

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

SPACE ABOVE FOR RECORDER'S USE ONLY

Assessor No.: 103-222-07, 103-222-11, 103-222-14, 103-222-16,
103-222-18, 103-222-20, 103-222-23, and 103-222-24

RESOLUTION No. : _____
Meeting Date: August 27, 2025

**RESOLUTION TO SUMMARILY VACATE A PORTION OF AN UNNAMED ALLEY, IN
THE FALLBROOK COMMUNITY PLAN AREA (VAC 2023-0205)**

WHEREAS, an unnamed alley was dedicated to the County of San Diego (County) per Map of a Part of West Fallbrook Townsite, according to Map No. 824, Filed November 17, 1896; and

WHEREAS, the owner of Assessor's Parcel Numbers (APNs) 103-222-07, -11, -14, -16, -18, -20, -23, and -24 has requested that the County of San Diego, General Services, Real Estate Division, summarily vacate a portion of the unnamed alley adjacent to their properties, 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 Public Works recommends approval of

the proposed vacation.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of the County of San Diego makes the following findings and determinations:

1. The portion of the unnamed alley as described in Exhibit “A,” is determined to be excess right-of-way not required for street or highway purposes pursuant to California Streets and Highways Code section 8334 because the alley is not County-maintained, and is not part of the General Plan Mobility Element. Therefore, the Board finds that unnamed alley may be summarily vacated pursuant to California Streets and Highways Code section 8334.

2. The proposed 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 portion of the unnamed alley to be vacated 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 that would be affected by the vacation pursuant to California Streets and Highways Code section 8334.5. Therefore, in place public utility facilities will not be affected by the proposed 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 an encumbrance from private lands that is no longer needed for public road purposes and in this case, there is also a public benefit through improved use of the lands made available by the vacation.

BE IT FURTHER RESOLVED AND ORDERED that the portion of the unnamed alley 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 portion of the unnamed alley proposed for summary vacation is located in the unincorporated area of the County in the vicinity of Fallbrook, in the Fallbrook Community Plan Area. The portion to

be vacated was dedicated to the County of San Diego (County) as a 16-foot-wide unnamed alley per Map of a Part of West Fallbrook Townsite, according to Map No. 824, Filed November 17, 1896. The Department of Parks and Recreation has determined the portion of unnamed alley to be vacated is not needed for trail purposes because there are no community adopted trails or pathways planned for this area in the General Plan Community Trails Network that could utilize the portion of alley for public trail. 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 vacations are in conformance with the County of San Diego General Plan in a letter dated August 28, 2024. Public Works determined there is no current or future need for this portion of unnamed alley to be vacated because it is not County-maintained, and is not part of the General Plan Mobility Element. The portion of the unnamed alley to be summarily vacated is located between the properties owned by the applicant, more particularly described in Exhibit “A.” No property owner would be land-locked as a result of the proposed vacation. Therefore, the easement is excess right-of-way not required for street or highway purposes.

The proposed summary vacation is in the public interest because there is a public convenience associated with the removal of an encumbrance from private land that is no longer needed for public road purposes and in this case, there is also a public benefit through improved use of the land made available by the vacation.

LEGAL DESCRIPTION OF REAL PROPERTY 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