

A RESOLUTION DESIGNATING JANUARY 1, 1979 AS THE DATE UPON WHICH ALL PROPERTY IN THE BEYER BOULEVARD (I-805 TO ROUTE 75) UNDERGROUND UTILITY DISTRICT MUST BE READY TO RECEIVE UNDERGROUND SERVICE AND APRIL 15, 1979 AS THE DATE FOR THE REMOVAL OF ALL OVERHEAD UTILITY FACILITIES.

WHEREAS, this Council did on November 16, 1977 by Resolution No. 219706 establish the BEYER BOULEVARD (I-805 to Route 75) UNDERGROUND UTILITY DISTRICT which required the conversion of certain overhead electric, communication and community antenna television facilities; and

WHEREAS, pursuant to said Resolution No. 219706 the date upon which property in the district had to be ready to receive underground service and the date upon which the removal of all poles, overhead wires and associated overhead structures had to be effected was to be subsequently designated by resolution; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, as follows:

1. That January 1, 1979 be and the same is hereby established and designated as the date upon which all property within the BEYER BOULEVARD (I-805 to Route 75) UNDERGROUND UTILITY DISTRICT must be ready to receive underground utility service and that April 15, 1979 be and the same is hereby designated as the date upon which all overhead utility facilities must be removed.

2. That pursuant to Chapter VI, Article 1, Division 5 of the San Diego Municipal Code, the following temporary exceptions shall be allowed in said underground utility district:

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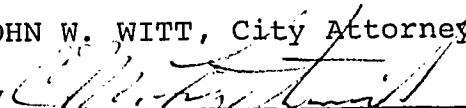
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- (a) For the continuation of major trunk telephone overhead crossing at the Cottonwood Street, Beyer Boulevard intersection until adjacent Pacific Telephone Company office facilities are completed.
- (b) For the continuation of electrical overhead lines from 700 feet north of the centerline of Smythe Avenue to a distance of 250 feet south of said centerline in order to maintain electrical service until the Smythe Avenue improvements are completed.

3. That the City Clerk is hereby directed to give notice to 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 No. 222310 within fifteen (15) days after the date of such adoption. The City Clerk shall specifically notify the affected persons 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 premise 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 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 Manager is hereby directed to give notice to such affected persons and affected utilities in accordance with Section 61.0511(b) of the San Diego Municipal Code.

APPROVED: JOHN W. WITT, City Attorney

By 
C. M. Fitzpatrick
Senior Chief Deputy

CMF:vl:460
10/31/78
Or. Dept.: Eng. & Dev.

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Passed and adopted by the Council of The City of San Diego on DEC 4 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"/>
Jesse Jimenez Lucy Killea	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 E. J. Cook, Deputy.

(Seal)

Office of the City Clerk, San Diego, California	
Resolution Number	<u>222310</u> Adopted <u>DEC 4 1978</u>

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