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RECORDING REQUESTED BY DEPARTMENT OF GENERAL
SERVICES FOR THE BENEFIT OF THE COUNTY OF SAN DIEGO
PER GOVERNMENT CODE SECTION 27383

**WHEN RECORDED, PLEASE RETURN
THIS INSTRUMENT TO:**

(MAIL STATION A45)

Clerk, Board of Supervisors
San Diego County Administration Center
1600 Pacific Highway
San Diego, California 92101

DOC# 2025-0240035



Aug 29, 2025 10:20 AM
OFFICIAL RECORDS
JORDAN Z. MARKS,
SAN DIEGO COUNTY RECORDER
FEES: \$0.00 (SB2 Atkins: \$0.00)

PAGES: 6

SPACE ABOVE FOR RECORDER'S USE ONLY

Assessor No.: 403-380-42

Meeting Date: August 27, 2025(FL01)
RESOLUTION No. : 25-095

**RESOLUTION TO SUMMARILY VACATE A DRAINAGE EASEMENT,
IN THE ALPINE AREA (VACATION NO. 2024-0212) (DISTRICT 2)**

WHEREAS, an Easement for Drainage was granted to the San Diego County Flood Control District, per document recorded in the Office of the County Recorder of San Diego County, California, on August 6, 1999, as Doc. No. 1999-0545492; and

WHEREAS, the County of San Diego, Department of General Services, Real Estate Division, upon application by the owner of Assessor's Parcel Number (APN) 403-380-42, has requested to summarily vacate said drainage easement, as more specifically described in Exhibit "A" and depicted in Exhibit "B" attached hereto; and

WHEREAS, the California Streets and Highways Code, at Chapter 4, of Part 3, of Division 9, commencing with Section 8330 and following, provides for the summary vacation of such interests; and

WHEREAS, after investigation, County of San Diego Flood Control District (District) recommends approval of the proposed vacation.

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of the District makes the following findings and determinations:

1. The drainage easement, as described in Exhibit "A," is determined to be excess public service easement not required for the purpose for which it was obtained pursuant to California Streets and Highways Code section 8333 because the District has no facilities within the easement, it is not extended downstream on the adjacent properties and the proposed design of the subject property will be managing the runoff without utilizing the easement limits.
2. The summary vacation conforms to the San Diego County General Plan pursuant to California Streets and Highways Code section 8313 and Government Code section 65402.
3. The drainage easement is not useful as a non-motorized transportation facility pursuant to California Streets and Highways Code sections 892 and 8314.
4. There are no in-place public utility facilities that are in use and would be affected by the vacation pursuant to California Streets and Highways Code section 8334.5.
5. The proposed summary vacation is in the public interest because there is a public convenience associated with the removal of encumbrances from private lands that are not needed for public service easement purposes. This action would also relieve the District of potential liabilities associated with ownership of an unnecessary public service easement.

BE IT FURTHER RESOLVED AND ORDERED that the drainage easement is hereby summarily vacated pursuant to Division 9, Part 3, Chapter 4, Sections 8330-8336, of the California Streets and Highways Code; the Clerk of the Board of Supervisors shall cause a copy of this Resolution, including Exhibit "A" and "B" to be recorded pursuant to California Streets and Highways Code section 8336; and from and after the date of the recording of this Resolution, the subject area no longer constitutes a right-of-way, street, highway or public service easement.

THE FACTS UPON WHICH THIS VACATION IS MADE ARE AS FOLLOWS:

The drainage easement area proposed for summary vacation is located in the unincorporated area of the San Diego County in the vicinity of Alpine. The drainage easement was acquired by the District in the document entitled "Drainage Easement", per document recorded in the Office of the County Recorder of San Diego County, California, on August 6, 1999, as Document No. 1999-0545492 of Official Records. The drainage easement does not authorize and is not planned for use for non-motorized

transportation. Therefore, the proposed area to be summarily vacated is not useful as a non-motorized transportation facility pursuant to Streets and Highways Code sections 892 and 8314. The Department of Planning and Development Services confirmed the proposed summary vacation is in conformance with the County of San Diego General Plan in a letter dated May 27, 2025. No easement reservations are required because there are no in-place public utility facilities in use that would be affected by the proposed vacation. The District determined there is no current or future need for this drainage easement because the District has no facilities within the easement, it is not extended downstream on the adjacent properties and the proposed design of the subject property will be managing the runoff without utilizing the easement limits. The drainage easement to be summarily vacated is located entirely within the applicant's property and is more particularly described in Exhibit "A." No property owner would be land-locked as a result of the proposed vacation. Therefore, the drainage easement may be summarily vacated pursuant to State of California Streets and Highways Code Section 8333 because the District has determined the easement is not used or needed for any present or prospective public service use.

The proposed summary vacation is in the public interest because there is a public convenience associated with the removal of encumbrances from private lands that are not needed for public service easement purposes. This action would also relieve the District of potential liabilities associated with ownership of an unnecessary public service easement.

**LEGAL DESCRIPTION OF DRAINAGE EASEMENT
TO BE SUMMARILY VACATED**

SEE EXHIBIT "A" LEGAL DESCRIPTION, ATTACHED HERETO CONSISTING OF ONE (1) PAGE, AND MADE A PART HEREOF, AND DEPICTED ON EXHIBIT "B," ATTACHED HERETO, CONSISTING OF ONE (1) PAGE, FOR ILLUSTRATIVE PURPOSES ONLY.

Approved as to Form and Legality:
DAVID J. SMITH, Acting County Counsel
By: THOMAS L. BOSWORTH, Senior Deputy County Counsel

EXHIBIT "A"
LEGAL DESCRIPTION
SAN DIEGO COUNTY FLOOD CONTROL DISTRICT
DRAINAGE EASEMENT VACATION

ALL THAT CERTAIN EASEMENT FOR STORM DRAIN AND APPURTENANCES OVER, UNDER, ALONG AND ACROSS THAT PORTION OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF SECTION 28, TOWNSHIP 15 SOUTH, RANGE 2 EAST, SAN BERNARDINO MERIDIAN, IN THE COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, BEING A STRIP OF LAND 10.00 FEET WIDE AND LYING 5.00 FEET ON EACH SIDE OF THE CENTERLINE, AS DESCRIBED IN THE DOCUMENT RECORDED AUGUST 06, 1999 AS DOCUMENT NUMBER 1999-0545492 IN THE COUNTY RECORDER'S OFFICE OF SAID COUNTY.

PREPARED BY:

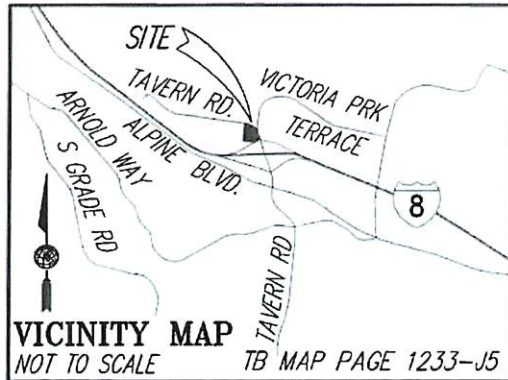
OMEGA ENGINEERING CONSULTANTS, INC.

 5/7/2025
SEAN M. SAVAGE DATE
L.S. 9109



PAGE 1 OF 1

DRAINAGE EASEMENT VACATION

LEGEND:

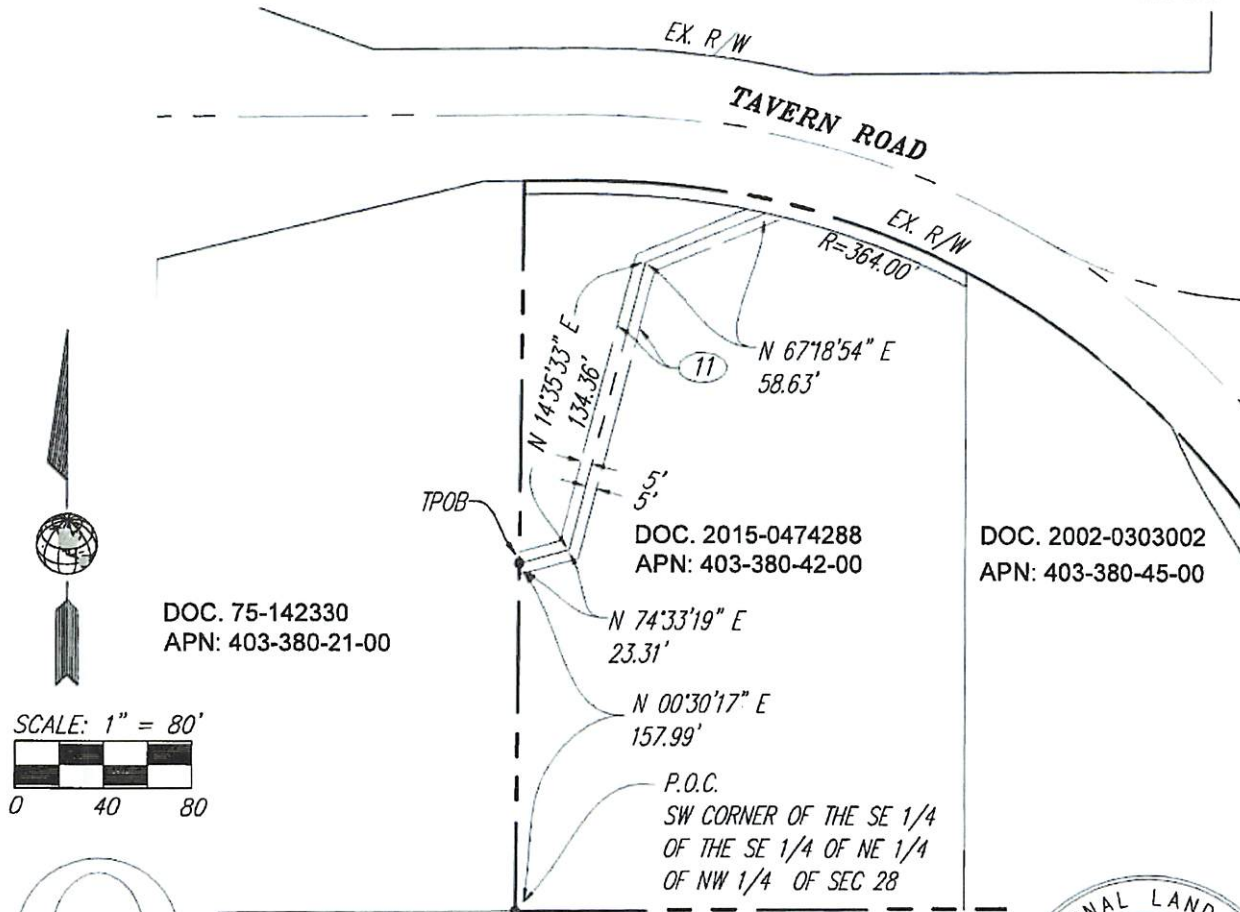
- P/L — EXISTING BOUNDARY LINE
 — RIGHT OF WAY LINE
 — — — EXISTING STREET CENTERLINE
 — — — EXISTING LOT LINE
 [] EXISTING EASEMENT TO BE VACATED
 (AREA=2,150.3 S.F.)

ASSESSORS PARCEL NO.

403-380-42-00, 403-380-45-00, & 403-380-46-00

EASEMENTS

- (11) EASEMENT FOR FLOOD DRAINAGE CHANNEL AND
 INCIDENTAL PURPOSES IN FAVOR OF SAN DIEGO COUNTY
 FLOOD CONTROL DISTRICT, RECORDED AUGUST 6, 1999 AS
 INSTRUMENT NO. 1999-0545492 OF OFFICIAL RECORDS.




ENGINEERING CONSULTANTS

4320 VIEWRIDGE AVE. SUITE C
 SAN DIEGO, CA 92123
 PH: (858) 634-8620 FAX: (858)-634-8627


 SEAN M. SAVAGE, PLS 9109 DATE 6/7/2025



ON MOTION of Director Desmond, seconded by Director Montgomery Steppe, the above Resolution was passed and adopted by the Board of Directors of the San Diego County Flood Control District, State of California, on this 27th day of August 2025, by the following vote:

AYES: Aguirre, Lawson-Remer, Montgomery Steppe, Desmond

RECUSED: Anderson

STATE OF CALIFORNIA)
County of San Diego) §

I hereby certify that the foregoing is a full, true and correct copy of the Original Resolution entered in the Minutes of the Board of Directors of the San Diego County Flood Control District, State of California.

ANDREW POTTER
Clerk of the Board of Directors

By: 
Janelly Valdivia, Deputy



Resolution No.: 25-095
Meeting Date: 08/27/2025 (FL01)