

JUL 1 1980

A RESOLUTION ESTABLISHING AN UNDERGROUND UTILITY DISTRICT TO BE KNOWN AND DENOMINATED AS THE TALBOT STREET (CANON STREET TO EVERGREEN AVENUE) UNDERGROUND UTILITY DISTRICT.

WHEREAS, by Resolution No. R-251904, a public hearing was called for on July 1, 1980 at the hour of 8:30 a.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 southerly 25 feet of Lot 33 of POINT LOMA MANOR MAP 2472; Lots 1 through 4 of GRIFFITH TERRACE MAP 2538; Lots 10 through 12 BLOCK 9, the southerly 25 feet of Lots 21 through 26, the southerly 75 feet of Lots 27 through 30, 33, 34, the easterly half of 36, the southerly 75 feet of Lots 37 and 40 BLOCK 10, the southerly 75 feet of Lots 23 through 25 and westerly 8 feet of Lot 26, BLOCK 11 of ROSEVILLE HEIGHTS MAP 1423; the southerly 75 feet of Lots 16, 17, 19 and the southerly 25 feet of Lot 23 BLOCK D of CABRILLO TERRACE MAP 1448; the northwesterly half of Lots 12 and 13 BLOCK 3 IRONTON MAP RESUBDIVISION MAP 689; Lot 1 BLOCK 2 IRONTON RESUBDIVISION MAP 4195; the northerly portions of Lots 13 through 18, as described by Record of Survey 4078, BLOCK 6, portions of Lots 4, and 9 through 12 northerly of Martinez Street BLOCK 5 of GOLDEN PARK MAP 958; Lots 1 through 4 BLOCK 16 ROSEVILLE HEIGHTS MAP 1423; Lot 7 LOMA GARDENS MAP 3835; Lots 3 through 28 BLOCK 12 of ROSEVILLE HEIGHTS MAP 1423; that portion of P.L. 183 bounded on the north by Talbot Street and on the east by Canon Street, on the west by a line perpendicular to the south line of Talbot Street and 30 feet west of the point of beginning curve and on the south by a line parallel to and 25 feet south of the south line of Talbot Street; that portion of P.L. 190 bounded on the west by Canon Street and on the south by Talbot Street, on the north by a line parallel to and 185 feet north of Talbot Street and on the east by the westerly and northerly boundaries of Lot 1 GRIFFITH TERRACE MAP 2538 and the westerly boundary of Lot 378 of FLEETRIDGE UNIT 8 MAP 4026.

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

TALBOT STREET between a line parallel to and 30 feet west of the westerly boundary of Manor Way and a line parallel to and 50 feet east of the easterly boundary of Evergreen Street; ALBION STREET between a line parallel to and 25 feet north of the northerly boundary of Talbot Street and a line parallel to and 25 feet south of the westerly prolongation of the southerly boundary of Talbot Street; CONCORD STREET between a line parallel to and 25 feet north of the northerly boundary of Talbot Street and the northerly boundary of Talbot Street; LEROY STREET between a line parallel to and 25 feet north of the northerly boundary of Talbot Street and the northerly boundary of Talbot Street; GAGE DRIVE between a line from the northeast corner of the alley in Block 12 Roseville Heights Map 1423 to the most westerly corner of Lot 7 Loma Gardens Map 3835; ALLEY in BLOCK 16 between the prolongation of the south property line of Lot 7 Loma Gardens Map 3835 and the southerly boundary of Gage Drive;

and all as more particularly shown on Drawing No. 18715-D entitled "TALBOT STREET (Canon Street to Evergreen Avenue) UNDERGROUND UTILITY DISTRICT," copies of which are on file in the office of the City Clerk as Document No. RR-251904 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

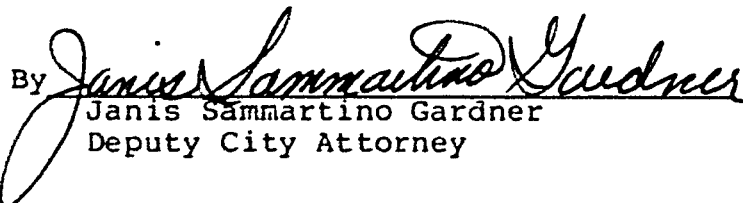
the underground installation of wires and facilities for supplying electric, communication, community antenna television or similar or associated service within the area set forth above and that pursuant to Chapter VI, Article 1, Division 5 of the San Diego Municipal Code, the above-described area is 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   
Janis Sammartino Gardner  
Deputy City Attorney

JSG:vl:460

5/5/80

Or. Dept.: E&D

R-252210

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Passed and adopted by the Council of The City of San Diego on JUL 1 1980,  
 by the following vote:

Councilmen	Yeas	Nays	Not Present	Ineligible
Bill Mitchell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bill Cleator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bill Lowery	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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"/>
Mike Gotch	<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"/>
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 Rita Andrews, Deputy.

Office of the City Clerk, San Diego, California	
Resolution Number <u>R-252210</u>	Adopted <u>JUL 1 1980</u>