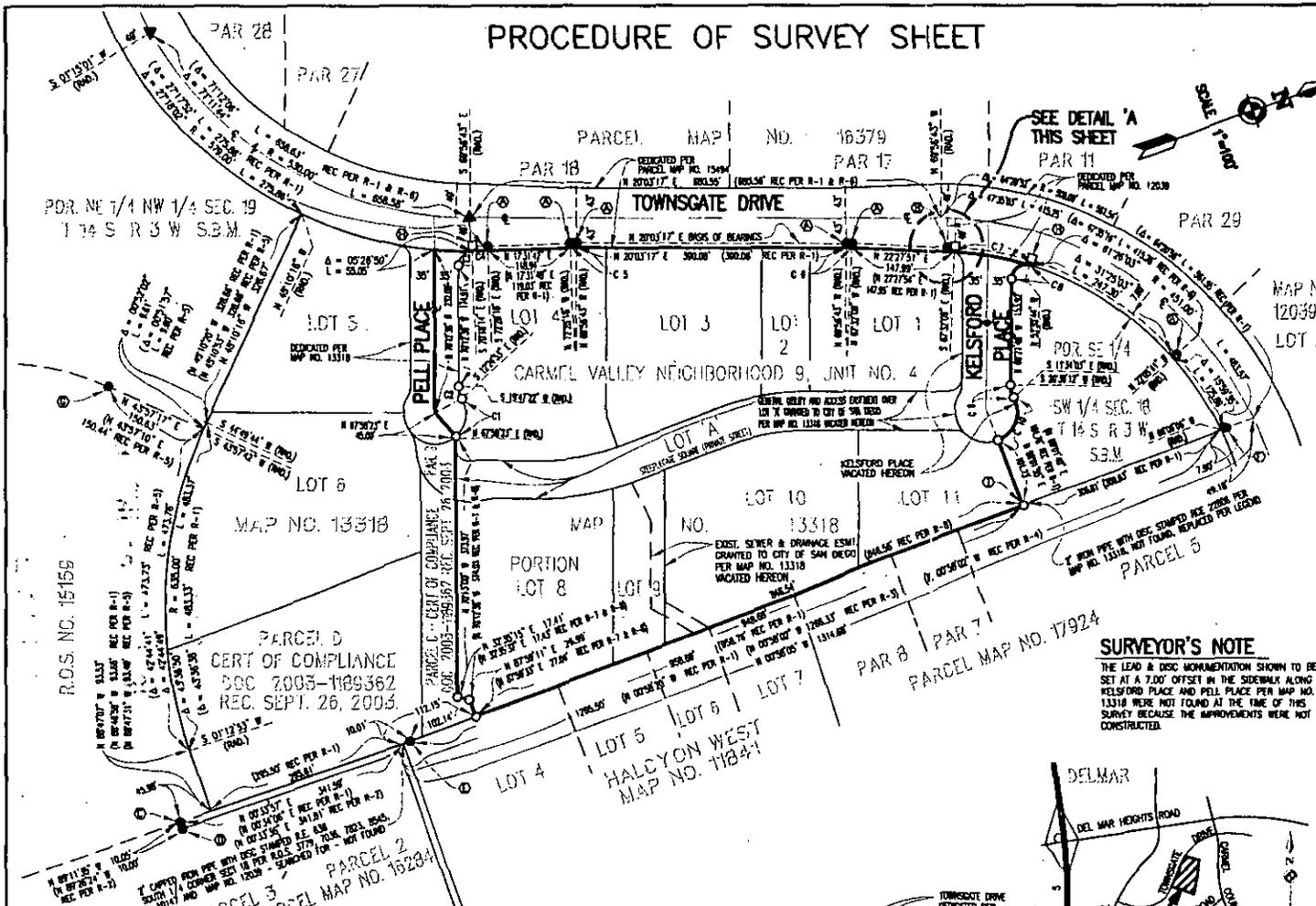
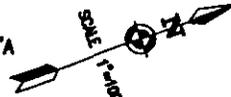
- (REC PER R-1) INDICATES RECORD PER MAP NO. 13318.
- (REC PER R-2) INDICATES RECORD PER PARCEL MAP NO. 16284.
- (REC PER R-3) INDICATES RECORD PER MAP NO. 11841.
- (REC PER R-4) INDICATES RECORD PER PARCEL MAP NO. 17924.
- (REC PER R-5) INDICATES RECORD PER RECORD OF SURVEY MAP NO. 15158.
- (REC PER R-6) INDICATES RECORD PER PARCEL MAP NO. 16378.
- (REC PER R-7) INDICATES RECORD PER CERTIFICATE OF COMPLIANCE RECORDED SEPTEMBER 26, 2003 AS DEC. NO. 2003-1189362.
- (REC PER R-8) INDICATES RECORD PER FINAL ORDER OF CONDEMNATION RECORDED FEBRUARY 1, 2005 AS DEC. NO. 2005-0266556.

### NOTE

TOTAL NUMBER OF PARCELS = 1  
TOTAL AREA IN PARCEL 1 = 0.637 ACRES  
TOTAL AREA WITHIN PARCEL MAP BOUNDARY = 9.848 ACRES

### EASEMENT NOTE

AN EXISTING EASEMENT GRANTED TO SAN DIEGO GAS & ELECTRIC PER DOCUMENT RECORDED MARCH 26, 1991 AS FILE NO. 1991-0134410 OFFICIAL RECORDS IS A GENERAL EASEMENT WITH NO LOCATION SET FORTH AND CANNOT BE PLOTTED ON THIS MAP.



CURVE DATA TABLE							
MEASURED DATA				RECORD DATA			
NUMBER	DELTA ANGLE	RADIUS	LENGTH	DELTA ANGLE	LENGTH	RECORD	
C1	80°23'16"	45.00'	83.14'	80°23'39"		R-8	
C2	32°12'15"	20.00'	11.24'	32°12'16"		R-1	
C3	89°54'24"	20.00'	31.36'				
C4	02°10'04"	579.00'	21.91'	02°09'58"	21.89'	R-1	
C5	02°31'35"	200.00'	8.82'	02°31'29"	8.81'	R-1	
C6	02°24'34"	200.00'	8.41'	02°24'37"		R-1	
C7	14°01'25"	451.00'	110.39'	14°01'26"		R-1	
C8	105°51'04"	70.00'	36.95'	105°51'06"		R-1	
C9	32°12'15"	20.00'	11.24'				
C10	99°32'33"	45.00'	78.18'	99°33'35"	78.22'	R-1	

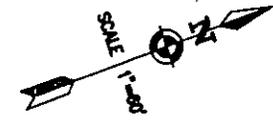
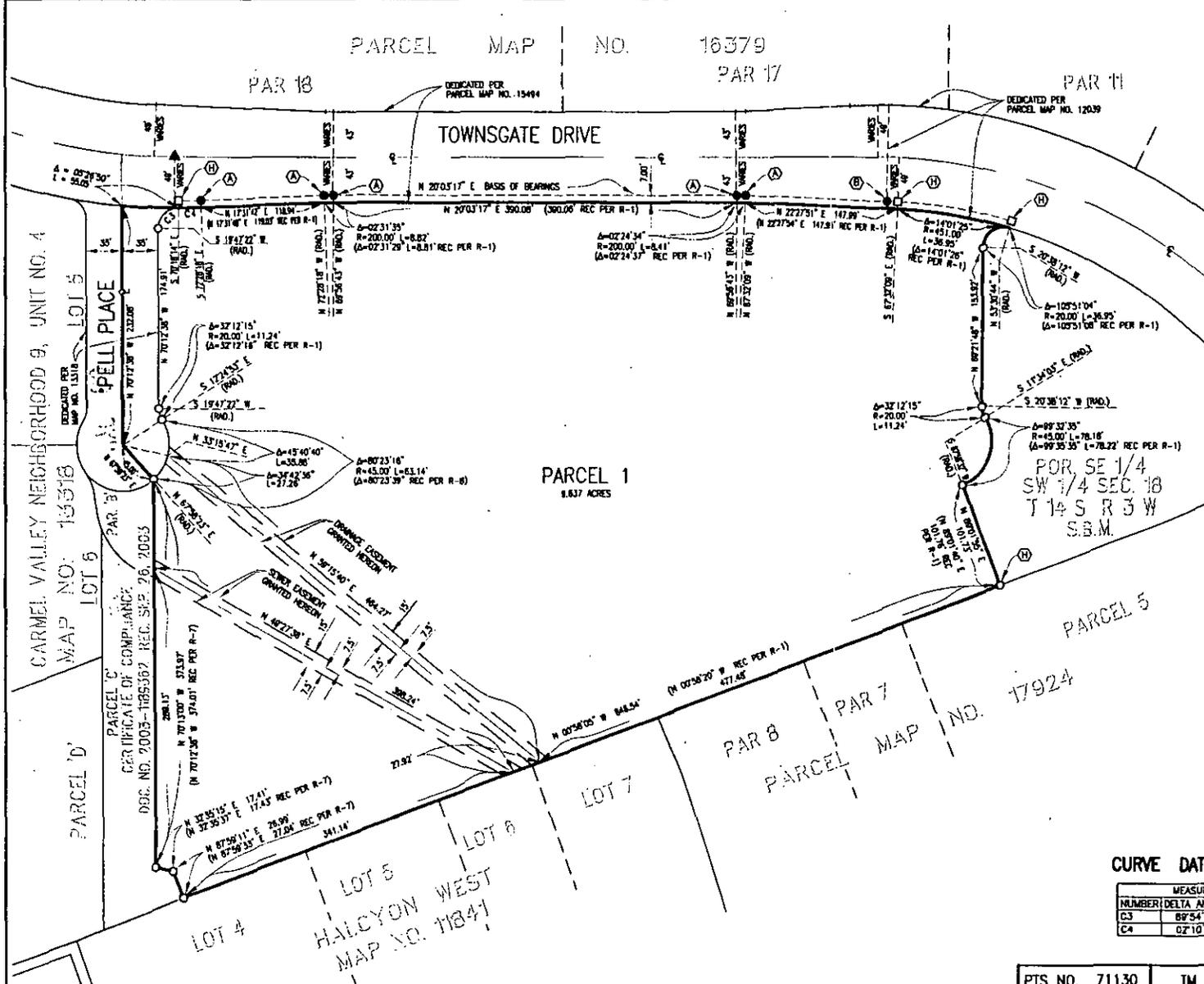
BDS DWG FILE L:\PROJECTS\0130\ENGR\PARCEL\MAP\PARCEL.MAP.DWG

P.T.S. NO. 71130	TM NONE	W.O. 420775	L.C. 266-1699
			NAD 83 1926-6259

# PARCEL MAP NO.

SHEET 3 OF 3 SHEETS

000263



CURVE DATA TABLE

NUMBER	MEASURED DATA			RECORD DATA		
	DELTA ANGLE	RADIUS	LENGTH	DELTA ANGLE	LENGTH	RECORD
C3	89°54'24"	20.00	31.38			
C4	02°10'04"	379.00	21.91	02°09'56"	21.89	R-1

PTS. NO. 71130	TM NONE	W.O. 420775	LC. 286-1699
			NAD 83 1926-6259

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RESOLUTION NUMBER R-\_\_\_\_\_

DATE OF FINAL PASSAGE \_\_\_\_\_

RESOLUTION OF THE COUNCIL OF THE CITY OF SAN  
DIEGO APPROVING A VACATION OF A PORTION OF  
KELSFORD PLACE FOR GENERAL UTILITY AND STREET  
PURPOSES AND APPROVAL OF A PARCEL MAP FOR  
SOLANA BEACH ELEMENTARY SCHOOL.

WHEREAS, San Diego Municipal Code section 125.0910 provides that a public right of way may be summarily vacated provided that the public right of way is excess and is not required for street or highway purposes; and

WHEREAS, the portion of Kelsford Place is excess right of way and is not required for street purposes; and

WHEREAS, San Diego Municipal Code Section 125.1010 provides that a public service easement or other easement may be summarily abandoned if it does not contain public utility facilities, does not contain active public utility facilities that would be affected by the abandonment, or the easement has been superseded by relocation and there are no other public facilities located within the easement.

WHEREAS, the general utility and access easement, and the sewer and drainage easement, granted to the City of San Diego per Map No. 13318 recorded April 11, 1996, identified on Alley Vacation L.C. 286-1699 NAD 83 1926-6259, on file in the office of the City Clerk as Document No. RR-\_\_\_\_\_, do not contain active public utilities that would be affected by the relocation and the easements have been superseded by relocation; and

WHEREAS, Subdivision Map Act Section 66445(j) provides a procedure for the abandonment of public easements, such that the filing of a parcel map shall constitute as an abandonment of all public streets and easements not shown on the map; and

WHEREAS, the affected property owner has requested the vacation of the public street easement to unencumber this property; and

WHEREAS, under Charter section 280(a)(2) this resolution is not subject to veto by the Mayor because this matter requires the City Council to act as a quasi-judicial body and where a public hearing was required by law implicating due process rights of individuals affected by the decision and where Council was required by law to consider evidence at the hearing and to make legal findings based on the evidence presented; and

WHEREAS, the matter was set for public hearing on \_\_\_\_\_, testimony having been heard, evidence having been submitted, and the City Council having fully considered the matter and being fully advised concerning the same; NOW, THEREFORE,

BE IT RESOLVED, that the Council of the City of San Diego finds that:

- (a) there are no present or prospective uses for the public right-of-way, public services easements, and other easements either for a public facility or 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 vacation through improved utilization of land;
- (c) the vacation does not adversely affect any applicable land use and is consistent with the General Plan and approved Community Plan; and

- (d) the public street system and the other public purposes for which the public service easements and the right-of-way were originally acquired will not be detrimentally affected by this vacation; and

BE IT FURTHER RESOLVED, that the Council of the City of San Diego finds.

1. That certain map surveyed by Thomas A. Jones, licensed Land Surveyor, titled "Parcel Map W.O. No. 420775 "[MAP], being a lot consolidation of portions of Lot 8; Lot "A;" Lots 1 through 4; and 9 through 11, of the Carmel Valley Neighborhood 9, Unit No. 4, in the City of San Diego, County of San Diego, State of California, according to Map No. 13318 filed April 11, 1996, on file in the Office of the County Recorder of San Diego County, and together with those portions the portion of Pell Place and Kelsford Place as dedicated to public use; and

2. That the portion of Kelsford Place dedicated to public use and the general utility and access easement and the sewer and drainage easement granted to the City of San Diego per Map 13318 recorded April 11, 1996 are not shown within this map because they have been vacated pursuant to Section 66445(j) of the Subdivision Map Act.

3. That Parcel Map W.O. No. 420775 is approved.

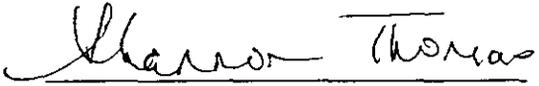
4. That the City Clerk shall cause a certified copy of this resolution, with Document No. RR-\_\_\_\_\_, attested by her under seal, to be forwarded to the Office of the County Recorder.

5. That prior to recordation of the Parcel Map, the applicant shall install curb, gutter, sidewalk and Pedestrian Ramp at the area of vacation, satisfactory to the City Engineer.

6. That this action is exempt from the California Environmental Quality Act

[CEQA] pursuant to State CEQA Guidelines Section 15060(b)(2).

APPROVED: JAN I. GOLDSMITH, City Attorney

By   
Shannon Thomas  
Deputy City Attorney

MG:ST:als:pev  
10/16/08  
02/13/09 COR.COPY  
Or.Dept:DSD  
R-2009-449  
MMS #5352