

RESOLUTION NO. 220171

R, 78-1050

A RESOLUTION ESTABLISHING AN UNDERGROUND UTILITY DISTRICT TO BE KNOWN AND DENOMINATED AS THE EUCLID AVENUE AND 54TH STREET (FEDERAL BOULEVARD TO GRAPE STREET) UNDERGROUND UTILITY DISTRICT. **JAN 25 1978**

WHEREAS, by Resolution No. 219944, a public hearing was called for on JAN 25 1978 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 northwesterly portion of Lot 1A, METROPOLITAN SHOPPING CENTER UNIT 1 MAP 3980 between the easterly line of 54th Street and a line parallel to and 100 feet east of said line and between an extension of the southerly line of Elm Street and the southerly boundary of Lot 1A; the westerly portion of Lot 3, METROPOLITAN SHOPPING CENTER UNIT 1 MAP 3980 between the easterly line of Euclid Avenue and a line running due north from a point on the southerly boundary of Lot 3 which is located 50 feet east from the easterly line of Euclid Avenue; the southeasterly portion of Lots 1 and 2, MC COLL SUBDIVISION MAP 6334 between the northwesterly line of 54th Street and a line parallel to and 75 feet northwest from said line; Lot 1 of GRANZ SQUARE MAP 5367; the southeasterly corner of a portion of Lot 16, HORTON'S PURCHASE MAP NO. 283 between the westerly line of Euclid Avenue and a line parallel to and 150 feet west of said line and between the northerly line of Federal Boulevard and a line parallel to and 150 feet north of said line; the northeasterly corner of a portion of Lot 16, HORTON'S PURCHASE MAP NO. 283 between the westerly line of Euclid Avenue and a line parallel to and 50 feet west of said line and between the southerly line of Federal Boulevard and a line parallel to and 150 feet south of said line.

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

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EUCLID AVENUE between a line parallel to and 50 feet north of the northerly line of Elm Street and a line parallel to and 150 feet south of the southerly line of Federal Boulevard; 54TH STREET between a line parallel to and 200 feet southerly of the southwesterly line of Grape Street and its terminus at Euclid Avenue; ELM STREET between the westerly line of Euclid Avenue and a line parallel to and 200 feet west of said westerly line; FEDERAL BOULEVARD between a line parallel to and 50 feet west of the westerly line of Euclid Avenue and a line parallel to and 50 feet east of the easterly line of Euclid Avenue.

and all as more particularly shown on Drawing No. 17541-D entitled "EUCLID AVENUE AND 54TH STREET (Federal Boulevard to Grape Street) UNDERGROUND UTILITY DISTRICT," copies of which are on file in the office of the City Clerk as Document No. 762178 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

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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 document referred to above are hereby incorporated as a part of this resolution.

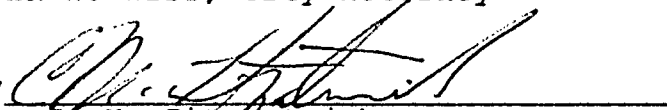
2. The City Council shall by subsequent resolution fix the date upon which the property in the district must be ready to receive underground service, and shall by subsequent resolution order the removal of all poles, overhead wires and associated overhead structures and the underground installation of 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 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.

APPROVED: JOHN W. WITT, City Attorney

By



C. M. Fitzpatrick
Senior Chief Deputy

CMF:vl:460

12/1/77

Or. Dept.: Eng. & Dev.

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Passed and adopted by the Council of The City of San Diego on JAN 25 1978
 by the following vote:

Councilmen	Yeas	Nays	Excused	Absent
Bill Mitchell	<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"/>
Bill Lowery	<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"/>
Fred Schnaubelt	<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"/>
Larry Stirling	<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. ABDELNOUR
 City Clerk of The City of San Diego, California.

By *Allyn Stewart*, Deputy.

(Seal)

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 CITY CLERK'S OFFICE
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 SAN DIEGO, CALIF.

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Office of the City Clerk, San Diego, California

Resolution Number 220171 Adopted JAN 25 1978 *ad*