

RESOLUTION NO. 214924

DEC 18 1975

WHEREAS, reconstruction of the existing grade separation structure where Imperial Avenue passes under the San Diego and Arizona Eastern Railway Company bridge is a scheduled CIP project necessitated by the substandard bridge width and short sight distances which severely restrict traffic flow; and

WHEREAS, the City and the Railway Company are not in agreement as to the Company's proposed requirement that the City bear any cost related to extraordinary maintenance on the railway roadbed; and

WHEREAS, the Railway Company has refused to furnish to City its maintenance records or permit City to enter on railway property to conduct a structural study of the existing bridge and such data is required by City to make timely application for funding from the State Grade Separation Fund; and

WHEREAS, construction is presently programmed in the City CIP for fiscal year 1978; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, that the City Attorney be and he is hereby authorized and empowered to file on behalf of the City of San Diego an application with the Public Utilities Commission of the State of California for reconstruction of the existing San Diego and Arizona Eastern Railway Company railway bridge to facilitate the widening of Imperial Avenue and to file a request for a hearing before the Public Utilities Commission.

APPROVED: JOHN W. WITT, City Attorney

By Robert W. MacCartee  
Robert W. MacCartee, Deputy

RWM:lc:225  
12/2/75  
Or.Dept.:Trans.

MICROFILMED

MAY 22 1978  
01317

Passed and adopted by the Council of The City of San Diego on DEC 18 1975,  
 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Floyd L. Morrow	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Tom Gade	<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"/>
Jess D. Haro	<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.

EDWARD NIELSEN

City Clerk of The City of San Diego, California.

By *Kathleen Martinez*, Deputy.

(Seal)

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Resolution **214924** DEC 18 1975  
 Number ..... Adopted *[Signature]*

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