

RESOLUTION NO. _____

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
CHULA VISTA ORDERING A SUMMARY VACATION OF A
PORTION OF AN EXISTING SLOPE EASEMENT LOCATED
WITHIN THE SDG&E SALT CREEK SUBSTATION LAND

WHEREAS, San Diego Gas and Electric (SDG&E) is currently completing construction of the Salt Creek Substation located south of Hunte Parkway and east Exploration Falls Drive (SDG&E Land); and

WHEREAS, this construction has eliminated the need for a portion of a slope easement held by the City within the SDG&E Land; and

WHEREAS, SDG&E has requested that the City of Chula Vista (City) vacate this portion of the easement, as legally described in a legal description designated as Exhibit A and more particularly shown on a map designated as Exhibit A1 both of which are attached hereto and by this reference made a part hereof; and

WHEREAS, Division 9, Part 3, Chapter 4, Section 8333(a) of the California Streets and Highways Code states that the legislative body of a local agency may summarily vacate a public service easement if the easement has not been used for the purpose for which it was dedicated or acquired for five consecutive years preceding the proposed vacation; and

WHEREAS, the subject slope easement was granted to the City in 2010 and has never been maintained by the City or used for the purpose for which it was dedicated or acquired; and

WHEREAS, there are no other easements in the area affected by this vacation and City will retain all other existing rights and easements.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Chula Vista, that it orders the summary vacation of a portion of an existing slope easement as described and depicted in Exhibits A and A1 attached hereto; and

BE IT FURTHER RESOLVED that the City Clerk is authorized and directed to cause a certified copy of this resolution to be recorded in the Official Records of the Office of the County Recorder, San Diego County, in accordance with Section 8336 of the California Streets and Highways Code, and upon such recordation the vacation of the portion of the existing slope easement shall be complete.

Presented by

Approved as to form by

Eric Crockett
Director, Economic Development

Glen R. Googins
City Attorney