

RESOLUTION NO. 219616

R. 78-283
NOV 2 1977

A RESOLUTION ESTABLISHING AN UNDERGROUND UTILITY DISTRICT TO BE KNOWN AND DENOMINATED AS THE IMPERIAL AVENUE (28TH STREET TO 32ND STREET) UNDERGROUND UTILITY DISTRICT.

WHEREAS, by Resolution No. 219198, a public hearing was called for on OCT 5 1977 at the hour of 2:00 p.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 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 southerly 100 feet of Lots 39 and 40 in Block 2, the northerly 100 feet of Lot 2 and the northeasterly 100' x 8' portion of Lot 3 in Block 3, Lots 7 and 8 in Block 3, Lots 4 and 5 in Block 4, REEDS CENTRAL ADDITION MAP NO. 981; Lots 7 through 24 in Block 104 and Lots 1 through 24 in Block 107, CENTRAL PARK MAP NO. 435.

Said district shall also include the following described public rights-of-way:

IMPERIAL AVENUE from 75 feet east of the easterly line of 28th Street to 50 feet east of the easterly line of 32nd Street; 29TH STREET from 100 feet northerly of the north line of Imperial Avenue to 100 feet southerly of the south boundary of Imperial Avenue; 31ST STREET from 25 feet northerly of the north line of Imperial Avenue to 50 feet southerly of the south boundary of Imperial Avenue.

and all as more particularly shown on Drawing No. 15792-D entitled "IMPERIAL AVENUE (28th Street to 32nd Street) UNDERGROUND UTILITY DISTRICT," copies of which are on file in the office of the

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City Clerk as Document No. _____ 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 declared to be an underground utility district in the City of San Diego, and the maps and documents 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

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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 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.

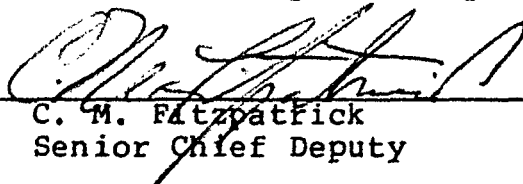
4. The City Council hereby finds that the underground utility district created herein is required by the public health, safety and general welfare for the following reason:

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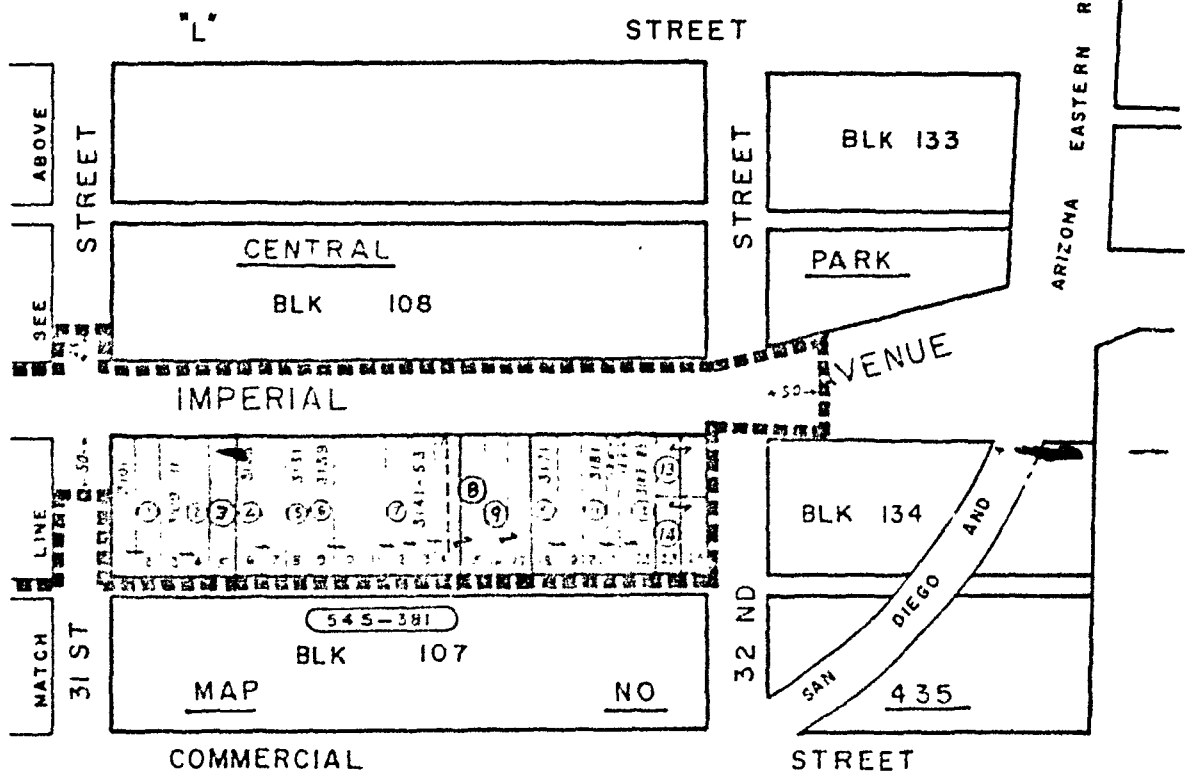
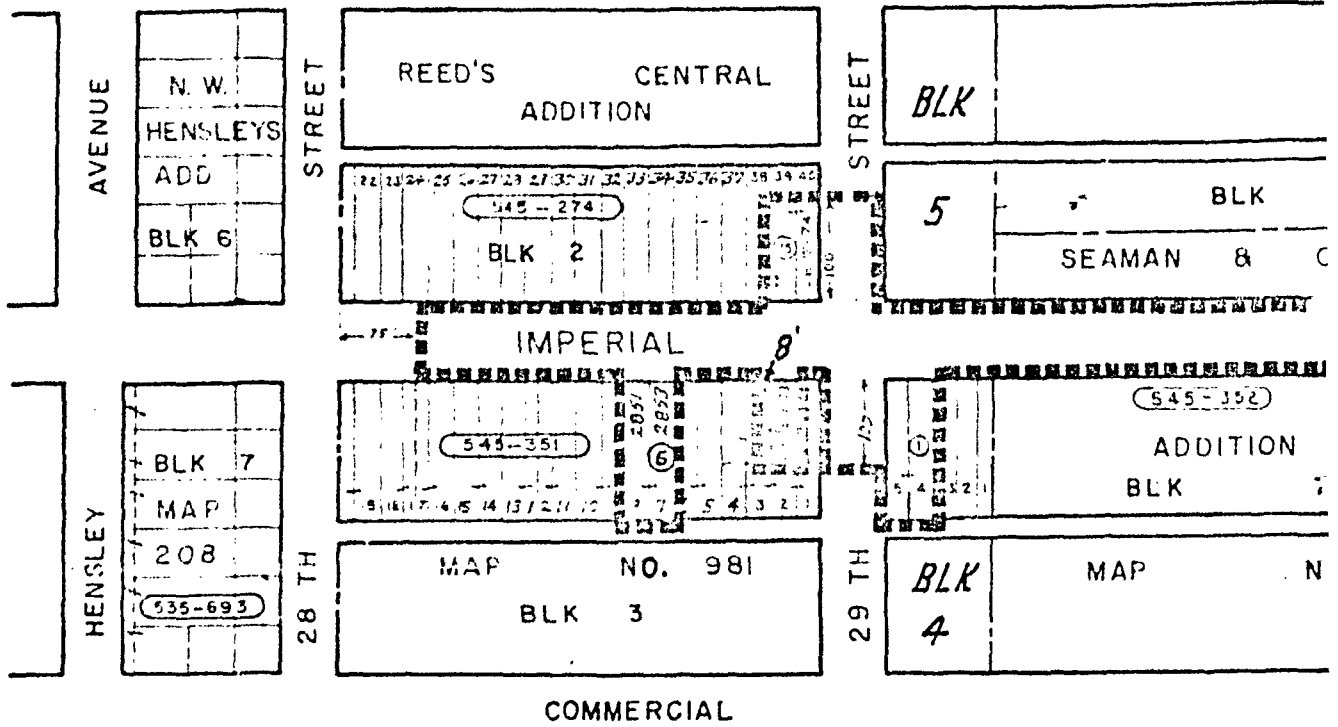
This street is extensively used by the general public and carries a heavy volume of pedestrian and vehicular traffic.

APPROVED: JOHN W. WITT, City Attorney

BY 
C. M. Fitzpatrick
Senior Chief Deputy

CMF:vl:460
8/12/77
Or. Dept.: Eng. & Dev.

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NOV 2 1977

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 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"/>
Joel M. Strobl	<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,
CHARLES G. ABDELHOUR

~~EDWARD NIELSEN~~

City Clerk of The City of San Diego, California.

(Seal)

By Kathleen Martinez Deputy.

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SAN DIEGO, CALIF.

Office of the City Clerk, San Diego, California	
Resolution Number 219616	NOV 2 1977
Number _____	Adopted _____