

RESOLUTION NO. 222058

OCT 17 1978
R. 79-200

A RESOLUTION ESTABLISHING AN UNDERGROUND UTILITY DISTRICT TO BE KNOWN AND DENOMINATED AS THE ROSECRANS STREET (NORTH EVERGREEN STREET TO PACIFIC HIGHWAY) UNDERGROUND UTILITY DISTRICT.

WHEREAS, by Resolution No. 221659, a public hearing was called for on OCT 3 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 DEWEY ELEMENTARY SCHOOL formed by a southerly extension of the northwesterly boundary of SPEER TRACT MAP 3789 as shown on Drawing No. 17898-D, the southeasterly 50 feet of WEERTS TRACT MAP 5347, the northwesterly 50 feet and the northeasterly 10 feet of Lot 1 SPEER TRACT ADDITION MAP 5748, Lot 1 BLASKER - MIDWAY SUBDIVISION MAP 6177, Lots 2 and 3 BLOCK 1 BAYVIEW TRACT MAP 104 and corner lot partially vacated by SCC 51016, the southeasterly 110 feet of PUEBLO LOT 315 bordering Rosecrans Street, Lots 4, 5 and 6 SILVER FRONTIER MAP 6282, a portion of Pueblo Lot 335 south of Kurtz Street and formed by the intersection of Rosecrans Street and Camino Del Rio, Lots 2, 3 and 4 BLOCK 371 and Lots 1 through 12 BLOCK 372 WEHRMAN'S SUBDIVISION MAP 1465, Lots 1 through 12 BLOCK 370 and Lots 1 through 14 BLOCK 373 E.O. RODGER'S SUBDIVISION MAP 429, Lots 11 and 12 BLOCK 374 OLD SAN DIEGO SUBDIVISION MAP 420, Lots 1 and 2 JENNINGS TRACT MAP 5632, the northeast corner area adjacent to Pacific Highway and Taylor Street formed by a portion of Lot 3 BLOCK 376 and a portion of Lots 1 and 2 BLOCK 398 including street closure, OLD SAN DIEGO MM 40 R.O.S. 1344.

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

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ROSECRANS STREET between the northerly line of North Evergreen Street and the westerly line of Pacific Highway, PACIFIC HIGHWAY between an extension of the southerly line of Taylor Street and the Interstate 5/ Interstate 8 overhead interchange rights-of-way, TAYLOR STREET between the easterly line of Pacific Highway and a line parallel to and 138 feet east of said easterly line, ROSECRANS PLACE between the northerly line of North Evergreen Street and its terminus at Rosecrans Street, MIDWAY DRIVE between the southeasterly line of Rosecrans Street and a line parallel to and 50 feet southeast of said line, SPORTS ARENA BOULEVARD between an extension of the northwesterly line of Lot 4 SILVER FRONTIER MAP 6282 and the northwesterly line of Rosecrans Street, CAMINO DEL RIO between its southerly terminus at Rosecrans Street and the northeasterly line of Moore Street, KURTZ STREET between the easterly line of Camino Del Rio and the northwesterly line of Rosecrans Street, HANCOCK STREET between the easterly line of Camino Del Rio and the northwesterly line of Rosecrans Street, GAINES STREET between its southerly terminus at Camino Del Rio and the northeasterly line of the alley which traverses Blocks 370 and 373, ALLEY (BLOCK 372) between the northeasterly line of Kurtz Street and the southwesterly line of Hancock Street, ALLEY (BLOCK 373) between the northwesterly line of Rosecrans Street and a line parallel to and 50 feet northwest of said line, ALLEY (BLOCK 374) between the northwesterly line of Rosecrans Street and a line parallel to and 50 feet northwest of said line;

and all as more particularly shown on Drawing No. 17898-D entitled "ROSECRANS STREET (North Evergreen Street to Pacific Highway) UNDERGROUND UTILITY DISTRICT," copies of which are on file in the office of the City Clerk as Document No. 764291 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.

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.

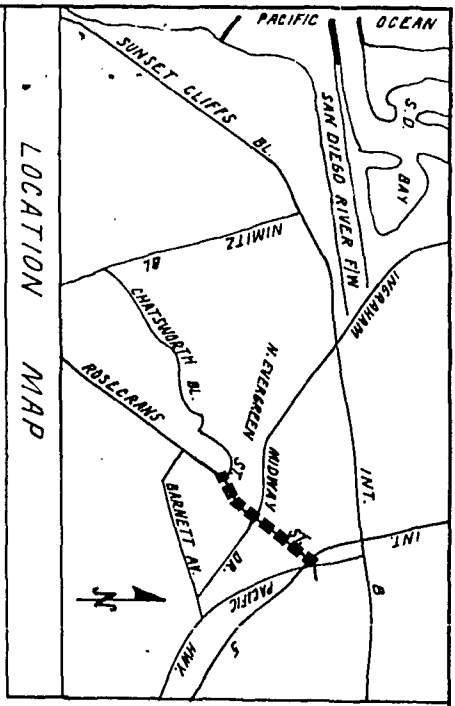
3. The City Clerk be and he is hereby instructed to notify all affected persons as defined in Chapter VI, Article 1, Division 5 of the San Diego Municipal Code, and all affected utility companies of the adoption of this resolution within fifteen (15) days after the date of such adoption. The City Clerk 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.

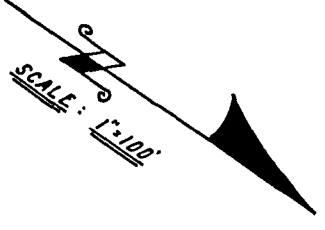
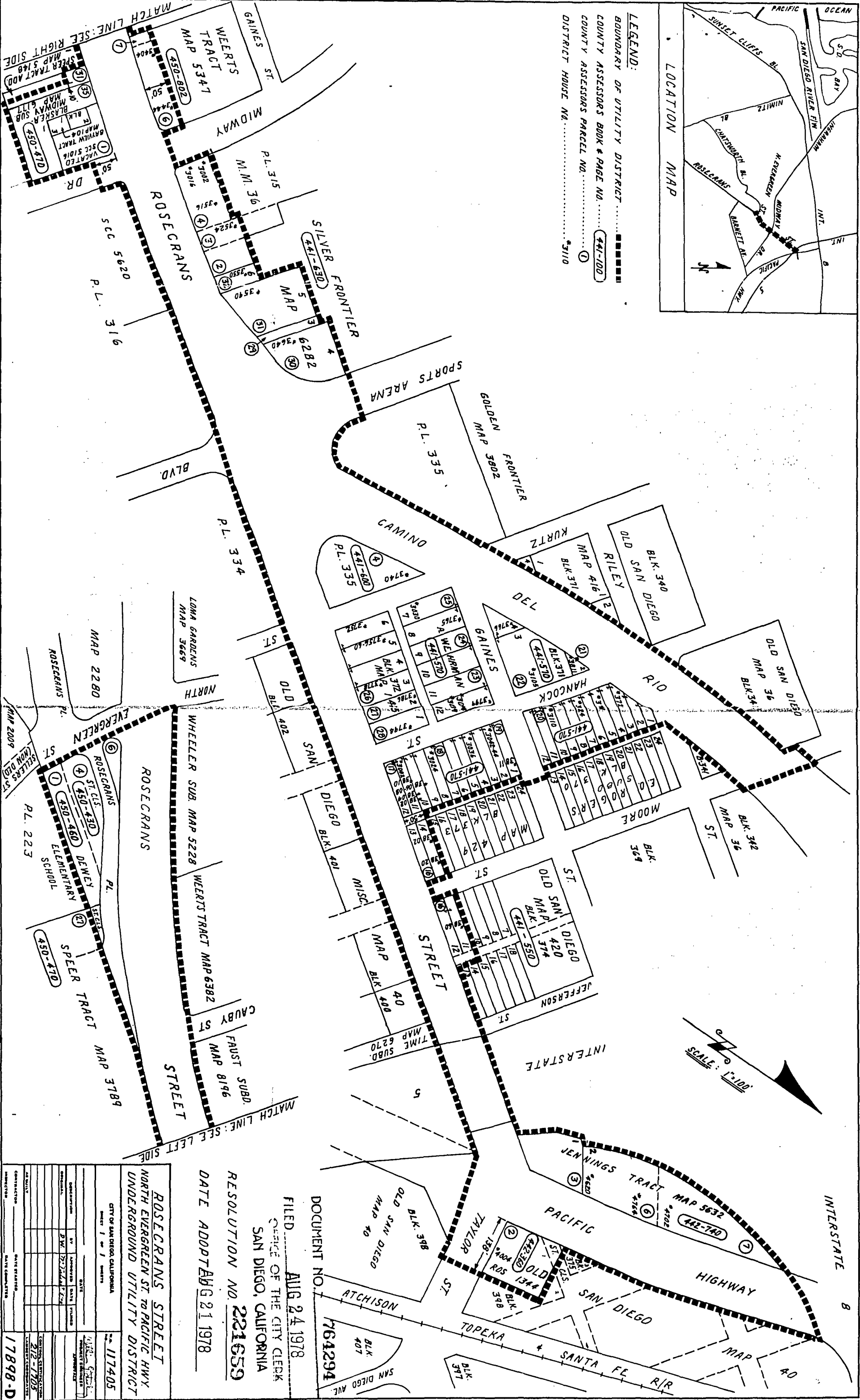
APPROVED: JOHN W. WITT, City Attorney

By J. M. Fitzpatrick
J. M. Fitzpatrick for
Senior Chief Deputy

CMF:vl:460
7/31/78
Or. Dept.: Eng. & Dev.



LEGEND:
 BOUNDARY OF UTILITY DISTRICT
 COUNTY ASSESSORS BOOK & PAGE NO. (441-100)
 COUNTY ASSESSORS PARCEL NO. (1)
 DISTRICT HOUSE NO. (3110)



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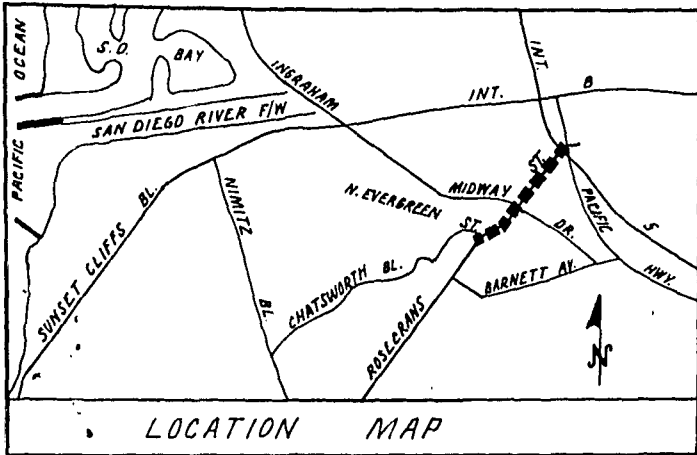
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| CITY OF SAN DIEGO, CALIFORNIA | |
| SHEET 1 OF 1 SHEETS | |
| DATE PREPARED | 11/7/78 |
| DATE REVISION | 2/2-7/85 |
| DATE REVISION | 1/7898-D |
| CONTRACTOR | |
| DATE REVISION | |

ROSECRANS STREET
 NORTH EVERGREEN ST TO PACIFIC HWY
 UNDERGROUND UTILITY DISTRICT

RESOLUTION NO. 221659
 DATE ADOPTED AUG 21 1978

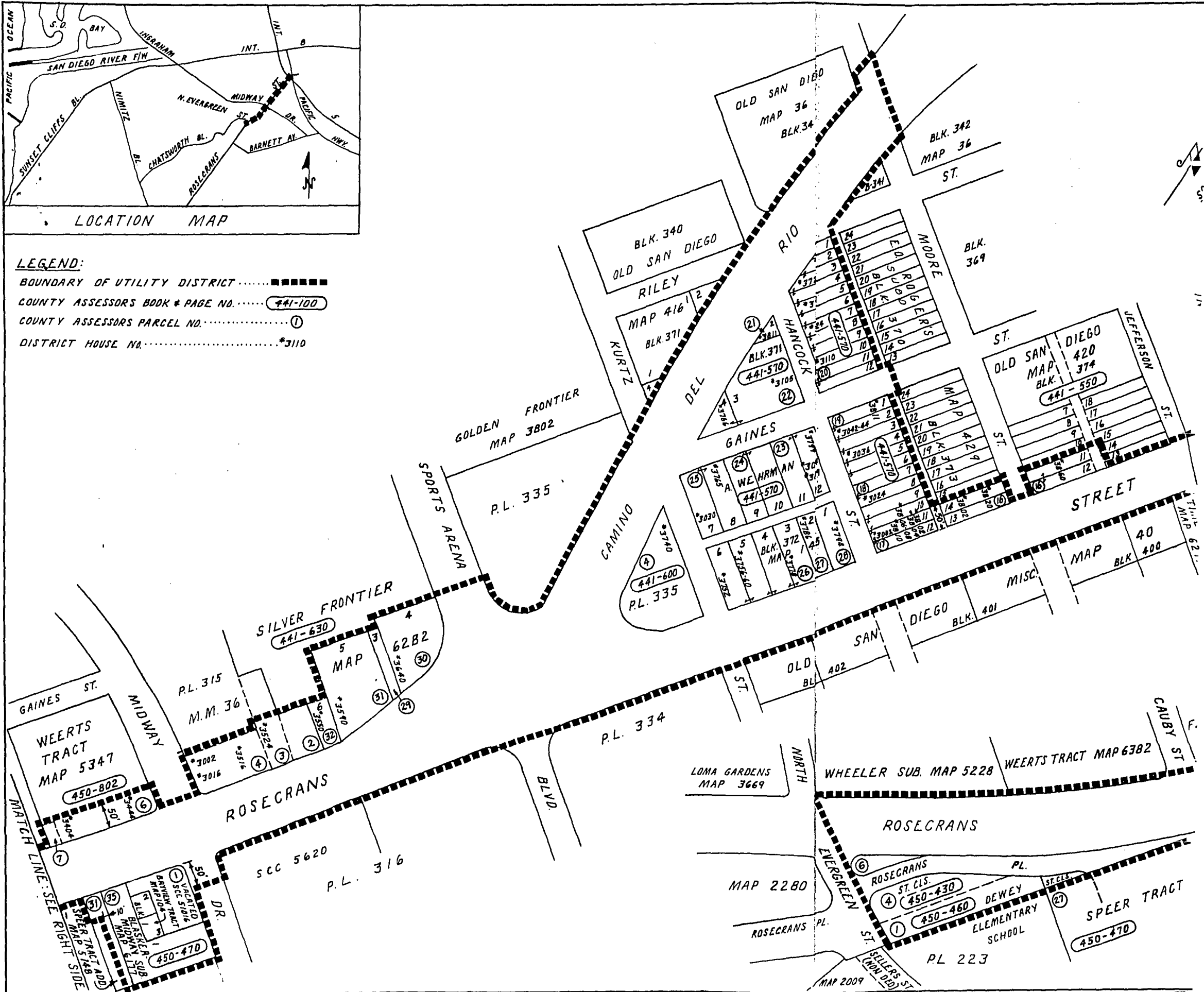
FILED AUG 24 1978
 OFFICE OF THE CITY CLERK
 SAN DIEGO, CALIFORNIA

DOCUMENT NO. 764294



LEGEND:

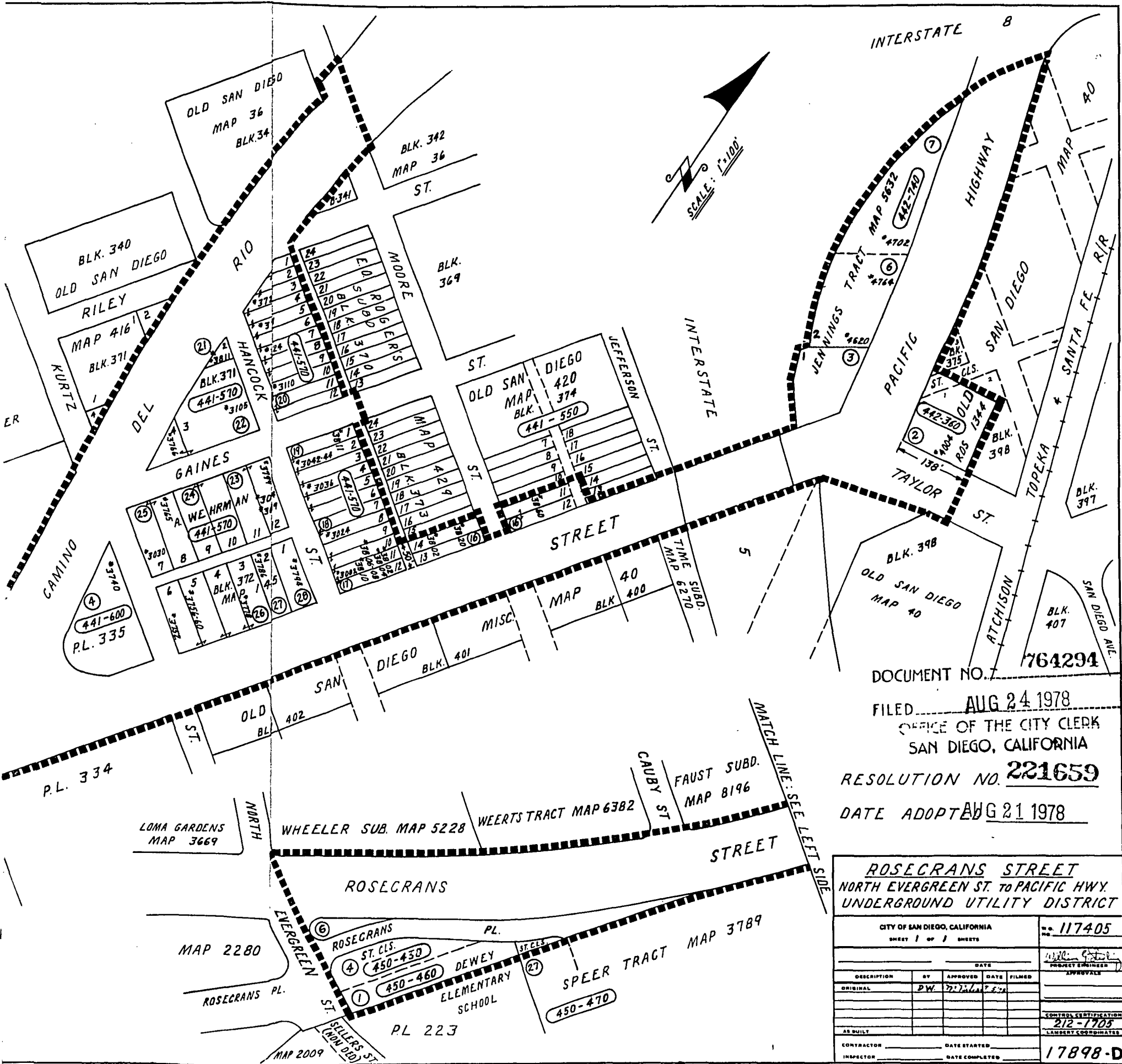
- BOUNDARY OF UTILITY DISTRICT.....
- COUNTY ASSESSORS BOOK & PAGE NO. (441-100)
- COUNTY ASSESSORS PARCEL NO. (1)
- DISTRICT HOUSE NO. *3110



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INTERSTATE 8
 HIGHWAY
 PACIFIC
 JENNINGS TRACT MAP 5632
 442-740
 4702
 4764
 4620
 SAN DIEGO
 SANTA FE R/R
 TOPEKA
 SAN DIEGO AVE.
 BLK. 397
 BLK. 398
 BLK. 407
 764294

DOCUMENT NO. 7
 FILED AUG 24 1978
 OFFICE OF THE CITY CLERK
 SAN DIEGO, CALIFORNIA
 RESOLUTION NO. 221659
 DATE ADOPTED AUG 21 1978

| ROSECRANS STREET NORTH EVERGREEN ST. TO PACIFIC HWY. UNDERGROUND UTILITY DISTRICT | | | | |
|---|----------------|----------|---------|------------------|
| CITY OF SAN DIEGO, CALIFORNIA SHEET 1 OF 1 SHEETS | | | | NO. 117405 |
| DATE | | | | PROJECT ENGINEER |
| DESCRIPTION | BY | APPROVED | DATE | FILMED |
| ORIGINAL | DW | 7/25/78 | 7/27/78 | |
| CONTROL CERTIFICATION 212-1705 LAMBERT COORDINATES | | | | |
| CONTRACTOR | DATE STARTED | | 17898-D | |
| INSPECTOR | DATE COMPLETED | | | |

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Passed and adopted by the Council of The City of San Diego on OCT 17 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 type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" 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 Lucy Killea | <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 Betty Saechoy, Deputy.

(Seal)

RECEIVED
 CITY CLERK
 1978 AUG 11 AM 9:34
 SAN DIEGO, CALIF.

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| Office of the City Clerk, San Diego, California | |
| Resolution Number 222058 | Adopted OCT 17 1978 |