

RESOLUTION NO. 222235

R. 79-568
(Revised)

A RESOLUTION ESTABLISHING AN UNDERGROUND UTILITY DISTRICT TO BE KNOWN AND DENOMINATED AS THE KETTNER BOULEVARD PHASE II (PALM STREET TO WASHINGTON STREET) UNDERGROUND UTILITY DISTRICT. NOV 14 1978

WHEREAS, by Resolution No. 221995, a public hearing was called for on NOV 14 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 3 through 10 BLOCK 182, Lots 1 through 12 BLOCK 172, Lots 1 through 12 BLOCK 145, Lots 1 through 12 BLOCK 143, Lots 1 through 12 BLOCK 132, Lots 1 and 12 and the easterly 25 feet of Lots 7 through 11 including Spruce Street closure BLOCK 131, Lots 9 through 12 and the easterly 25 feet of Lots 7 and 8 BLOCK 118 and Lots 2, 3 and 7 through 12 BLOCK 105 all in MIDDLETOWN MAP 4134-R.

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

HANCOCK STREET between the northerly line of Washington Street and south to its terminus at Kettner Boulevard, KETTNER BOULEVARD (the continuation of Hancock Street) and a line parallel to and 150 feet south of the southerly line of Palm Avenue, WASHINGTON STREET between the northerly line of Kurtz Street and the southerly line of Hancock Street, EMORY STREET between the northerly line of Kurtz Street and the southerly line of Hancock Street, VINE STREET between the northeasterly line of California Street and the southwesterly line of Kettner Boulevard, UPAS STREET between the northeasterly line of California Street and the southwesterly line of

MICROFILMED

01394

Kettner Boulevard, THORN STREET between the northeasterly line of California Street and the southwesterly line of Kettner Boulevard, SASSAFRAS STREET between the northeasterly line of California Street and the southwesterly line of Kettner Boulevard, REDWOOD STREET between a line parallel to and 90 feet southwest of the southwesterly line of Kettner Boulevard and the southwesterly line of said Boulevard, PALM STREET between a line parallel to and 30 feet southwest of the southwesterly line of Kettner Boulevard and the southwesterly line of said Boulevard.

and all as more particularly shown on Drawing No. 18022-D, as amended, entitled "KETTNER BOULEVARD PHASE II (Palm Street to Washington Street) UNDERGROUND UTILITY DISTRICT," copies of which are on file in the office of the City Clerk as Document No. 764708 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.

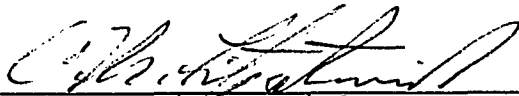
2. The City Council shall by subsequent resolution fix the date upon which the property in the district must be ready to receive underground service, and shall by subsequent resolution order the removal of all poles, overhead wires and associated overhead structures and the underground installation of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



C. M. Fitzpatrick
Senior Chief Deputy

CMF:vl:460
9/19/78 Rev. 11/17/78
Or. Dept.: Clerk

MICROFILMED

222235

01397

NOV 14 1978

Passed and adopted by the Council of The City of San Diego on _____, 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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Leon L. Williams	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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.

(Seal)

By Betty Gooding, Deputy.

RECEIVED 23
CITY CLERK'S OFFICE
1978 NOV 21 AM 10:27
SAN DIEGO, CALIF.

MICROFILMED

Office of the City Clerk, San Diego, California

Resolution Number 222235 Adopted NOV 14 1978