

RESOLUTION NO. 210936

JUN 27 1974

A RESOLUTION ESTABLISHING AN UNDERGROUND UTILITY DISTRICT TO BE KNOWN AND DENOMINATED AS LA JOLLA SCENIC - VIA CAPRI UNDERGROUND UTILITY DISTRICT.

WHEREAS, by Resolution No. 210664, a public hearing was called for on JUN 27 1974 at the hour of 8:30 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 requires 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 following lots of MUIRLANDS PRESBYTERIAN CHURCH, Map 4819: The westerly 300 feet of Lot 1; the following lots of TENNIS LA JOLLA, Map 7214: All of Lot 1; the following portion of ALL HALLOWS, Map 4620: The north 200 feet of the easterly 50 feet; the portions of PUEBLO LOTS 1255, 1264 and 1265 as shown on City of San Diego Drawing No. 16138-D.

Said district to include the following public right-of-way:

LA JOLLA SCENIC DRIVE between the southerly right-of-way of Soledad Mountain Road and 90 feet easterly of the centerline of Via Capri as proposed by City of San Diego Drawing No. 14920-D; VIA CAPRI between La Jolla Scenic Drive and the southerly boundary of Chateau Ville, Map 3926, as proposed by City of San Diego Drawing No. 14920-D.

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and all as more particularly shown on Drawing No. 16138-D, entitled "LA JOLLA SCENIC - VIA CAPRI UNDERGROUND UTILITY CONVERSION," copies of which are on file in the office of the City Clerk as Document No. 747396 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:

1. 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

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declared to be an underground utility district in the City of San Diego, and the maps and document referred to above are hereby incorporated as a part of this resolution.

2. The City Council shall by subsequent resolution fix the date upon which the property in the district must be ready to receive underground service, and shall by subsequent resolution 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.

3. 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 fifteen (15) 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

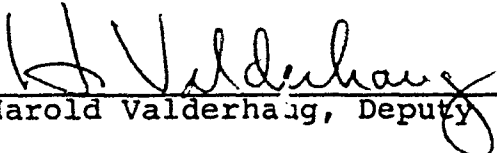
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Public Utilities Commission of the State of California (as of the date of adoption of this resolution) and subject to all other applicable requirements of State law and City ordinances. The Clerk's notification shall be made in the manner provided in Chapter VI, Article 1, Division 5 of the San Diego Municipal Code.

4. 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:

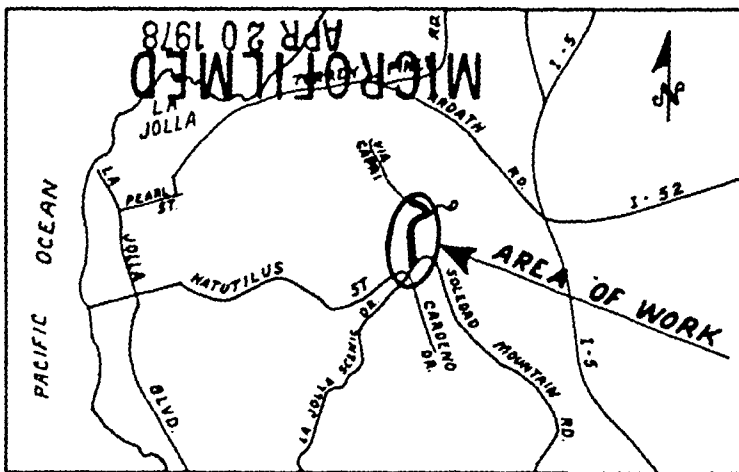
This street is extensively used by the general public and carries a heavy volume of pedestrian and vehicular traffic.

APPROVED: JOHN W. WITT, City Attorney

By   
Harold Valderhaug, Deputy

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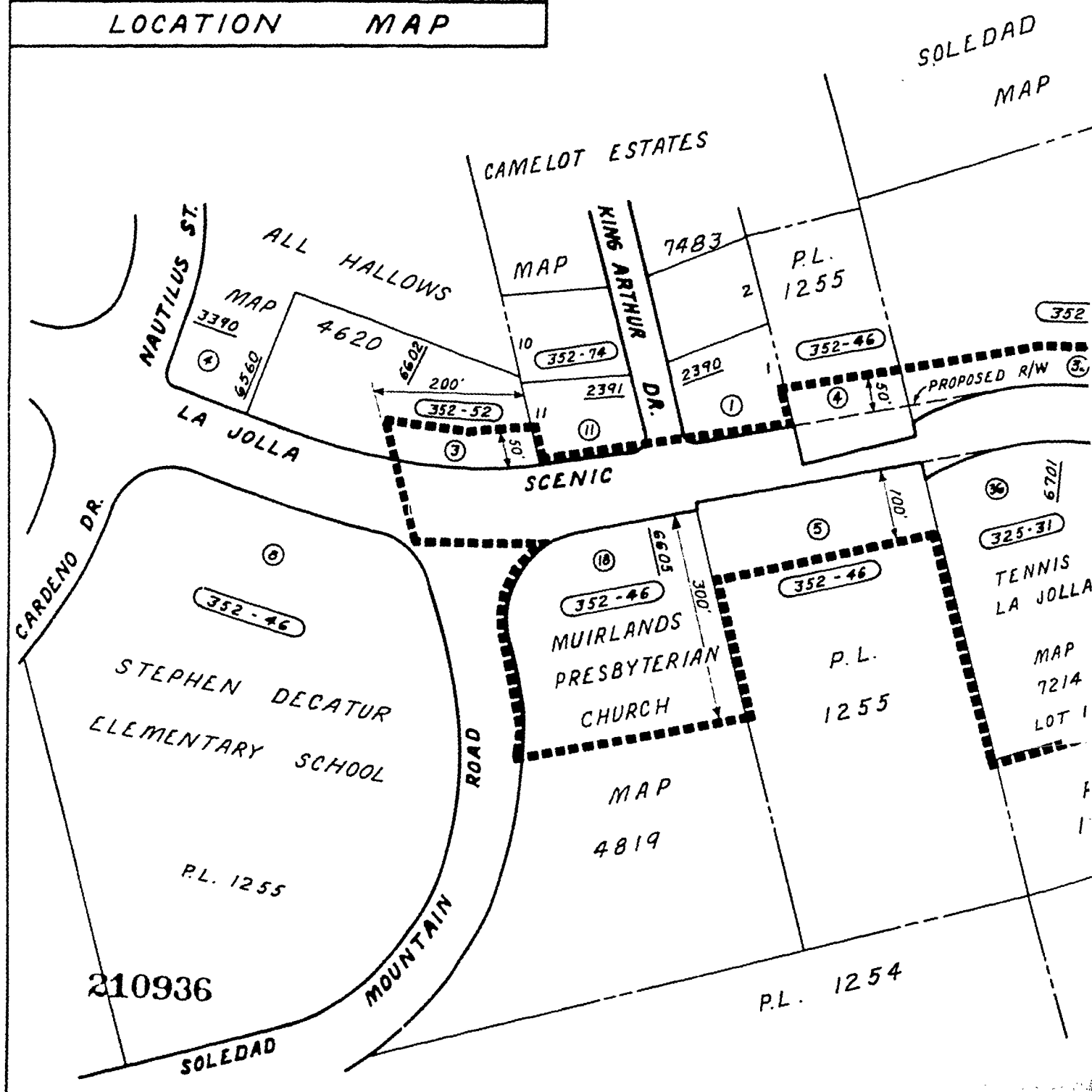
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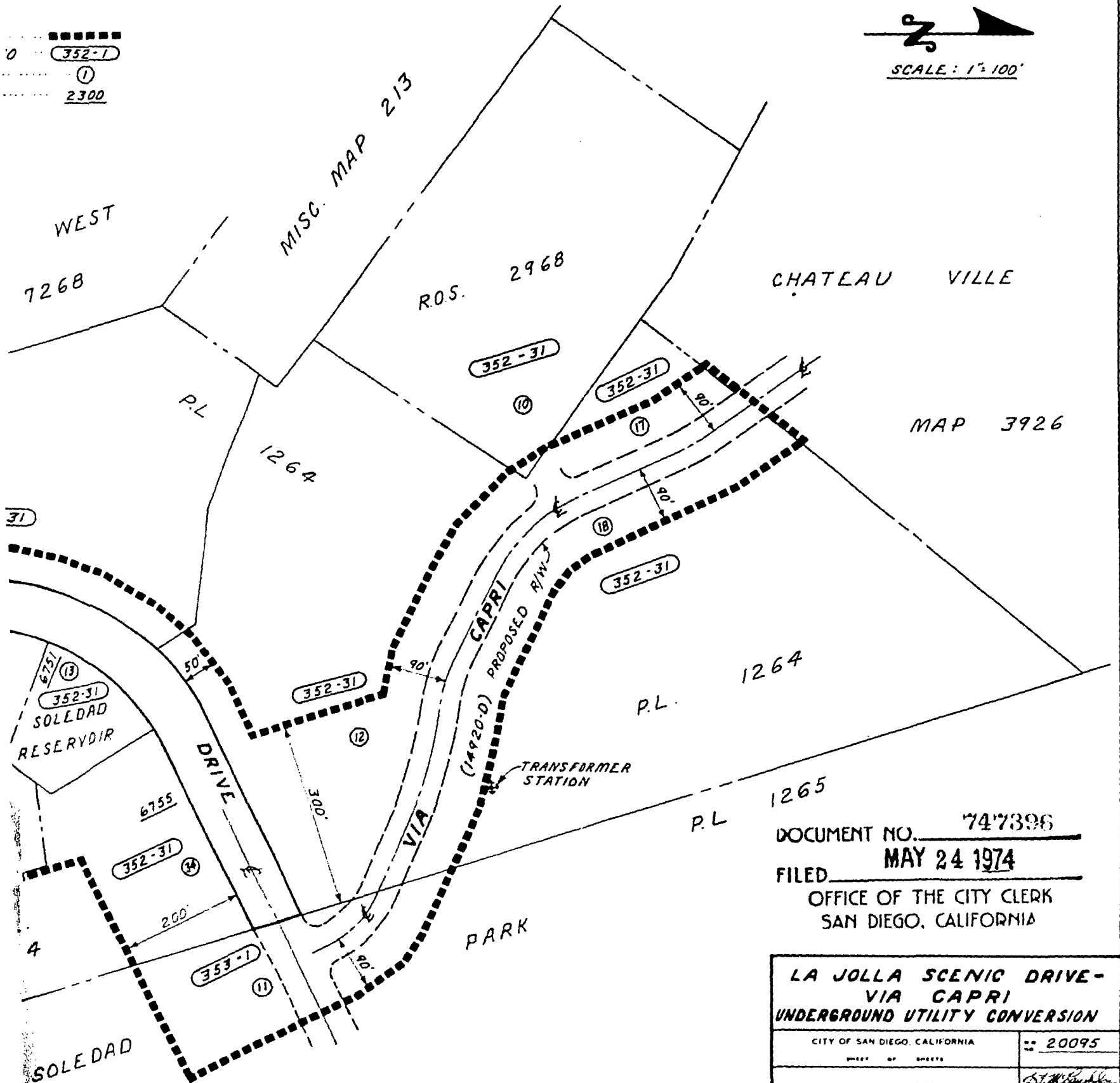
LOCATION MAP

**LEGEND:**

BOUNDARY OF UTILITY DISTRICT.....  
 COUNTY ASSESSOR'S BOOK AND PAGE.....  
 COUNTY ASSESSOR'S PARCEL NO. ....  
 HOUSE NO. ....



0 ..... 352-1  
 ..... ①  
 ..... 2300



DOCUMENT NO. 747396  
 FILED MAY 24 1974  
 OFFICE OF THE CITY CLERK  
 SAN DIEGO, CALIFORNIA

<b>LA JOLLA SCENIC DRIVE - VIA CAPRI UNDERGROUND UTILITY CONVERSION</b>	
CITY OF SAN DIEGO, CALIFORNIA	NO. <u>20095</u>
SHEET OF SHEETS	
DATE	<i>[Signature]</i>
DESCRIPTION OF APPROVED DATE FILED	DESIGN ENGINEER
ORIGINAL <u>D.W. [unclear] 5-23-74</u>	
	TECHNICAL SPECIFICATION
	<u>245-1693</u>
	LABORER LOCAL NOTES
CONTRACTOR	DATE STARTED
INSPECTION	DATE COMPLETED
	<b>16138-D</b>

RESOLUTION NUMBER \_\_\_\_\_ ADOPTED \_\_\_\_\_

JUN 27 1974

Passed and adopted by the Council of The City of San Diego on \_\_\_\_\_  
by the following vote:

Councilmen	Yeas	Nays	Excused	Absent
Gil Johnson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Maureen F. O'Connor	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lee Hubbard	<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"/>
Jim Ellis	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jim Bates	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Pete Wilson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

PETE WILSON

Mayor of The City of San Diego, California.

(Seal)

EDWARD NIELSEN

City Clerk of The City of San Diego, California.

By LaVern E. Miller Deputy.

Office of the City Clerk, San Diego, California

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Number

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Adopted

*E.N.*

CC-1276 (REV. 11-73)

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