(R-2022-95) COR. COPY

RESOLUTION NUMBER R- 314064

DATE OF FINAL PASSAGE APR 1 2 2022

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO SUMMARILY VACATING PORTIONS OF FRIARS ROAD WEST OF MISSION VILLAGE DRIVE, MISSION VILLAGE DRIVE AT THE INTERSECTION WITH SAN DIEGO MISSION ROAD, AND SAN DIEGO MISSION ROAD AT THE SAN DIEGO STATE UNIVERSITY MISSION VALLEY SITE LOCATED AT 9449 FRIARS ROAD (RIGHT-OF-WAY VACATION NO. 2457386) WITH GENERAL ACCESS/UTILITY EASEMENT RESERVATIONS - PROJECT NO. 665002 RELATED TO THE SAN DIEGO STATE UNIVERSITY MISSION VALLEY CAMPUS.

WHEREAS, California Streets and Highways Code section 8320 et seq. and San Diego Municipal Code section 125.0901 et seq. provide a procedure for the vacation of public rights-of-way by City Council resolution; and

WHEREAS, the Board of Trustees of the California State University, the State of California acting in its higher education capacity on behalf of San Diego State University (CSU) filed an application to vacate portions of Friar's Road, Mission Village Drive, and San Diego Mission Road; and reserve a general utility and access easement, within a portion of lot 36 of Rancho Mission San Diego of Partition Map Superior Court Case No. 348 "Juan M. Luco, Et Al, vs. The Commercial Bank of San Diego, Et Al," being described as Right-of-Way Vacation No. 1283795; and

WHEREAS, a 2.041- acre portion of Right-of-Way Vacation No. 1283795 is located on property owned by the City (Parcel A). Once vacated, ownership would revert to the City, and sale of the City-owned real property would be a separate action presented to the City Council by the City's Department of Real Estate and Airport Management; and

WHEREAS, a 0.615-acre portion Right-of-Way Vacation No. 1283795 is located on property owned by CSU (Parcel B); and

WHEREAS, in connection with Right-of-Way Vacation No. 1283795, the City desires to reserve and except certain General Utility and Access Easement Reservations; and

WHEREAS, the public right-of-way, or portion of the public right-of-way, does not terminate a public service easement, unless the easement vacation satisfies the requirements of the California Streets and Highways Code section 8333; and

WHEREAS, under San Diego 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 the City 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 April 12, 2022, 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, by the City Council of the City of San Diego, that with respect to Right-of-Way Vacation No. 1283795, the Council finds that:

1. There is no present or prospective public use for the public right-of-way, either for the facility for which it was originally acquired or for any other public use of a like nature that can be anticipated.

The public right-of-way is for existing roadways: Friars Road, Mission Village Drive and San Diego Mission Road. A portion of Friars Road west of Mission Village Drive will be vacated to match proposed parkway configuration. A portion of Mission Village Drive will be vacated south of the intersection with San Diego Mission Road. San Diego Mission Road runs parallel to Friars Road and provides access to a private driveway for the Kinder Morgan Mission Valley Energy Terminal. San Diego Mission Road also provides a connection to the Grantville neighborhood spanning over Interstate 15. The right-of-way would be replaced by alternative public access which would continue to provide connection to the Kinder Morgan Mission Valley

Energy Terminal and provide a connection to the Grantville neighborhood. The existing striped bike lane in Friars Road will be re-striped and included within the new Friars Road lane configuration. Mission Village Drive and San Diego Mission Road do not currently have any bicycle facilities. SDSU Mission Valley will have bicycle facilities within the development and planned bicycle facilities connections outside of the development. Please refer to Exhibit C which shows how traffic will be routed through the SDSU Mission Valley Campus and connect to the same destinations. Due to its location and purpose as a roadway, there is no other present, prospective, qualified or eligible public use that would benefit from the right-of-way.

2. The public will benefit from the action through improved use of the land made available by the vacation.

The public will benefit through the improved use of the land that is facilitated by the vacation. The SDSU Mission Valley Campus will provide innumerable benefits for the public, including the provision of the 34-acre San Diego River Park, the provision of approximately 460 affordable homes, the expansion of SDSU to include an additional 15,000 Full Time Equivalent Students which increases access to higher education, and the redevelopment of an underutilized infill site along a transit line which is consistent with the goals and policies of the recently updated Mission Valley Community Plan.

3. The vacation does not adversely affect any applicable land use plan.

The vacation is consistent with the SDSU Mission Valley Campus Master Plan and Final EIR, as well as the provisions of San Diego Municipal Code Section 22.0908(c)(iv) which provides that the sale of the SDCCU Stadium Site to SDSU shall require that "the City and SDSU to cooperate to modify or vacate easements or secure lot line adjustments on the Existing Stadium Site ... so that development of the Existing Stadium Site is facilitated." Therefore, the vacation does not adversely affect any applicable land use plan.

4. The public facility for which the public right-of-way was originally acquired will not be detrimentally affected by the vacation.

As shown on Exhibit C, traffic will be routed through the SDSU Mission Valley Campus on publicly accessible roads and connect to the same destinations with minimal change from the original access (i.e., the Kinder Morgan Mission Valley Energy Terminal driveway and the San Diego Mission Road bridge over Interstate 15); therefore, the purpose for which the public right-of-way was originally acquired would not be detrimentally affected by the vacation.

BE IT FURTHER RESOLVED, that the that Right-of-Way Vacation No. 1283795, as more particularly described in the legal description marked as Exhibit A and shown on Drawing No. 41985-B, marked as Exhibit B, which are by this reference incorporated herein and made a

part hereof, is ordered vacated subject to the following conditions which are made a part of this resolution:

- 1. Prior to the recordation of the Right-of-Way Vacation and Easements Vacation the Owner/Permittee shall assure, by permit, bond, and as-built, completion of proposed water mains, water easements, and water access roads that will be realigned in a manner satisfactory to the Director of Public Utilities and the City Engineer per Drawing No. 41906-D.
- 2. Prior to the recordation of Right-of-Way Vacation No. 1283795 on San Diego Mission Road, the Owner/Permittee shall assure, by permit, bond, and as-built, the dedication and construction of the roundabout area at the western end of San Diego Mission Road per the Parcel Map, to the satisfaction of the City Engineer.

BE IT FURTHER RESOLVED, that the City of San Diego reserves and excepts from Right-of-Way Vacation No. 1283795 certain permanent easements for public utility purposes, as more particularly described hereinafter:

An easement for Pacific Bell Telephone Company, dba AT&T California, as it may from time to time require to construct, place, operate, inspect, maintain, repair, replace, and remove such underground communication facilities (including ingress thereto and egress therefrom) consisting of wires, cables, conduits, pipes, manholes, handholes, service boxes, aboveground markers, risers, service pedestals, underground and aboveground switches, fuses, terminals, terminal equipment cabinets, transformers with associated concrete pads, associated electrical conductors, necessary fixtures, and appurtenances.

An easement for SDG&E to erect, construct, change the size of, improve, reconstruct, relocate, repair, remove, maintain, and use facilities consisting of gas facilities and all appurtenances including pipelines and appurtenances, together with the right of ingress thereto

and egress therefrom over said easement and over other practical routes ("SDG&E Gas Easement"). No building or other structure shall be permitted within the SDG&E Gas Easement. SDG&E's prior written consent shall be required before planting any trees or increasing/decreasing the ground elevation within the SDG&E Gas Easement.

An easement for Verizon as it may from time to time require to construct, place, operate, inspect, maintain, repair, replace, and remove such underground communication facilities (including ingress thereto and egress therefrom) consisting of wires, cables, conduits, pipes, manholes, handholes, service boxes, aboveground markers, risers, service pedestals, underground and aboveground switches, fuses, terminals, terminal equipment cabinets, transformers with associated concrete pads, associated electrical conductors, necessary fixtures, and appurtenances ("Verizon Easement").

An easement for Level 3 as it may from time to time require to construct, place, operate, inspect, maintain, repair, replace, and remove such underground communication facilities (including ingress thereto and egress therefrom) consisting of wires, cables, conduits, pipes, manholes, handholes, service boxes, aboveground markers, risers, service pedestals, underground and aboveground switches, fuses, terminals, terminal equipment cabinets, transformers with associated concrete pads, associated electrical conductors, necessary fixtures, and appurtenances ("Level 3 Easement").

An easement for Crown Castle as it may from time to time require to construct, place, operate, inspect, maintain, repair, replace, and remove such underground communication facilities (including ingress thereto and egress therefrom) consisting of wires, cables, conduits, pipes, manholes, handholes, service boxes, aboveground markers, risers, service pedestals, underground and aboveground switches, fuses, terminals, terminal equipment cabinets,

transformers with associated concrete pads, associated electrical conductors, necessary fixtures, and appurtenances ("Crown Castle Easement").

An access easement for Kinder Morgan as it may from time to time require for ingress and egress to its adjacent property ("Kinder Morgan Access Easement"). The Kinder Morgan Access Easement is described on the attached Exhibit A to Grant Deed: Legal Description and Drawing, attached hereto and made a part hereof.

A sewer pipeline easement ("Sewer Easement") on, over, under, across, and through the Property in favor of the City of San Diego to access, construct, install, operate, maintain, repair, restore, and replace the sewer pipeline improvements, together with the right of pedestrian and motorized vehicle ingress and egress to the Sewer Easement from the nearest public right-of-way.

Each easement holder listed above shall indemnify, defend, and hold the City of San Diego, the State of California, the Board of Trustees of the California State University, and each of their respective trustees, auxiliaries, affiliates, officers, directors, employees, lessees, and agents (collectively, the "Indemnified Parties") harmless from and against any and all losses, liabilities, damages, claims, demands, obligations, causes of action, proceedings, awards, fines, judgments, penalties, or costs and expenses (including attorneys' fees and costs, court costs, and other costs and fees of litigation as allowed by law) incurred or suffered by the Indemnified Parties (collectively, "Indemnified Claims") that arise out of any claim, suit, action or proceeding relating to (i) any breach by such easement holder of any of the terms, conditions or provisions in its applicable reservation of easement, (ii) any acts, errors, omissions, and/or willful misconduct of such easement holder with respect to its easement, (iii) the injury or death of any person, or physical damage to property, real or personal, of any kind wherever, which injury, death or

physical damage to the extent it arises out of or is attributable to the use of the easement by such easement holder.

The Board of Trustees of the California State University and its affiliates and auxiliaries and each of their successors and assigns reserve the right to (i) use each easement area, including the surface and subsurface areas within each easement area for purposes that do not conflict with the terms of the applicable reservation of easement or otherwise interfere with the applicable easement holder's permitted uses of its easement area, and (ii) grant easements, licenses and other privileges to any person or entity over, under, upon, and with respect to any portion of or all of the easement areas, so long as such uses and/or improvements do not conflict with the terms of the applicable reservation of easement or otherwise interfere with the applicable easement holder's permitted uses of its easement area.

In performing any work related to its easement hereunder, each easement holder shall commence and diligently pursue the same to completion and shall maintain the portion of the easement area where such work is being performed in a lien free, debris free and safe condition. Upon completion of such work, each easement holder shall thereafter restore the easement area to the same or better condition as existed prior to such activities.

BE IT FURTHER RESOLVED, that the easements reserved herein are in, under, over, upon, along, and across that portion of San Diego Mission Road vacated by this resolution are more particularly described in the legal description marked as Exhibit A and shown on Drawing No. 41985-B, marked as Exhibit B.

BE IT FURTHER RESOLVED, that the Development Services Department shall record a certified copy of this resolution with attached exhibits, attested by the City Clerk under seal, in the Office of the County Recorder.

APPROVED: MARA W. ELLIOTT, City Attorney

By /s/Noah J. Brazier
Noah J. Brazier
Deputy City Attorney

NJB:nja 09/14/2021 04/18/2022 COR. COPY

Or. Dept: DSD Doc. No.: 2759349 4

Attachments: Exhibit A - Legal Description

Exhibit B – Drawing Nos.: 41985-1-B, 41985-2-B, 41985-3-B, 41985-4-B,

41985-5-B, 41985-6-B, 41985-7-B, 41985-8-B, 41985-9-B,

41985-10-B, 41985-11-B

Exhibit C - Proposed Condition Traffic Flow

EXHIBIT'A'

LEGAL DESCRIPTION

STREET VACATION WITH ACCESS & VARIOUS UTILITY EASEMENT RESERVATIONS

THAT PORTION OF LOT 36 OF RANCHO MISSION SAN DIEGO IN THE CITY OF SAN DIEGO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO PARTITION MAP: THEREOF ON FILE IN THE OFFICE OF THE COUNTY CLERK OF SAID SAN DIEGO COUNTY, IN ACTION NO. 348, ENTITLED "JUAN M. LUCO, ET AL, VS. THE COMMERCIAL BANK OF SAN DIEGO, ET AL",

ALSO BEING THAT PORTION OF QUITCLAIM DEED FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY ON MARCH 3, 1967 AS FILE/PAGE NO. 29314, SERIES 8, BOOK 1967 OF OFFICIAL RECORDS, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

PARCEL 'A'

COMMENCING AT THE MOST NORTHERLY CORNER OF LOT 35, OF SAID RANCHO MISSION OF SAN DIEGO; THENCE SOUTH 40° 16' 52" WEST 1866.48 FEET (SOUTH 40° 17' 08" WEST 1866.48 FEET; RECORD DATA PER SAID QUITCLAIM DEED) TO THE WESTERLY LINE OF DEED RECORDED IN BOOK 253, PAGE 134 OF DEEDS AS DESCRIBED IN PARCEL 1 OF EXECUTOR'S DEED TO THE CITY OF SAN DIEGO. RECORDED JANUARY 3, 1966 AS FILE/PAGE NO. 121, SERIES 7, BOOK 1966 OF OFFICIAL RECORDS: THENCE NORTH 5° 14' 49" WEST 1672.72 FEET (NORTH 5° 14' 33" WEST; RECORD DATA PER SAID QUITCLAIM DEED) TO THE SOUTHERLY LINE OF SAID QUITCLAIM DEED: THENCE ALONG SAID SOUTHERLY LINE NORTH 62° 13' 09" EAST 193.23 FEET (NORTH 62° 12' 47" EAST 193.09 FEET: RECORD DATA PER SAID QUITCLAIM DEED) TO THE BEGINNING OF A 1000.00 FOOT RADIUS TANGENT CURVE (1000.00 FOOT; RECORD DATA PER SAID QUITCLAIM DEED), CONCAVE SOUTHERLY; THENCE NORTHEASTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 24° 47' 13" (24° 47' 13"; RECORD DATA PER SAID QUITCLAIM DEED)AN ARC DISTANCE OF 432.61 FEET (432.61 FEET; RECORD DATA PER SAID QUITCLAIM DEED); THENCE NORTH 87° 00' 16" EAST 350.29 FEET (NORTH 87° 00' 00" EAST 350.18 FEET; RECORD DATA PER SAID QUITCLAIM DEED); THENCE SOUTH 89° 59' 32" EAST (SOUTH 90° 00' 00" EAST; RECORD DATA PER SAID QUITCLAIM DEED), 23.79 FEET TO THE POINT OF BEGINNING; THENCE LEAVING SAID SOUTHERLY LINE NORTH 84° 36' 16" EAST 14.77 FEET TO THE BEGINNING OF A 190,00 FOOT RADIUS TANGENT CURVE, CONCAVE SOUTHERLY: THENCE EASTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 3° 23' 53" AN ARC DISTANCE OF 11.27 FEET; THENCE NORTH 88° 00' 09" EAST 132.79 FEET TO THE BEGINNING OF A 220.00 FOOT RADIUS TANGENT CURVE: CONCAVE NORTHERLY: THENCE EASTERLY ALONG SAID CURVE. THROUGH A CENTRAL ANGLE OF 4° 06' 20" AN ARC DISTANCE OF 15.76 FEET: THENCE NORTH 83° 53' 49" EAST 18.66 FEET TO THE BEGINNING OF A 190.00

Page 1 of 4

ε ...

FOOT RADIUS TANGENT CURVE, CONCAVE SOUTHERLY; THENCE EASTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 9° 13' 42" AN ARC DISTANCE OF 30.60 FEET: THENCE SOUTH 86° 52' 29" EAST 66.82 FEET TO THE BEGINNING OF A 210.00 FOOT RADIUS TANGENT CURVE, CONCAVE NORTHERLY; THENCE EASTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 9° 41' 23" AN ARC DISTANCE OF 35.51 FEET: THENCE NORTH 83° 26' 08" EAST 177.92 FEET TO THE BEGINNING OF A 20.00 FOOT RADIUS TANGENT CURVE, CONCAVE SOUTHWESTERLY: THENCE SOUTHEASTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 86° 53' 37" AN ARC DISTANCE OF 30.33 FEET; THENCE SOUTH 9° 40' 15" EAST 1.57 FEET; THENCE NORTH 76° 30' 41" EAST 161.29 FEET TO THE BEGINNING OF A NON-TANGENT 95.00 FOOT RADIUS CURVE, CONCAVE NORTHERLY, A RADIAL LINE TO SAID POINT BEARS SOUTH 9° 14' 04" EAST; THENCE NORTHEASTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 23° 12' 09" AN ARC DISTANCE OF 38.47 FEET; THENCE NORTH 57° 33' 47" EAST 338.10 FEET TO THE BEGINNING OF A 505.00 FOOT RADIUS CURVE. CONCAVE SOUTHERLY: THENCE NORTHEASTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 32° 26' 13" AN ARC DISTANCE OF 285.90 FEET; THENCE NORTH 90° 00' 00" EAST 33.89 FEET: THENCE SOUTH 1° 02' 59" WEST 52.21 FEET TO THE BEGINNING OF A NON-TANGENT 90.50 FOOT RADIUS CURVE, CONCAVE SOUTHEASTERLY, A RADIAL LINE TO SAID POINT BEARS NORTH 43° 39' 08" WEST; THENCE SOUTHWESTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 12° 43' 17" AN ARC DISTANCE OF 20.09 FEET TO A POINT ON A NON-TANGENT 460.00 FOOT (460.00 FOOT; RECORD DATA PER SAID QUITCLAIM DEED) RADIUS CURVE, CONCAVE SOUTHERLY, A RADIAL LINE TO SAID POINT BEARS NORTH 1° 22' 52" EAST. SAID POINT ALSO BEING A POINT SOUTHERLY LINE OF SAID DEED: THENCE QUITCLAIM ON THE SOUTHWESTERLY ALONG SAID SOUTHERLY LINE OF SAID CURVE THROUGH A CENTRAL ANGLE OF 37° 23' 41" AN ARC DISTANCE OF 300.22 FEET; THENCE SOUTH 53° 59' 11" WEST 395.86 FEET (SOUTH 53° 58' 49" WEST, 395.86 FEET; RECORD DATA PER SAID QUITCLAIM DEED); THENCE SOUTH 0° 00' 22" WEST 120,00 FEET (SOUTH 0° 00' 00" WEST, 120.00 FEET; RECORD DATA PER SAID QUITCLAIM DEED); THENCE NORTH 89° 59' 38" WEST 110.00 FEET (NORTH 90° 00' 00" WEST, 110.00 FEET; RECORD DATA PER SAID QUITCLAIM DEED): THENCE NORTH 16° 26' 15" WEST 194.27 FEET (NORTH 16° 26' 46" WEST, 194.27 FEET; RECORD DATA PER SAID QUITCLAIM DEED); THENCE NORTH 89° 59' 32" WEST (NORTH 90° 00' 00" WEST; RECORD DATA PER SAID QUITCLAIM DEED) 526.77. FEET TO THE POINT OF BEGINNING.

SAID STREET VACATION PARCEL CONTAINS 2.041 ACRES, MORE OR LESS.

RESERVING THEREFROM A 31.00 FOOT WIDE ACCESS EASEMENT IN FAVOR OF AT&T, VERIZON, SAN DIEGO GAS & ELECTRIC COMPANY, LEVEL 3 AND KINDER MORGAN; THE CENTERLINE OF WHICH IS SHOWN AND DELINEATED ON THE ATTACHED DRAWING LABELED 41985-B. THE SIDELINES OF THE ABOVE DESCRIBED STRIP SHALL BE PROLONGED OR SHORTENED SO AS TO TERMINATE AT THE BOUNDARY OF AFOREMENTIONED PARCEL 'A' STREET VACATION.

8

ALSO RESERVING THEREFROM A 6.00 FOOT WIDE UTILITY EASEMENT IN FAVOR OF AT&T, THE CENTERLINE OF WHICH IS SHOWN AND DELINEATED ON THE ATTACHED DRAWING LABELED 41985-B.THE SIDELINES OF THE ABOVE DESCRIBED STRIP SHALL BE PROLONGED OR SHORTENED SO AS TO TERMINATE AT THE BOUNDARY OF AFOREMENTIONED PARCEL 'A' STREET VACATION.

ALSO RESERVING THEREFROM A 6.00 FOOT WIDE UTILITY EASEMENT IN FAVOR OF VERIZON, THE CENTERLINE OF WHICH IS SHOWN AND DELINEATED ON THE ATTACHED DRAWING LABELED 41985-B.THE SIDELINES OF THE ABOVE DESCRIBED STRIP SHALL BE PROLONGED OR SHORTENED SO AS TO TERMINATE AT THE BOUNDARY OF AFOREMENTIONED PARCEL 'A' STREET VACATION.

ALSO RESERVING THEREFROM A 6.00 FOOT WIDE UTILITY EASEMENT IN FAVOR OF SAN DIEGO GAS & ELECTRIC COMPANY, THE CENTERLINE OF WHICH IS SHOWN AND DELINEATED ON THE ATTACHED DRAWING LABELED 41985-B. THE SIDELINES OF THE ABOVE DESCRIBED STRIP SHALL BE PROLONGED OR SHORTENED SO AS TO TERMINATE AT THE BOUNDARY OF AFOREMENTIONED PARCEL 'A' STREET VACATION.

ALSO RESERVING THEREFROM A 6.00 FOOT WIDE UTILITY EASEMENT IN FAVOR OF LEVEL 3, THE CENTERLINE OF WHICH IS SHOWN AND DELINEATED ON THE ATTACHED DRAWING LABELED 41985-B. THE SIDELINES OF THE ABOVE DESCRIBED STRIP SHALL BE PROLONGED OR SHORTENED SO AS TO TERMINATE AT THE BOUNDARY OF AFOREMENTIONED PARCEL 'A' STREET VACATION.

ALSO RESERVING THEREFROM A 6.00 FOOT WIDE UTILITY EASEMENT IN FAVOR OF CROWN CASTLE, THE CENTERLINE OF WHICH IS SHOWN AND DELINEATED ON THE ATTACHED DRAWING LABELED 41985-B. THE SIDELINES OF THE ABOVE DESCRIBED STRIP SHALL BE PROLONGED OR SHORTENED SO AS TO TERMINATE AT THE BOUNDARY OF AFOREMENTIONED PARCEL 'A' STREET VACATION.

PARCEL 'B'

. F -

THAT PORTION OF THAT ROAD EASEMENT GRANTED TO THE COUNTY OF SAN DIEGO PER DOCUMENT RECORDED AUGUST 22, 1896 IN BOOK 255, PAGE 18 OF DEEDS TO BE VACATED HEREON.

EXCEPTING THEREFROM THAT PORTION LYING OUTSIDE PARCEL 1 AND PARCEL 2 DESCRIBED IN EXHIBIT 'A' IN GRANT DEED FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY AUGUST 13, 2020, AS DOCUMENT NO. 2020-0454902 OF OFFICIAL RECORDS.

Page 3 of 4

SAID STREET VACATION PARCEL CONTAINS 0.615 ACRES, MORE OR LESS.

ATTACHED HERETO IS A DRAWING NO. 41985-B LABELED EXHIBIT "B" AND BY THIS REFERENCE MADE A PART HEREOF.

THIS LEGAL DESCRIPTION WAS PREPARED BY ME OR UNDER MY DIRECTION IN CONFORMANCE WITH THE LAND SURVEYORS' ACT.

LS 7019

I.O. NO. 24008429 P.T.S. No. 665002 Dwg. No. 41985-B

REFERENCE DRAWINGS . PARTITION MAP NO. 348 RQS 16584 . ROS 22269 15 · ROS: 6205 * PM 8041 • PM 17464 · PM 11755 • MAP 9031 • PM 780 • PM 7254 · PM 18354 • PM 20501 • MAP 11675 . MAP 13858 • 41906-D · 41772-8 • 41773-B * 42400-D LEGEND ADI. PARCEL 'A' INDICATES STREET VACATED HEREON AREA = 2.041 ACRES, MORE OR LESS PARCEL '8' INDICATES STREET VACATED HEREON AREA = 0.615 ACRES, MORE OR LESS INDICATES FOUND 2" IRON PIPE WITH CITY ENGINEERING DISK SET BY CITY FIELD ENGINEERING CREW IN SEPTEMBER 1967 PER CITY W.O. NO. 17600, INDEX 222–1731, SEE MAP 11675, MAP. 13858 & PARCEL MAP 18354. 0 INDIGATES FOUND 3/4" IRON PIPE WITH DISK STAMPED "RCE 27232" PER PARCEL MAP 18354 INDICATES POINT OF COMMENCEMENT P.O.C. VICINITY MAP INDICATES POINT OF BEGINNING P.O.R. NOT TO SCALE INDICATES RECORD DATA PER QUITCLAIM DEED REC. 03/03/1967 AS F/P NO. 29314, O.R. i j INDICATES RECORD DATA PER OUTCLAIM DEED REC. 02/25/1998 AS DOC. NO. 1998-0098902, O.R. BASIS OF BEARINGS () THE BASIS OF BEARINGS FOR THIS SURVEY IS THE CALIFORNIA' COORDINATE SYSTEM OF 1983, ZONE 6, EPOCH 1991,35 GRID BEARING BETWEEN FIRST ORDER G.P.S. STATION NO. 160 AND INDICATES RECORD DATA PER PRELIMINARY TITLE REPORT PROVIDED BY CHICAGO TITLE COMPANY DATED 11/25/2019 AS ORDER HO. 00101787-004-RM1-CFU []FIRST ORDER G.P.S. STATION NO. 217 PER ROS 14492. LE., NORTH 84'31'59" WEST THE COMBINED SCALE FACTOR AT G.P.S. STATION 160 IS 1.0000001. QUOTED BEARINGS FROM REFERENCE DEEDS/MAPS MAY OR MAY NOT BE IN TERMS OF SAID SYSTEM. POINT 'A' IST ORDER G.P.S. STATION NO. 160 PER ROS 14492 N 1,867,642.76 E 6,292,615.14 WY 48.02 M V 7411.02. IST ORDER G.P.S. STATION NO. 217 PER ROS 14492 N 1,866,922.04 E 6,295,949.17 N 1,866,433,87 E 6,301,050.60 N8431'59'N 5124.74 LAND SU POINT 'B' N 1,865,044.88 E 6,292,853.71 NO. 7019 BASIS OF BEARINGS DETAIL 08 17-2021 GARY L. HUS, L.S. 7019 NOT TO SCALE DATE RESOLUTION NO. PROJECT DESIGN CONSULTANTS **ADOPTED** Planning | Landscape Architecture | Engineering | Survey DOCUMENT NO. Ban Olago, CA 82101 018.234.0349 Pax RECORDED STREET VACATION WITH ACCESS & VARIOUS UTILITY EASEMENT RESERVATIONS WITHIN A PORTION OF LOT 38 OF RANCHO MISSION SAN DIEGO OF PARTITION MAP SUPERIOR COURT CASE NO. 348 "JUAN M. LUCO, ET AL, VS, THE COMMERCIAL BANK OF SAN DIEGO, ET AL" DATE FILMED CITY OF SAN DIEGO, CALIFORNIA P.T.S. NO. 665002 ORIGINAL PDC 1.0. NO. SHEET 1 OF 11 SHEETS 1840-6303 CCS83 COORDINATES FOR CITY LAND SURVEYOR DATE

STEP MOK

AMBERT COORDINATES
41985-1-B

LINE TABLE			
LINE			
LI	N46 22 09 E [S46 23 22 W]	338.22	
L2	S3272'56'E [N3272'24"W	168.35' 168.35']	
L3	N5455'56 E [S5456'28 W]	756.09'	
L4	M1'05'25"E [S1'05'35"W	321.94' 321.77']	
L5	\$105'02"W [N105'35"E	50.26' 50.23'}	
L6	N472718 E [S472835 W	371.19' 371.20']	
L7	\$1*04 '30"\ [N0*38'01"\	12.03 16.86']	
L8	NO'55'04"E [SO'38'01"W	261.79° 261.68']	
L9	S89'02'33"E	817.50	
L10	N4'21'01"W [S4'20'34"E]	245.73	
L11	N58106'39"W [S58'07'54"E]	2.63	
L12	N15'38'32"W (N15'38'54"W	101.74" 101.74")	
L13	N2'28'05'E (N2'28'43'E	102.43' 102.43')	
L14	N67'09'34"W [N67'09'56"W	466.90° 467.00°}	
L15	N73'26'13"W {N73'26'35"W	345.09' 344.99'}	
L16	S53"59"11"W {S53"58"49"W	395.86° 395.86°}	
L17	50'00'22"W {S0'00'00"W	120.00' 120.00'}	
L18	N89'59'38'W {N90'00'00"W	110.00° 110.00°]	
L19	N16"26"15"W {N16"26"46"W	194.27° 194.27°}	
L20	N89'59'32"W N90'00'00"W	550.58' 550.67'}	
L21	\$87'00'16"W {\$87'00'00"W	350.29° 350.18°}	
1.22	\$6273'09"\ {\$6272'47"\\	193.23' 193.09']	
L23	S574'49'E	313.06	
L24	N68'04'54'E	263.04	
L25	N6970'15"E	243.00'	

	LINE TABLE CONTINUED		
LINE	DIRECTION	LENGTH	
L26	N70'34'18"E	322.41	
L27	N79'58'11'E	56.20'	
L28	N84'43'16"E	215.18'	
1.29	S85 52'47'E	122.60'	
L30	N65'40'08"E	191.39'	
IJ	N8572'18"E	334.12'	
L32	588'52'36"E	395.67	
L33	N77'44'24'E	1050.07	
L34	NB1'45'29"E	59.66'	
L35	N574'49"W {N574'33"W	71.10° 70.38°}	
L36	N6272'52'E N6272'47'E	154.88* 156.54}	
L37	NB7'00'22"E {NB7'00'00"E	387.71° 386.11°}	
L38	N71'35'53"E {N71'35'31"E	924.1 3 ′ 923.84′}	
L39	579 52'10"E {579 52'32"E	149.80° 149.77'}	
L40	\$0'41'37"W \$0'54'06"W	21.59° 21.58°}	
L41	\$7213'17'E {\$7213'39"E	530.72° 530.72°}	
L42	\$21°05'29"W {\$21°05'07"W	43.80° 43.79°}	
L43	57212'55 E {57213'17'E	97.37° 97.37°}	
L44	\$6755'34 E {\$67'55'56 E	116.79° 116.79°}	
L45	52279'17'W {51471'26"W	0. 30 ° 0.85°}	
L46	N84'36'16'E	14.77	
L47	N88 00'09 E	132,79'	
L48	N83'53'49'E	18.66*	
L49	S86 52'29 E	66,82"	
L50	N83'26'08'E	177.92'	

LA	LINE TABLE CONTINUED		
LINE	DIRECTION	LENGTH	
L51	S9'40'15"E	1.57	
L52	N76'30'41"E	161.29'	
L53	N57'33'47"E	338,10*	
L54	N90'00'00'E	33.89*	
<i>L5</i> 5	S1*02*59*W	52.21	

EXISTING EASEMENTS

- 1 PUBLIC ROAD EASEMENT GRANTED TO THE COUNTY OF SAN DIEGO PER DOCUMENT REC. 08/22/1896 IN BOOK 255, PAGE 18 OF DEEDS.
- 2) 25' MIDE WATER EASEMENT GRANTED TO THE CITY OF SAN DIEGO PER INST. NO. 80-427413, REC. 12/18/1880, O.R.
- 3 12' MIDE PUBLIC UTILITIES & INGRESS/EGRESS EASEMENT GRANTED TO SAN DIEGO GAS & ELECTRIC COMPANY PER INST. NO. 1961-353, REC. 01/03/1961, O.R.
- 4 15' MIDE DRAINAGE & SEWER EASEMENT GRANTED TO THE CITY OF SAN DIEGO PER INST. NO. 1966-58668, REC. 04/07/1966, O.R. *PORTION VACATED PER RESOLUTION NO. _______(SEE CITY DWG NO.'S 42400-0)

*PORTION VACATED LIES WITHIN SAN DIEGO STATE UNIVERSITY MISSION VALLEY SITE AS SHOWN ON CITY DWG NO. 42400—D.

(SEE CITY DWG NO. 42400-D)

NON-PLOTTABLE EXISTING EASEMENTS

 PUBLIC UTILITIES, INGRESS AND EGRESS EASEMENT GRANTED TO SAN DIEGO GAS & ELECTRIC COMPANY PER INST. NO. 1983—271165 RECORDED 08/04/1983, O.R.

8	_
ŧ.	D.
١,	7

PROJECT DESIGN CONSULTANTS
Plenting | Lendacepe Architecture | Engineering | Survey
701 B Street, Sulte 800 Sen Diago, CA 82101
519.234.0491 Tel 619.234.0349 Fex

STREET VACATION WITH ACCESS & VARIOUS UTILITY EASEMENT RESERVATIONS

WITHIN A PORTION OF LOT 38 OF RANCHO MISSION SAN DIEGO OF PARITTION MAP SUPERIOR COURT CASE NO. 348 JUAN M. LUCO, ET AL, VS, THE COMMERCIAL BANK OF SAN DIEGO, ET AL

DESCRIPTION	BY	APPRVD.	DATE FILMED	CITY OF SAN DIEGO, CALIFORNIA	P.T.S. NO. 665002
ORIGINAL	PDC			SHEET 2 OF 11 SHEETS	1.0. NO. N/A
		ļ		3,1221 2 0. 7. 0.1	1840-6303
	<u> </u>			FOR CITY LAND SURVEYOR DATE	CCS83 COORDINATES
				FOR CITY LAND SURVEYOR DATE	200-1743
		<u> </u>	<u></u>		LAMBERT COORDINATES
					41985-2-B
			STATUS		41900-2-1

	CURVE	TABLE	
CURVE	DELTA	RADIUS	LENGTH
ti	101°24'14" [101°24'14"	230.00° 230.00°	407.06° 407.06]
ಜ	92'51'08" [92'51'08"	170.00° 170.00'	275.50° 275.50°]
ಚ	4"54"56"	3030.02° (3030.02°	259.94° 259.78']
C4	1'48'05" [1'48'08.5"	8890.66 ° 8890.66°	279.52° 279.67°]
C5	4°48'05 [4'49'17	8982.03° 8982.03°	752.69° 755.83°]
C6	9'45'51 (9'46'17"	4141.50° 4141.50°	705.78° 706.30°)
C7	18 07 37 (18 07 37	2500.00° 2500.00°	790.94° 790.94°)
C8	52'34'36" 52'34'36"	460.00° 460.00°	422.11° 422.11°}
C9	24'47'13" {24'47'13"	1000.00° 1000.00°	432.61° 432.61°}
C10	4'05'01"	290.00'	20.67
C11	7'24'00"	4141.50	534.90
C12	24'47'30" {24'47'13	1000.00° 1000.00°	432.70° 432.61°}
C13	15'24'29" [15'24'29"	1000.00° 1000.00°	268.92° 286.92°]
C14	027'00" {027'10"	8000.00° 8000.00°	62.83° 63.22°}
C15	3510'20" {3510'20"	352.00° 352.00°	216.08' 216.09'}
C16	323'53"	190.00'	11.27
C17	4'06'20"	220.00*	15.76*
C18	973'42"	190.00	30.60'
C19	9'41'23"	210.00'	35.51*
C20	86'53'37"	20.00	30.33*
C21	2372'09"	95.00'	38.47*
C22	32'26'13"	505.00'	285.90'
C23	12'43'17"	90.50'	20.09'
C24	3723'41"	460.00'	300.22

CROWN CASTLE 6" WIDE UTILITY EASEMENT & DATA TABLE			
LINE/ CURVE	DIRECTION DELTA	RADIUS	LENGTH
L76	N13'29'19"W		13.13
L77	N79'30'16"E		52.54
C35	38'42'04"	75.00	50.66'
L78	N7023'33'E		17.56'
L79	M_00,00,00BN		33.86'
C36	7'58'14"	503.50'	70.04
L80	N82'01'46"W		38.89'

L.,		L	
ATAT, VERIZON, SAN DIEGO GAS & ELECTRIC COMPANY, LEVEL 3, KINDER MORGAN & CROWN CASTLE 31° MIDE ACCESS EASEMENT & DATA TABLE			
UNE/ CURVE	DIRECTION DELTA	RADIUS	LENGTH
L66	N76'30'41 E		140.85
C28	22'53'34"	110.50	44.15'
L67	N57'33'47"E		338.10'
C29	32'26'13"	489.50	277.12'
L68	W*00'00'08N		33.60'

6' MIDE	LEVEL 3 6' WIDE UTILITY EASEMENT € DATA TABLE			
LINE/ CURVE	DIRECTION DELTA	RADIUS	LENGTH	
L60	N13'29'18 'W		57.35'	
LB1	N77'48'20'E		104.03	
L62	N6472'16"E		65.81*	
L63	N57"38"02"E		395.04	
L64	N26'31'46"W		30.96'	
C25	907711*	3.00*	4.73'	
C26	10'14'43"	447.20	79.97	
L65	N74'00'08'E		17.17	
C27	1972'07	509.00'	170.58	

	VERIZON 6' WIDE UTILITY EASEMENT € DATA TABLE			
	LINE	DIRECTION DELTA	RADIUS	LENGTH
	L.81	514'54'52"E		3.85
İ	L82	S65'28'44"E		5.99'
	LB3	N7819'12'E		50.11'
	L84	N8274'50"E		48.10"
	C32	26'44'32"	100.00	46.67
	LB5	N55'30'18"E		45.31
	L86	N49'52'36'E		25.24
'	L87	N57'53'37"E		174.33
	L88	N5816'17'E		99.90*
	L89	N59'55'21'E		35.85
ļ	C33	11 58 03	250.00	52.22
	L90	N71'53'23"E		27.14
	C34	18'06'37"	550.00	173.85
	L91	S90100'00"E		24.76'
ı				

	DIEGO GAS & JTY EASEMENT		
LINE/ CURVE	DIRECTION DELTA	RADIUS	LENGTH
L69	N13"58"18"W		6.56'
L70	N8212'28'E		30.74
L71	N76'52'39"E		48.28'
L72	N7047'30'E		38.62'
L73	N65'25'27'E		13.16
ಯ	205705	98.00	35.83
L74	N57'33'47"E		338.10'
C31	32'26'13"	502.00	284.20*
L75	N90'00'00'E		33.83

RADIAL TABLE		
RADIAL DIRECTION RADIUS		
R1	N12'46'23"W	8982.03
R2	N18"26"46"W {N18"24"49"W	8000.00' 8000.00'}
R3	5974'04"E	95.00°

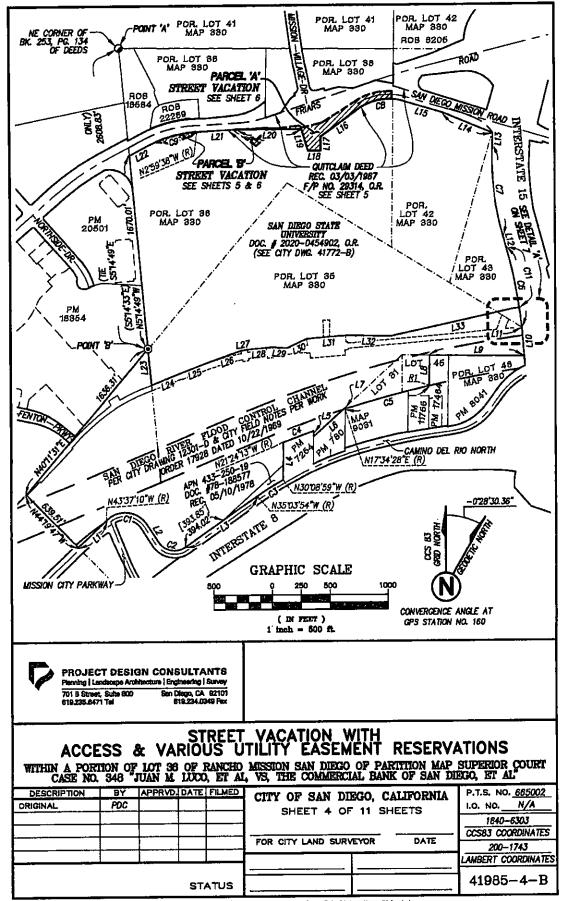


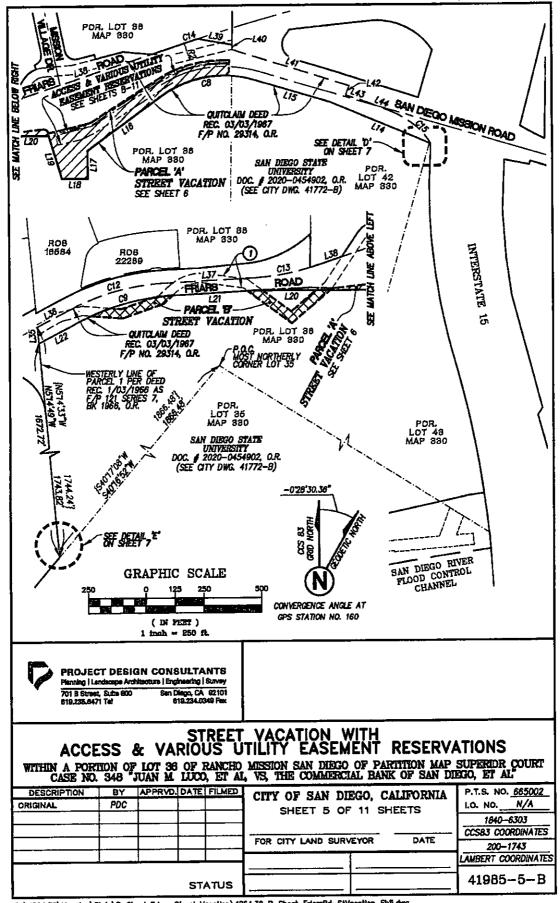
PROJECT DESIGN CONSULTANTS
Plensing | Landscape Architecture | Engineering | Survey
701 B Street, Suite 600 Sen Diago, CA 92101
619.235,6471 Tel 619.234.0349 Fex

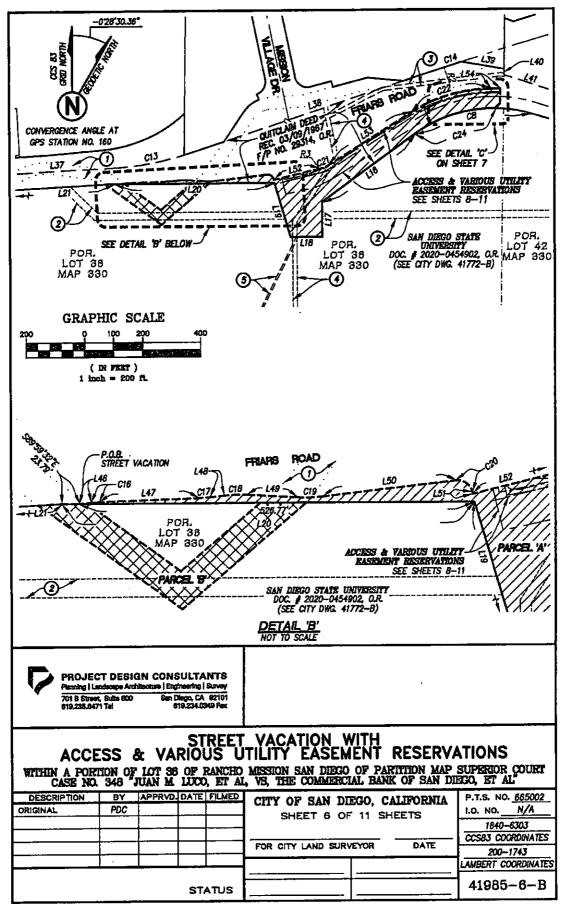
STREET VACATION WITH ACCESS & VARIOUS UTILITY EASEMENT RESERVATIONS

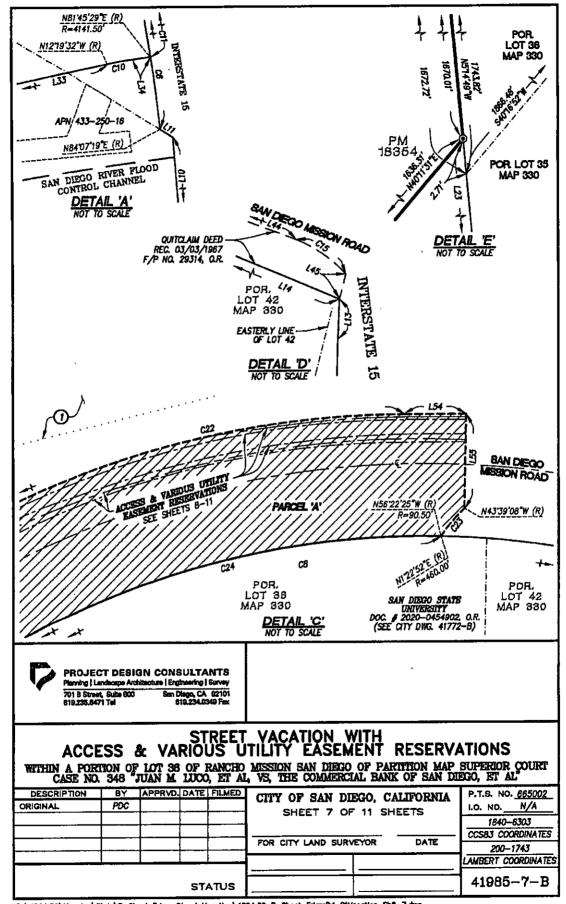
WITHIN A PORTION OF LOT 38 OF RANCHO MISSION SAN DIEGO OF PARITTION MAP SUPERIOR COURT CASE NO. 348 "JUAN M. LUCO, ET AL, VS, THE COMMERCIAL BANK OF SAN DIEGO, ET AL."

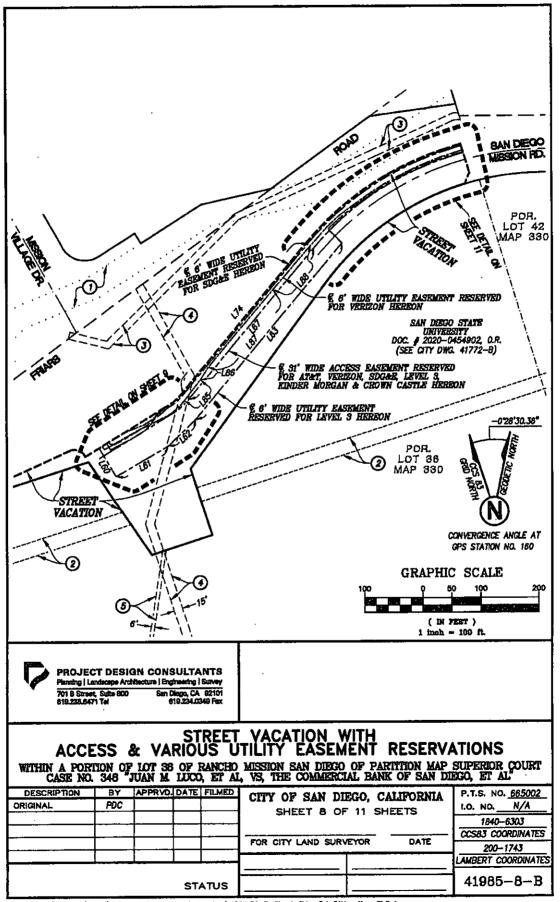
APPRVO DATE FILMED CITY OF SAN DIEGO, CALIFORNIA	P.T.S. NO. 665002
SHEET 3 OF 11 SHEETS	I.O. NO. N/A
	1840-6303
	CCS83 COORDINATES
FOR CITY LAND SURVEYOR DATE	200-1743
	LAMBERT COORDINATES
	41005 0 D
STATUS	41985-3-B

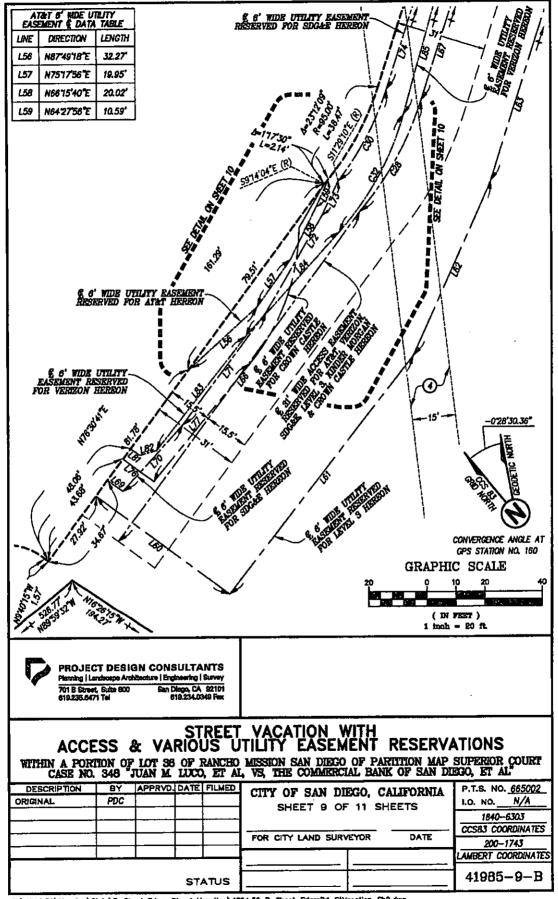


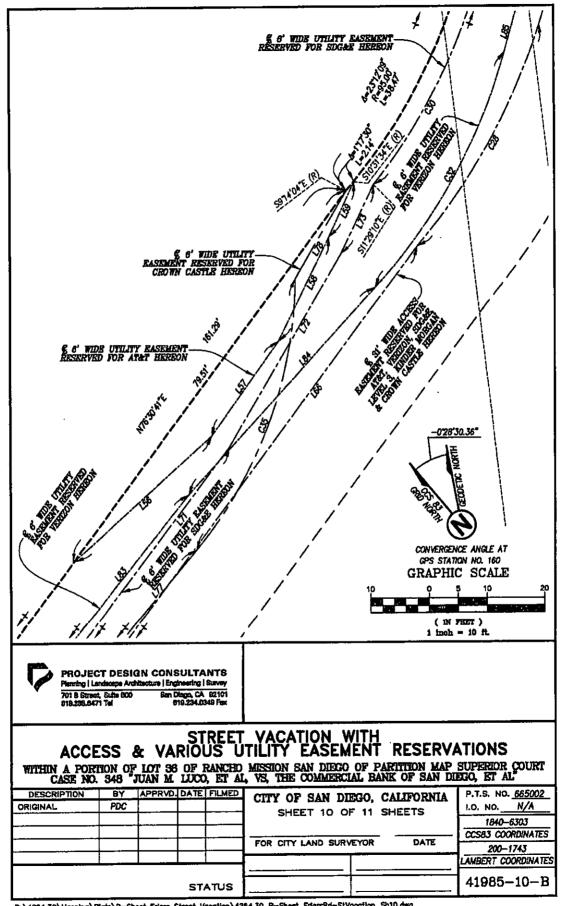


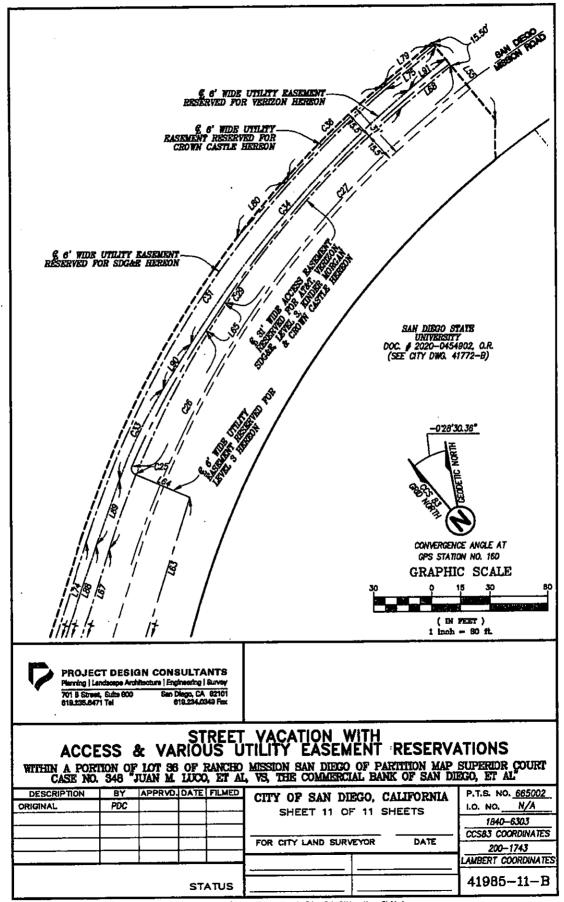


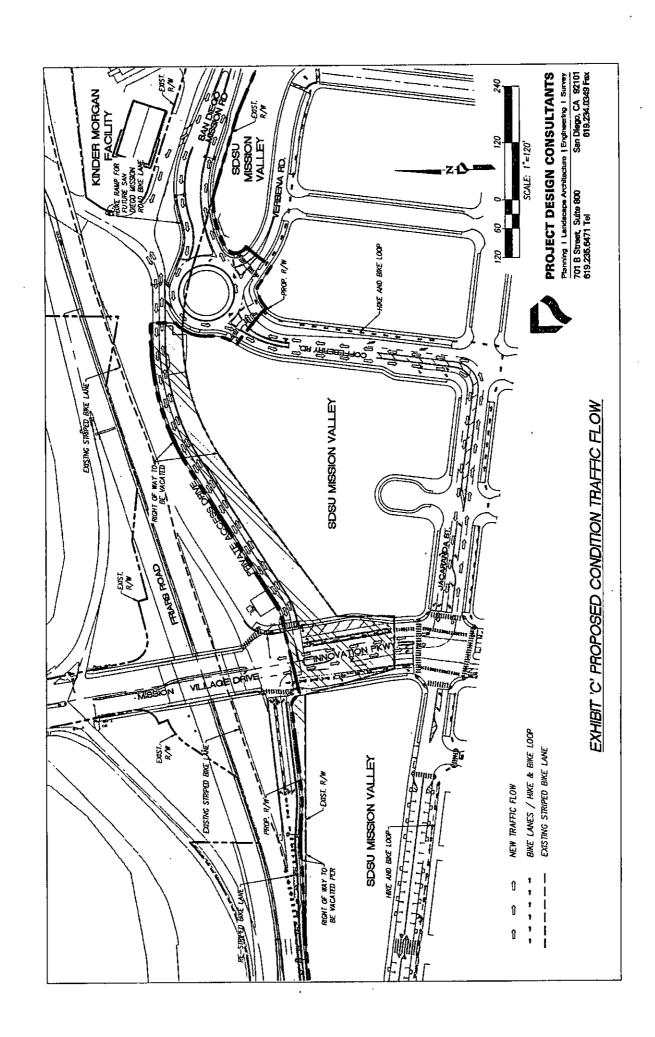












Passed by the Council of The C	ity of San Dieg	o on <u>A</u>]	PR 1 2 2022	_, by the following vote:	
		,			
Councilmembers	Yeas	Nays	Not Present	Recused	
Joe LaCava	2				
Jennifer Campbell	Z				
Stephen Whitburn	Z,				
Monica Montgomery St	eppe 🖊				
Marni von Wilpert	Z_{\parallel}				
Chris Cate	Z,				
Raul A. Campillo	Z				
Vivian Moreno	Z				
Sean Elo-Rivera	Z				
Oate of final passageAPR 1 2 2022 (Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.) TODD GLORIA					
AUTHENTICATED BY:		Mayor of The City of San Diego, California.			
(Seal)		ELIZABETH S. MALAND City Clerk of The City of San Diego, California.			
		ву Сол	nnie Pat	<i>மெல</i> ், Deputy	
	<u> </u>				
		Office of the	e City Clerk, San [Diego, California	