

No. 7

WEDNESDAY, MAY 13, 1981

RESOLUTION OF VACATION
OF A COUNTY HIGHWAY

VAC. 80-39

On motion of Supervisor Fordem , seconded by Supervisor Hedgecock, the following resolution is adopted:

WHEREAS, Subdivision (b) of Section 8324 of the Streets and Highways Code, provides that the Board of Supervisors may adopt a resolution vacating any county highway; and

WHEREAS, this Board has, pursuant to Section 8320 of the Streets and Highways Code, declared by resolution its intention to vacate the hereinafter described county highway on April 8, 1981 (Board Order No. 14); and

WHEREAS, after investigation the County Planning Commission has approved and recommended the proposed vacation (Document No. 619772); NOW THEREFORE

BE IT RESOLVED AND ORDERED that the vacation of the hereinafter described county highway is consistent with the General Plan of the County of San Diego; and

BE IT FURTHER RESOLVED that the Board of Supervisors finds that the vacation is not subject to the environmental review process; and

BE IT FURTHER RESOLVED by the Board of Supervisors that said hereinafter described highway is not useful as a non-motorized transportation facility and is unnecessary for present or prospective public use as a county highway; and

BE IT FURTHER RESOLVED by the Board of Supervisors that, pursuant to the procedures prescribed by Chapter 3 (commencing with Section 8320), Part 3, Division 9 of the Streets and Highways Code, the following described county highway is hereby vacated:

Parcel No. 81-0156-A

That portion of Seventh Avenue lying between Blocks 14 and 19 and Blocks 15 and 18 of Brimhall's Addition to Otay, according to Map thereof No. 598, filed in the Office of the County Recorder of the County of San Diego, State of California.

RESERVING AND EXCEPTING from vacation and abandonment easements and rights pursuant to any existing franchise or renewals thereof, or otherwise, at any time, or from time to time, to construct, maintain, operate, replace, remove, renew and enlarge lines of pipe, conduits, cables, wires, poles and other structures, equipment and fixtures for the operation of gas pipe lines, telegraphic and telephone lines and for the transportation or distribution of electrical energy and water and for incidental purposes including access to protect the property from all hazards in, upon, over and across the above described portions of highways proposed to be vacated and abandoned; and

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RESERVING AND ACCEPTING from vacation and abandonment easements and rights at any time and from time to time to construct, maintain, operate, replace, remove and renew sanitary sewers, storm drains and appurtenant structures including access to protect the property from all hazards in, upon, over and across the above described portions of highways proposed to be vacated and abandoned.

PASSED AND ADOPTED by the Board of Supervisors of the County of San Diego, State of California this 13th day of May, 1981, by the following vote:

AYES: Supervisors Fordem, Hedgecock and Eckert

NOES: Supervisors None

ABSENT: Supervisors None
Supervisors Hamilton and Bates are out of the room when the roll is called

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BOOK 1981
RECORDED IN THE OFFICE OF
Clerk of the Board of Supervisors
MAY 19 9 17 AM '81
OFFICIAL RECORDS
SAN DIEGO COUNTY, CA
VERA L. LYLE
RECORDER

STATE OF CALIFORNIA)
County of San Diego) ss.

NO FEE

I, PORTER D. CREMANS, Clerk of the Board of Supervisors of the County of San Diego, State of California, hereby certify that I have compared the foregoing copy with the original resolution passed and adopted by said Board, at a regular meeting thereof, at the time and by the vote therein stated, which original resolution is now on file in my office; that the same contains a full, true and correct transcript therefrom and of the whole thereof.

Witness my hand and the seal of said Board of Supervisors, this 13th day of May, 1981.

PORTER D. CREMANS
Clerk of the Board of Supervisors
By Georgia J. Higgins
Deputy

(SEAL)

APPROVED AS TO FORM AND LEGALITY
COUNTY COUNSEL

BY [Signature]
DEPUTY

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