

RESOLUTION NO. 2022-132

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ESCONDIDO, CALIFORNIA, OF INTENTION TO VACATE AND ABANDON A PORTION OF A PUBLIC STREET SPECIFICALLY DESCRIBED HEREIN, LOCATED IN THE CITY OF ESCONDIDO, AND SETTING A PUBLIC HEARING TO RECEIVE PROTESTS

WHEREAS, the vacation of a portion of a certain City street known as Pacific Avenue and more specifically identified and described in Exhibits "A" and "B" hereto, is needed; and

WHEREAS, the Escondido Planning Commission having made findings consistent with the proposed vacation of certain City streets to be consistent with the Escondido General Plan; and

WHEREAS, the City Council of the City of Escondido, California, having received the recommendations of the City Engineer, and being fully advised in the premises, finds that it is in the public interest and convenience to hold a public hearing in order to consider the City Council's intent to vacate and abandon a portion of the herein described street.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Escondido, California:

1. That the above recitations are true.
2. That it is the intention of the City Council to order a portion of a public street formerly known as Pacific Avenue, as more fully described in Exhibits "A" and "B" hereto, to be vacated, abandoned and closed to public use.
3. That portions of the public street proposed to be vacated are legally described in Exhibit "A" and depicted on plats in Exhibit "B." Exhibits "A" and "B" are attached to this resolution and are incorporated by this reference.

4. That this street vacation shall be conducted pursuant to the provisions of the Public Street, Highways and Service Easements Vacation Law, which act is now incorporated in Part 3, Division 9, Chap. 1 commencing at §8300 of the California Streets and Highways Code.

5. That notice is hereby given that the City Council will hear protests made by any person interested in or objecting to the said proposed street vacation at 5:00 p.m. on Wednesday, December 7, 2022, at the City Council Chambers, 201 North Broadway, Escondido, California.

6. That the City Clerk shall cause a copy of this resolution to be published consistent with the California Streets and Highways Code §8322, to post at least three notices of vacation along the line of the proposed street to be vacated at least two weeks prior to the hearing in accordance with California Streets and Highways Code §8323, and to send notice to affected public utility companies, if any, at least two weeks prior to the hearing.


PASSED, ADOPTED AND APPROVED by the City Council of the City of Escondido at a regular meeting thereof the 16th day of NOVEMBER, 2022 by the following vote to wit:

AYE : Councilmembers: GARCIA, INSCOE, MORASCO, MARTINEZ, MCNAMARA

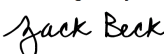
NOES : Councilmembers: NONE

ABSENT : Councilmembers: NONE

APPROVED:

DocuSigned by:

CAACE20782954D3...
PAUL MCNAMARA, Mayor of the
City of Escondido, California

ATTEST:

DocuSigned by:

A58535D0BDC1430...
ZACK BECK, City Clerk of the
City of Escondido, California

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EXHIBIT A VACATION OF PUBLIC RIGHT-OF-WAY

That portion of PACIFIC AVE, in the City of Escondido, County of San Diego, State of California, as shown on Map No. 527, Filed in the office of the County Recorder of San Diego, April 10, 1888, described as follows:

That portion of PACIFIC AVE located between the northeasterly boundary of Lot 9, Map No. 12465 and a straight line from the Northeast corner of Lot 20, Block 306, to the Southeast corner of Lot 21, Block 306, Map No. 527.

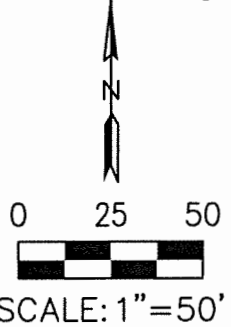
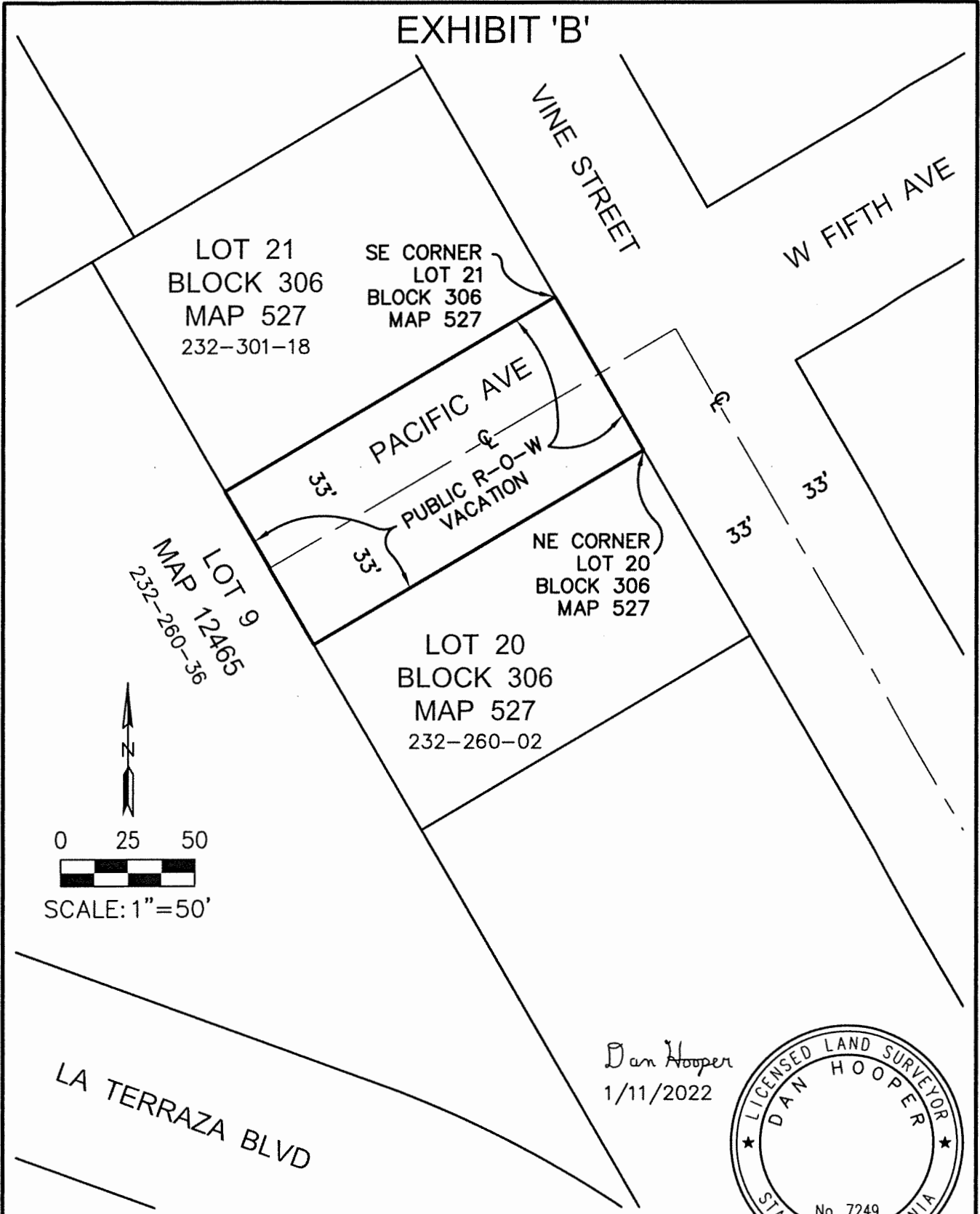
The area of this vacation is approximately 9,438 square feet.

This real property description has been prepared by me, or under my direction, in conformance with the Professional Land Surveyors' Act.

Signature: *Dan Hooper*
Dan Hooper, LS 7249
Date: January 11, 2022



EXHIBIT 'B'



Dan Hooper
1/11/2022

Location: PACIFIC AVE, ESCONDIDO, CA
Street created by: MAP NO. 527, FILED 4/10/1888
Type of Survey: VACATION OF PUBLIC R-O-W

HOOPER LAND COMPANY
 1642 Moon Rock Road, Fallbrook, CA. 92028 (760)723-2891