

RESOLUTION NO. 200340 JUL 21 1970

A RESOLUTION ESTABLISHING AN UNDERGROUND
UTILITY DISTRICT TO BE KNOWN AND DENOMINATED
AS THE UNIVERSITY AVENUE UNDERGROUND UTILITY
DISTRICT.

WHEREAS, by Resolution No. 200159, a public hearing was called for on JUL 21 1970 at the hour of 9:30 a.m. in the Council Chambers of the City Administration Building, 202 "C" Street, San Diego, California, to determine whether the public health, safety or general welfare require the removal of poles, overhead wires and associated overhead structures and the underground installation of wires and facilities for supplying electric, communication, community antenna television or similar or associated service within that certain area of the City of San Diego all as more particularly shown on that certain map entitled University Avenue Underground Utility District dated June 17, 1970, a copy of which is on file in the office of the City Clerk as Document No. 732436; and

WHEREAS, notice of such hearing has been given by the City Clerk to all affected property owners as defined in Chapter VI, Article 1, Division 5 of the San Diego Municipal Code, and the utilities concerned in the manner and for the time required by law; and

WHEREAS, such hearing has been duly and regularly held and all persons interested have been given an opportunity to be heard; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, as follows:

(1) That the City Council does hereby find and determine that the public health, safety and general welfare require

the removal of poles, overhead wires and associated overhead structures and the underground installation of wires and facilities for supplying electric, communication, community antenna television or similar or associated service within the area set forth above and that pursuant to Chapter VI, Article 1, Division 5 of the San Diego Municipal Code, the above described area is hereby declared to be an underground utility district in the City of San Diego, and the map and document referred to above are hereby incorporated as a part of this resolution.

BE IT FURTHER RESOLVED, that pursuant to Chapter VI, Article 1, Division 5 of the San Diego Municipal Code the following exception shall be allowed in said underground utility district:

(1) New or existing pole-to-ground guy wires necessary to support overhead facilities outside the boundary of the district.

BE IT FURTHER RESOLVED, that the City Council does hereby fix the date of March 1, 1971 as the date upon which the property in the District must be ready to receive underground service, and does hereby order the removal of all poles, overhead wires and associated overhead structures and the underground installation of wires and facilities for supplying electric, communication, community antenna television or similar or associated service within said District by June 18, 1971.

BE IT FURTHER RESOLVED, that the City Clerk be and he is hereby instructed to notify all affected persons as defined in Chapter VI, Article 1, Division 5 of the San Diego Municipal Code, and all affected utility companies of the adoption of this resolution within ten (10) days after the date of such adoption.

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The City Clerk shall further notify said affected persons as defined in Chapter VI, Article 1, Division 5 of the San Diego Municipal Code of the necessity that if they desire to continue to receive electric, communication, community antenna television or similar or associated service, they shall provide, at their own expense, all necessary facility changes on their premises so as to receive underground service from the lines relocated underground of the supplying utility company subject to applicable rules, regulations and tariffs of the respective utility company on file with the Public Utilities Commission of the State of California as of the date of adoption of this resolution and subject to all other applicable requirements of State law and City ordinances. The Clerk's notification shall be made in the manner provided in Chapter VI, Article 1, Division 5 of the San Diego Municipal Code.

BE IT FURTHER RESOLVED, that the City Council hereby finds that the underground utility district created herein is required by the public health, safety and general welfare for the following reason:

(1) Streets, roads or right of ways in the District are extensively used by the general public carrying a heavy volume of pedestrian or vehicular traffic.

APPROVED: JOHN W. WITT, City Attorney

By 
C. M. Fitzpatrick, Chief Deputy

Passed and adopted by the Council of The City of San Diego on JUL 21 1970,
 by the following vote:

RECEIVED
 CITY CLERK'S OFFICE

1970 JUN 24 PM 12:33

SAN DIEGO, CALIF.

Councilmen	Yeas	Nays	Excused	Absent
Helen Cobb	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sam T. Loftin	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Henry L. Landt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Leon L. Williams	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Floyd L. Morrow	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bob Martinet	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Allen Hitch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mike Schaefer	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Mayor Frank Curran	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

FRANK CURRAN
 Mayor of The City of San Diego, California.

JOHN LOCKWOOD
 City Clerk of The City of San Diego, California.

(Seal)

By Elfa Z. Hamel, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number 200340 Adopted JUL 21 1970