

RESOLUTION NO. 201607

JAN 12 1971

A RESOLUTION ESTABLISHING AN UNDERGROUND UTILITY DISTRICT TO BE KNOWN AND DENOMINATED AS THE IMPERIAL AVENUE-40TH STREET UNDERGROUND UTILITY DISTRICT.

WHEREAS, by Resolution No. 201424, a public hearing was called for on JAN 12 1971

at the hour of 9:30 a.m. in the Council Chamber 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 more particularly described as follows:

The easterly 80 feet of Lots E and F, Block 1, Central Homestead, Map No. 358; all of Lots 13 through 24, Block 2, F. H. Zschockel's Subdivision, Map No. 397, excepting the westerly 61.1 feet therefrom; the westerly 75 feet of that portion of P. L. 1344 designated as Mountain View Park, located between Ocean View Drive and Franklin Avenue; all of that portion of P. L. 1344 designated as Mountain View Park lying between Franklin Avenue and Imperial Avenue; all that portion of Lot 48, Rancho Mission (Horton's Purchase), Map No. 283 lying between the southerly property line of Imperial Avenue and a line parallel to and 150 feet southerly of the

City of San Diego boundary line; all that portion of Lot 49, Rancho Mission (Horton's Purchase), Map No. 283 lying between the southerly line of Imperial Avenue and a line parallel to and 150 feet southerly from the City of San Diego boundary; all that portion of Greenwood Memorial Park Unit No. 1, Map No. 6056 lying between the northerly line of said subdivision and a line parallel to and 150 feet distant from the City of San Diego Boundary line; all that portion of Lot 51, Rancho Mission (Horton's Purchase), Map No. 283 lying between the southerly line of Imperial Avenue and a line parallel to and 50 feet southerly of the southerly line of Imperial Avenue and between the easterly line of 45th Street and the westerly line of Hardford Subdivision, Map No. 4821; the northerly 40 feet of Lot 3, Hardford Subdivision, Map No. 4821; all that portion of Lot 51, Rancho Mission (Horton's Purchase), Map No. 283 lying between the south line of Imperial Avenue and a line parallel to and 100 feet southerly of the south line of Imperial Avenue, and between the easterly line of Lot 3, Hardford Subdivision, Map No. 4821, and the westerly line of West Street; all that portion of the northerly 100 feet of R.O.S. 3544; Lots 1 and 2, Darlene Subdivision, Map No. 5104; all that portion of the west 1/2 of Lot 44, Rancho Mission (Horton's Purchase), Map No. 283 lying between the northerly line of Imperial Avenue and a line parallel to and 150 feet northerly of the north line of Imperial Avenue and between the City of San Diego boundary along 45th Street and the westerly right of way line of interstate freeway designated as I-805;

said district to include the public right of way as follows:

40TH STREET between the north line of Ocean View Drive and a line parallel to and 130 feet, measured along the east line of Boundary Street, northerly of the north line of Imperial Avenue; FRANKLIN AVENUE between a line parallel to and 80 feet westerly of the west line of 40th Street and a line parallel to and 50 feet easterly of the east line of 40th Street; BOUNDARY STREET between

the westerly prolongation of the southerly line of Imperial Avenue and a line parallel to and 25 feet northerly of the north line of Sierra Vista, Map No. 1295; that portion of IMPERIAL AVENUE in the City of San Diego between the easterly prolongation of the northerly line of 40th Street and the westerly right of way line of interstate freeway designated as I-805; that portion of 45TH STREET lying in the City of San Diego, between a line parallel to and 115 feet southerly of the City of San Diego Boundary line along Imperial Avenue and a line parallel to and 150 feet north of the northerly line of Imperial Avenue; that portion of WEST STREET lying between the southerly line of Imperial Avenue and a line parallel to and 100 feet southerly of the south line of Imperial Avenue; that portion of the ALLEY between West Street and 41st Street lying between the southerly line of Imperial Avenue and a line parallel to and 50 feet southerly of the south line of Imperial Avenue; that portion of 46TH STREET lying between the southerly line of Imperial Avenue and a line parallel to and 50 feet southerly of the southerly line of Imperial Avenue;

and all as more particularly shown on that certain map entitled Imperial Avenue-40th Street Underground Utility District dated October 23, 1970, a copy of which is on file in the office of the City Clerk as Document No. 734252 and attached hereto and incorporated herein as Exhibit A; 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:

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:

That a cable pole and anchor be installed at the southwest corner of 46th Street and Imperial Avenue.

BE IT FURTHER RESOLVED, that the City Council does hereby fix the date of August 30, 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 December 15, 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. 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:

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.

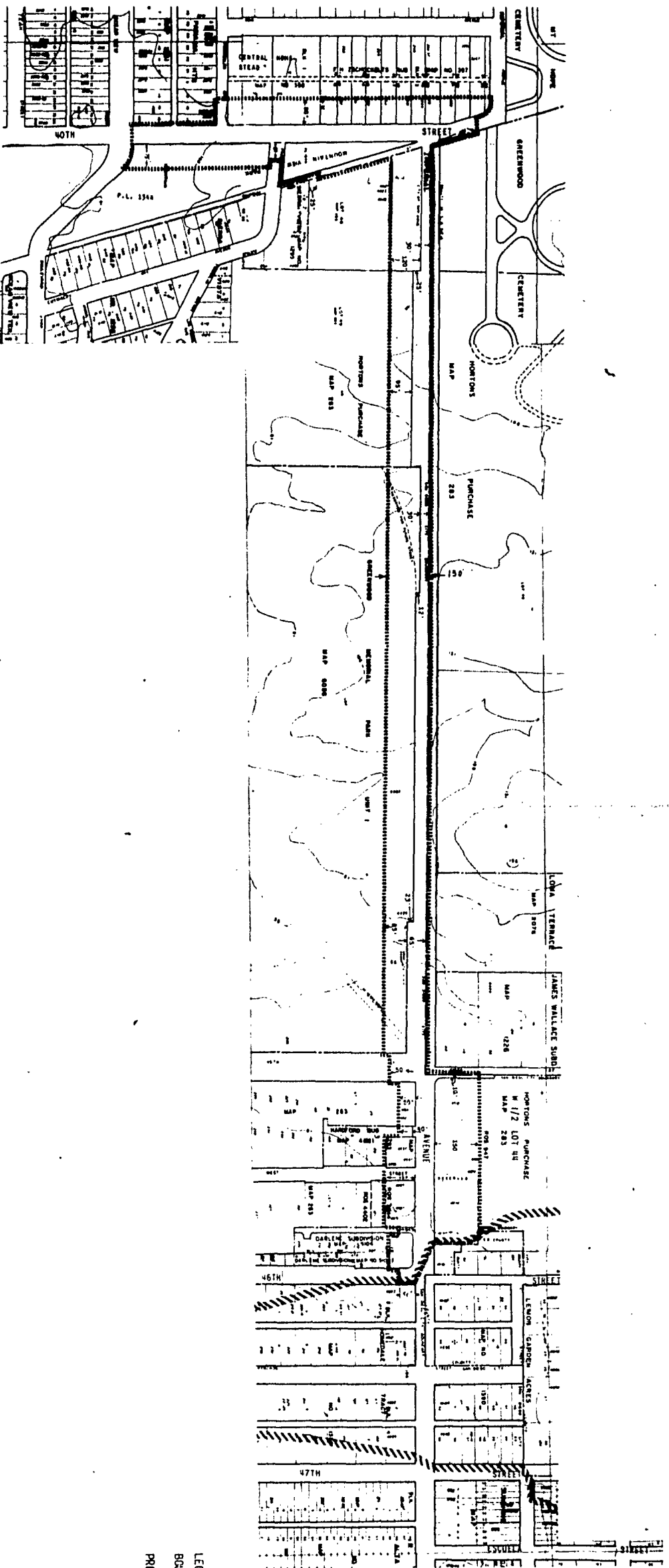
APPROVED: JOHN W. WITT, City Attorney

By



Don S. Peterson, Deputy

DSP:cav  
12/4/70



SCALE: 1"=200'

LEGEND:  
 BOUNDARY OF UNDERGROUND UTILITY DISTRICT .....  
 PROPOSED INTERSTATE 805 .....

201607

DOCUMENT NO. 734252  
DECT 71970  
 FILED  
 OFFICE OF THE CITY CLERK  
 SAN DIEGO, CALIFORNIA

IMPERIAL AVENUE - 40TH STREET TO 40TH STREET AND  
 40TH STREET - OCEANVIEW BOULEVARD TO IMPERIAL  
 AVENUE  
 ✓ UNDERGROUND UTILITY DISTRICT

APPROVALS		
CITY OF SAN DIEGO, CALIFORNIA	DATE	BY
PLANNING COMMISSION	12-21-70	[Signature]
CITY ENGINEER		[Signature]
UTILITY DEPARTMENT		[Signature]
STREET DEPARTMENT		[Signature]
FINANCE DEPARTMENT		[Signature]
CITY CLERK		[Signature]
CITY MANAGER		[Signature]

EXHIBIT A

REDUCED SCALE PRINT-ORIG. SCALE [Scale bar]

Passed and adopted by the Council of The City of San Diego on JAN 12 1971,  
by the following vote:

RECEIVED  
CITY CLERK'S OFFICE

1970 DEC -9 NK 11:59

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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input 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.

(Seal)

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

By Edna J. Hamel, Deputy. *KE*

Office of the City Clerk, San Diego, California  
Resolution Number 201607 Adopted JAN 12 1971