

RESOLUTION NO. _____

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
CHULA VISTA ORDERING THE SUMMARY VACATION OF
A PORTION OF TELEGRAPH CANYON ROAD

WHEREAS, in September 2019, owners of lots 19-38 of the Telegraph Knolls Subdivision requested approval of the partial vacation of Telegraph Canyon Road between Hilltop Drive and Melrose Avenue at the northerly edge of said Subdivision; and

WHEREAS, Telegraph Canyon Road was created, dedicated, and accepted by the County of San Diego with the recordation of Grant Deed No. 121961 on August 13, 1957, and subsequently acquired by the City; and

WHEREAS, in December 2019, Engineering & Capital Projects staff determined that the vacation of the 22-foot southerly right-of-way of Telegraph Canyon Road at the location in question would not adversely impact the adopted General Plan Circulation Element; and

WHEREAS, in December 2019, Engineering & Capital Projects staff determined that the vacation of the 22-foot southerly right-of-way of Telegraph Canyon Road is not required for street or highway purposes and the City has no future public use for this land; and

WHEREAS, California Streets and Highways Code Sections 8334(a) and 8335 provide that the legislative body of a local agency may summarily vacate, via resolution, excess right-of-way of a street or highway if it is not required for street or highway purposes; and

WHEREAS, City staff recommends that the City Council adopt this resolution to summarily vacate a portion of Telegraph Canyon Road; and

WHEREAS, upon such recordation, the vacation shall be deemed complete.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Chula that:

1. This vacation is made in accordance with Division 9, Part 3, Chapter 4, Article 2, Section 8334(a) of the California Streets and Highways Code.
2. This action summarily vacates the southerly 22 feet of Telegraph Canyon Road as shown, dedicated, and accepted in Grant Deed No. 121961 on August 13, 1957 and depicted on Map 3665 which concerns right-of-way within, on, above, and over lots 19-38 of the Telegraph Knolls Subdivision as shown on Map 3665.
3. The vacated land is not required for street or highway purposes and has no current or future planned public use.

4. From and after the date this resolution is recorded, the southerly 22 feet of Telegraph Canyon Road, dedicated and accepted in Grant Deed No. 121961, is vacated and no longer constitutes a public street.

BE IT FURTHER RESOLVED by the City Council of the City of Chula Vista that it authorizes and directs the City Clerk to cause a certified copy of this resolution of vacation, attested by the City Clerk, to be recorded without acknowledgment, certificate of acknowledgment, or further proof in the Office of the Recorder of the County of San Diego.

BE IT FURTHER RESOLVED by the City Council of the City of Chula Vista that it authorizes and directs the City Manager, or designee, to execute such further documentation, and to cause the same to be recorded, as necessary or convenient to effectuate the purpose of this resolution.

Presented by:

Approved as to form by:

William S. Valle, PE
Director of Engineering & Capital
Projects/City Engineer

Glen R. Googins
City Attorney