

RESOLUTION NO. 217189

NOV 24 1976

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIEGO, CALIFORNIA, ORDERING CHANGES AND APPROVING THE SPECIFICATIONS SHOWING THE CHANGES AND MODIFICATIONS IN THE WORK DESCRIBED IN RESOLUTION OF INTENTION NO. 215934 AND DETERMINING FEASIBILITY FOR THE IMPROVEMENT OF IMPERIAL AVENUE FROM 400 FEET EAST OF EUCLID AVENUE TO 61ST STREET.

WHEREAS, this City Council did on May 12, 1976, adopt Resolution of Intention No. 215934 and declare its intention to order the construction of certain improvements as more fully described therein and on the plans, profiles and drawings therein referred to, and did provide for the cost of certain work to be assessed against the district described in said Resolution of Intention; and

WHEREAS, during the course of the hearing on Resolution of Intention No. 215934, the Council determined that it was necessary to order certain changes in the specifications, said changes not involving the inclusion of additional territory requiring additional notice or further hearing; and

WHEREAS, the public interest, convenience and necessity require that (1) certain changes and modifications be made in the proposed work to be done in said Resolution of Intention, and (2) that the work described in said Resolution of Intention be amended by adopting amended specifications; and

WHEREAS, the hearings provided for in Resolution of Intention No. 215934 have been held at the time and place fixed, and all continuances, if any, were duly made and ordered; and

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WHEREAS, at said hearings all persons desiring to be heard were fully heard and all oral and written protests and objections, if any, were fully considered and this Council gave all persons present an opportunity to hear and be heard in respect to the proposed improvement; NOW, THEREFORE,

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

1. That the specifications for the improvement of IMPERIAL AVENUE FROM 400 FEET EAST OF EUCLID AVENUE TO 61ST STREET heretofore filed in the office of the City Clerk as Document No. 755125 and approved by Resolution of Intention No. 215934 be, and the same are hereby amended and are on file in the office of the City Clerk as Document No. 757626, and the same are hereby approved and adopted as the official specifications for said work and improvement.

2. Written protest or objection against the proposed improvement has not been made by the owners of more than one-half of the area of the land included within the assessment district or of the area of property to be assessed. Each and all oral and written protests and objections, if any, made or filed in the matter are hereby overruled and denied.

3. The proposed improvement within the limits mentioned in Resolution of Intention No. 215934, as amended herein, is hereby determined to be feasible and that the lands to be assessed therefor will be able to carry the burden of such proposed assessment, and

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that the public convenience and necessity require the proposed improvement, and that the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply.

APPROVED: JOHN W. WITT, City Attorney

By 
John K. Riess, Deputy

JKR:lc
12/15/76

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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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input 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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Office of the City Clerk, San Diego, California

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