

Attachment D –
A RESOLUTION OF THE BOARD OF
SUPERVISORS OF THE COUNTY OF
SAN DIEGO VACATING THE OPEN
SPACE EASEMENT

Resolution No. _____
Meeting Date: _____

**A RESOLUTION OF THE
BOARD OF SUPERVISORS OF THE
COUNTY OF SAN DIEGO VACATING AN
OPEN SPACE EASEMENT
PDS2023-VAC-23-003**

WHEREAS, Gleich Properties, LLC C/O Randy Lang requested the vacation of nine individual lots (recorded as Open Space on Final Map 16556 as lots 92, 135-141, and 143) located northeast of the extension of Mast Boulevard, west of Pinery Grove, and east of Ranchitos Place in the Lakeside Community Planning area, within unincorporated San Diego County (APN 379-024-23); and

WHEREAS, Streets and Highway Code section 8324 provides that the Board of Supervisors may, by Resolution, vacate any such easement; and

WHEREAS, pursuant to notice duly published and posted in accordance with law, the Board held a public hearing on the proposed Vacation and received the testimony and reports of all interested persons and agencies.

NOW, THEREFORE, IT IS HEREBY RESOLVED that the Board of Supervisors makes the following findings and determinations:

1. It is hereby found that the Vacation of the subject easement and the use or development of the property facilitated thereby is in conformance with Policy I-103, subsection 1, which states the vacation shall be in conformance with the County General Plan, with respect to location, purpose and extent because the proposed project is subject to the Village General Plan Regional Category, with the (21) Specific Plan Land Use Designation of the Regional Land Use Element, with the Upper San Diego River Improvement Project Specific Plan and the Lakeside Community Plan. The (21) Specific Plan Area Land Use Designation is consistent with the Specific Plan (S88) zone that permits the residential and industrial use type. In addition, the project would be consistent with General Land Use Element Policies LU-7 and LU.9.8 because the existing use on the adjacent parcel will continue their agricultural operation after an agreement was reached with the agricultural operation and the subject parcel's property owners, and because all required public services are available to the site's proposed homes and industrial uses. Furthermore, the project would comply with General Plan Conservation and Open Space Element Policy COS-21.1 because the proposed project would provide a park for public use.
2. It is hereby found that the subject easement to be vacated is consistent with Policy I-103, subsection 2, requiring that the easement must be unnecessary as a present or prospective public use as a public service easement, because the easement was never intended for prospective

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public use. The easement to be vacated was created pursuant to a condition in the tentative map for the project, and was always intended to be temporary, remaining in place until such time as the project proponent reached an agreement to install concrete floors in the chicken houses of the neighboring egg ranch. This agreement has now been concluded, the purpose of the condition in the tentative map and easement itself fulfilled, and the easement is no longer necessary.

3. It is hereby found that the Vacation of the subject easement and the use or development of the property facilitated thereby is consistent with Policy I-103, subsection 3, which requires the project to comply with CEQA and State and County Guidelines, because 15162 CEQA findings and an Addendum were prepared, and a review of those findings indicate that there are no significant environmental impacts associated with this project.

BE IT FURTHER RESOLVED that the street, highway, or public service easement described below is hereby vacated pursuant to Streets and Highways Code Section 8324, from and after the date this resolution is recorded the described easement no longer constitutes a public service easement, and the Clerk of the Board shall cause a copy of this Resolution to be recorded pursuant to Streets and Highways Code Section 8325 at the close of the public hearing.

DESCRIPTION OF PUBLIC STREET, HIGHWAY, OR PUBLIC SERVICE EASEMENT:

(See Attached Exhibit A)

cc: Gleich Properties, LLC C/O Randy Lang, 9370 Sky Park Court, Suite 230 San Diego, CA 92123

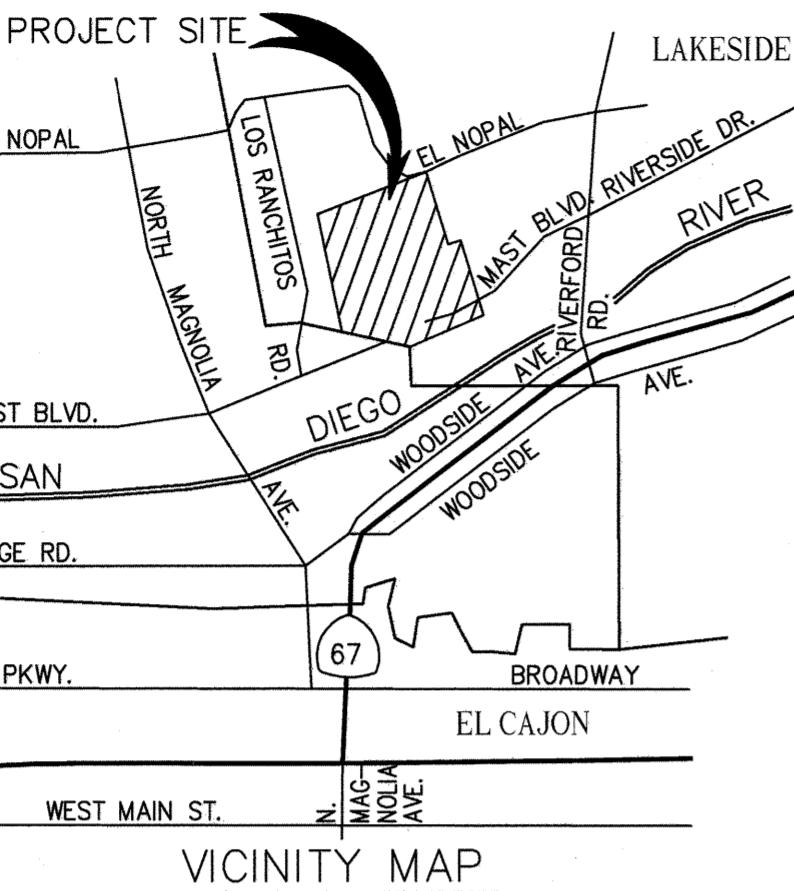
email cc:

Angelica Truong, Planning Manager, PDS
Mark Slovick, Deputy Director, PDS
Lakeside Community Planning Group

COUNTY OF SAN DIEGO TRACT NO. 5203-1

INDEX SHEET

LAKESIDE COMMUNITY AREA



DIRECTIONS TO SITE:
SEE THOMAS BROTHERS MAP, SAN DIEGO COUNTY, 1999 EDITION
PAGE 1231, GRID F-G/3

