

JAN 25 1978  
R. 78-1052

RESOLUTION NO. 220172

A RESOLUTION ESTABLISHING AN UNDERGROUND UTILITY DISTRICT TO BE KNOWN AND DENOMINATED AS THE NAVAJO ROAD (AT LAKE MURRAY BOULEVARD) UNDERGROUND UTILITY DISTRICT.

WHEREAS, by Resolution No. 219945, 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:

Lots 2 and 3, SAN CARLOS COMMERCIAL SITE NO. 1, MAP 5096; Parcel B, DIVISION PLAT 210-R, SAN CARLOS UNIT 4, MAP 4298; Parcel B and C, DIVISION PLAT 309, NAVAJO SHOPPING CENTER, MAP 4721; a 75 foot by 75 foot square area located within the SAN CARLOS FED-MART TRACT, MAP 6114, bounded by the northerly line of Navajo Road and a line parallel to and 75 feet north of said line and within parallel lines of 233 feet and 308 feet west of and parallel to the San Diego City boundary.

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

NAVAJO ROAD between a line parallel to and 25 feet west of the westerly line of Bisby Lake Avenue and the easterly boundary of the City of San Diego; LAKE MURRAY BOULEVARD between the northerly line of San Carlos/Lake Arrowhead Drive and the continuation of the northerly lot line of the SAN CARLOS FED-MART TRACT, MAP 6114; BISBY LAKE AVENUE between a line parallel to and 25 feet north of the northerly line of Navajo Road and a line parallel to and 25 feet south of the southerly line of Navajo Road.

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and all as more particularly shown on Drawing No. 17546-D entitled "NAVAJO ROAD (at Lake Murray Boulevard) UNDERGROUND UTILITY DISTRICT," copies of which are on file in the office of the City Clerk as Document No. 762177 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:

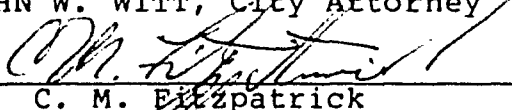
1. The City Council does hereby find and determine that the public health, safety and general welfare require the removal of poles, overhead wires and associated overhead structures and the underground installation of wires and facilities for supplying electric, communication, community antenna television 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 document referred to above are hereby incorporated as a part of this resolution.

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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

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CMF:vl:460  
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Or. Dept.: E & D

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.

(Seal)

CHARLES G. ABDELNOUR

City Clerk of The City of San Diego, California.

By *Allyn D. Newitt*, Deputy.

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 CITY CLERK'S OFFICE  
 1977 DEC 13 PM 4:30  
 SAN DIEGO, CALIF.

Office of the City Clerk, San Diego, California	
Resolution Number <b>220172</b>	Adopted <b>JAN 25 1978</b>