

(R-85-1727)

RESOLUTION NUMBER R- 263120

ADOPTED ON MAY 7 1985

A RESOLUTION ESTABLISHING AN UNDERGROUND UTILITY DISTRICT TO BE KNOWN AND DENOMINATED AS THE KETTNER BOULEVARD (ASH STREET TO LAUREL STREET) UNDERGROUND UTILITY DISTRICT.

WHEREAS, by Resolution No. R- 262828, a public hearing was called for on May 7, 1985, at the hour of 10:00 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:

Lots 1 through 6 of BLOCK 75, Lots 1 through 6 of BLOCK 66, Lots 7 through 12 of BLOCK 65, Lots 5 through 12 of BLOCK 64, Lots 3 through 6 of BLOCK 63, Lots 1 through 6 of BLOCK 54, all of BLOCK 53, Lots 7 through 12 of BLOCK 52, Lots 2 through 6 of BLOCK 51, Lots 2 through 6 of BLOCK 42, Lots 9, 10, and 12 of BLOCK 41, Lots 10 through 12 of BLOCK 40, Lots 1 through 7 of BLOCK 39, Lots 11 and 12 of BLOCK 29, Lots 1 through 6 of BLOCK 30, Lot 1 and Lots 5 through 12 of BLOCK 28, Lots 1, 2, 11, and 12 of BLOCK 17, MIDDLETOWN Map 4134-R.

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

KETTNER BOULEVARD between the southerly line of Beech Street, and the southerly line of Laurel Street; BEECH STREET between the easterly line of California Street and a line parallel to and 50 feet east of the easterly line of Kettner Boulevard; CEDAR STREET between the easterly line of California Street and a line parallel to and 50 feet east of the easterly line of Kettner Boulevard; DATE STREET between a line parallel to and 100 feet west of the westerly line of Kettner Boulevard, and a line parallel to and 50 feet east of the easterly line of Kettner Boulevard; FIR STREET between the easterly line of California Street and the easterly line of Kettner Boulevard; GRAPE STREET between the easterly line of California Street and a line parallel to and 25 feet east of the easterly line of Kettner Boulevard; HAWTHORN STREET between a line parallel to and 150 feet west of the westerly line of Kettner Boulevard and a line parallel to and 50 feet east of the easterly line of Kettner Boulevard; IVY STREET between the easterly line of California Street and a line parallel to and 100 feet east of the easterly line of Kettner Boulevard; JUNIPER STREET between a line parallel to and 50 feet west of the westerly line of Kettner Boulevard and a line parallel to and 100 feet east of the easterly line of Kettner Boulevard; all as more particularly shown on Drawing No. 21923-D entitled "KETTNER BOULEVARD (ASH STREET TO LAUREL STREET) UNDERGROUND UTILITY DISTRICT," copies of which are on file in the office of the City Clerk as Document No. RR- 262828 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.

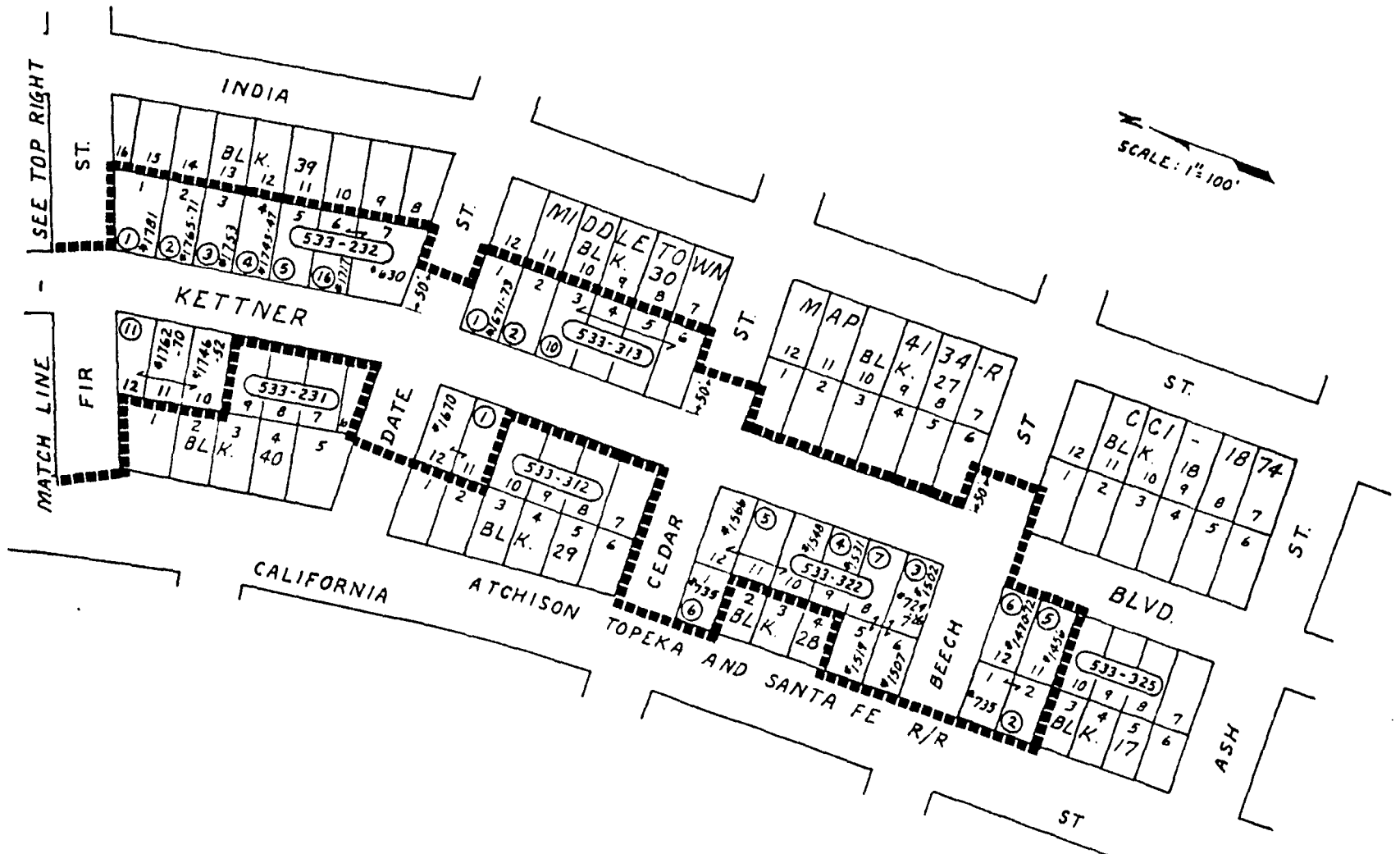
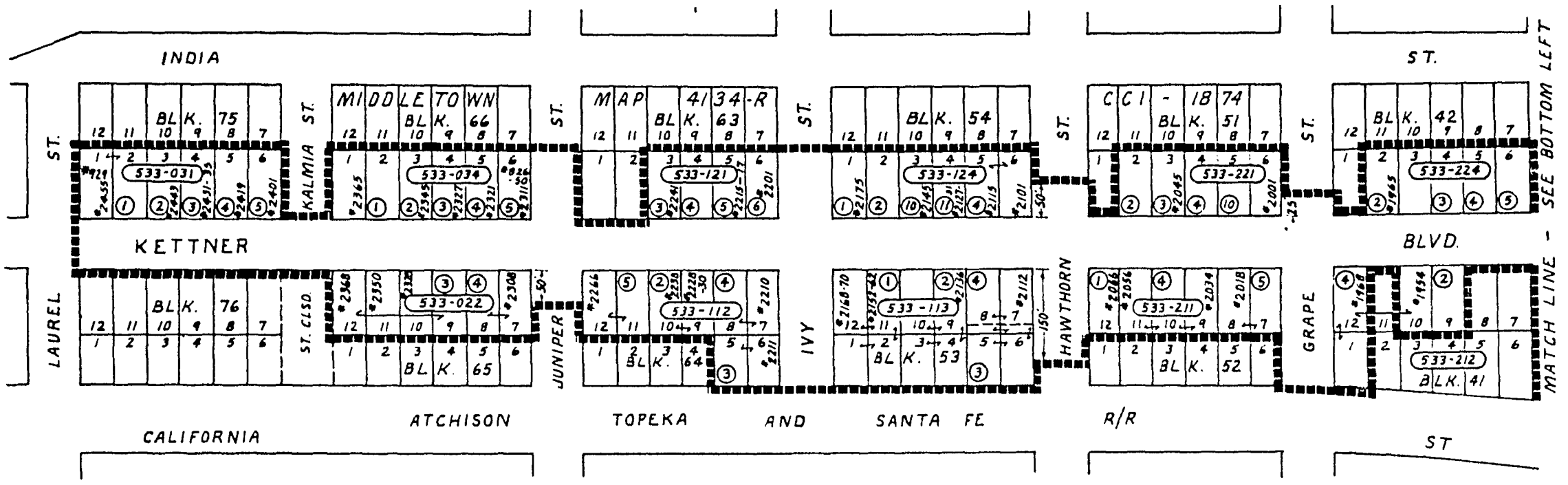
2. The City Council shall by subsequent resolution fix the date upon which the property in the district must be ready to receive underground service, and shall by subsequent resolution order the removal of all poles, overhead wires and associated overhead structures and the underground installation of wires and facilities for supplying electric, communication, community antenna television or similar or associated service.

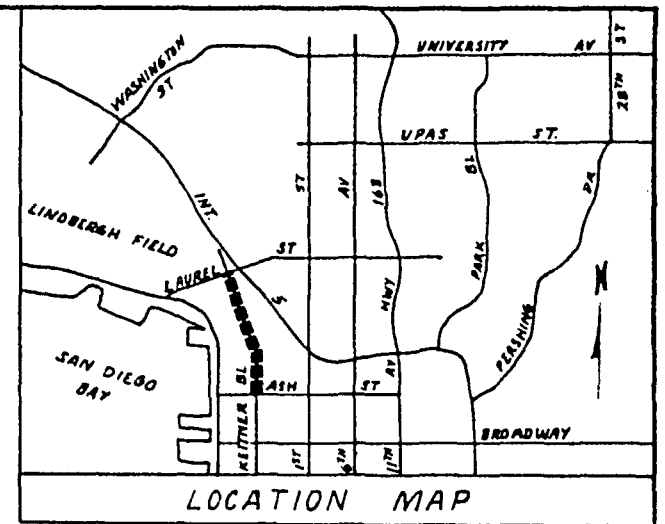
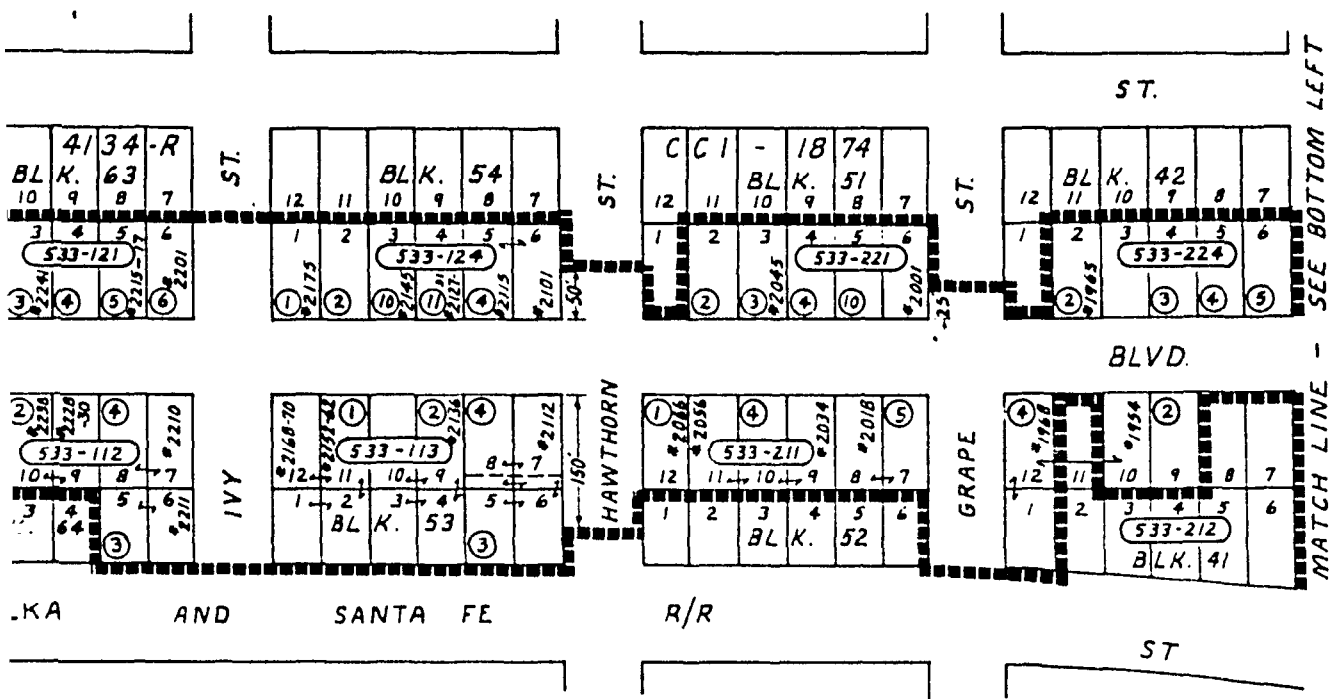
3. The City Clerk be and he is hereby instructed to notify all affected persons as defined in Chapter VI, Article 1, Division 5 of the San Diego Municipal Code, and all affected utility companies of the adoption of this resolution within fifteen (15) days after the date of such adoption. The City Clerk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

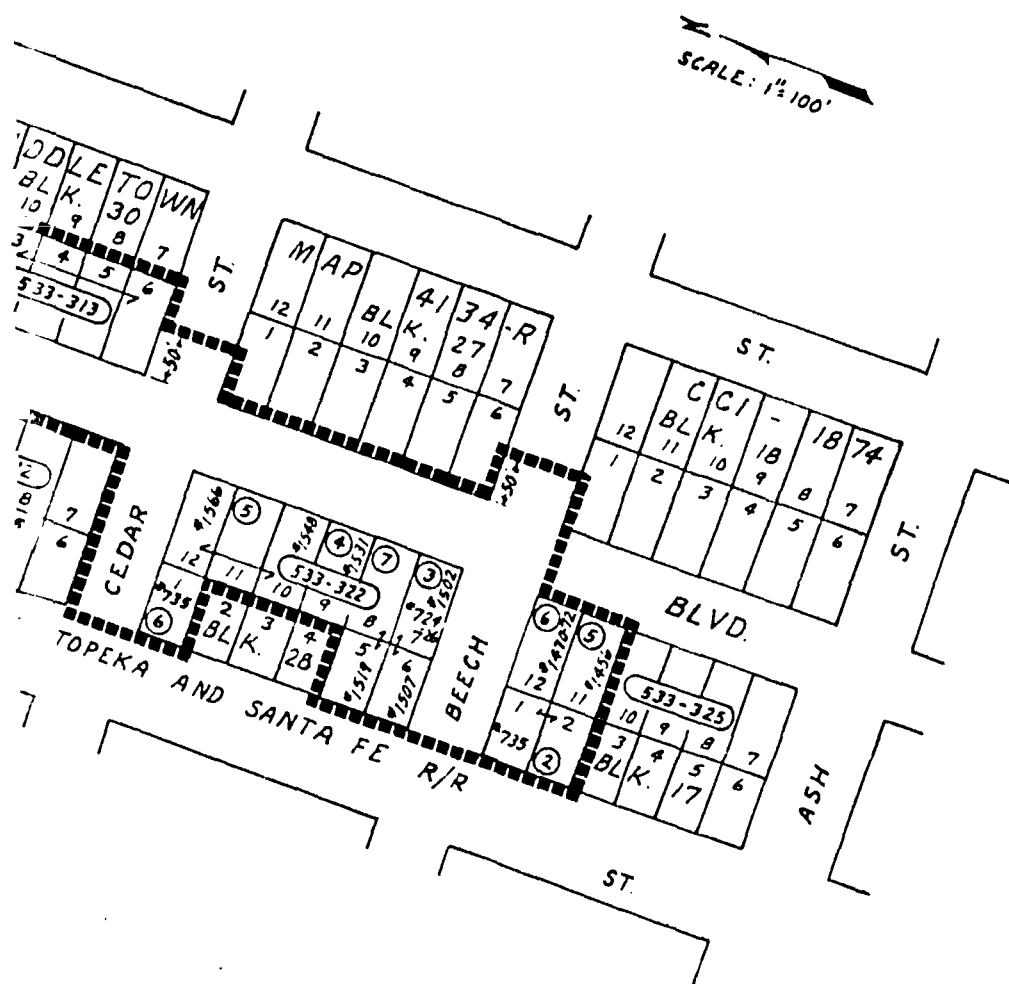
By 
John K. Riess, Deputy

JKR:mem:3/19/85
Or.Dept:E&D
R-85-1727
Form=r.uest





LEGEND:
 BOUNDARY OF UTILITY DISTRICT
 COUNTY ASSESSORS BOOK AND PAGE NO. 533-100
 COUNTY ASSESSORS PARCEL NO. ①
 DISTRICT HOUSE NO. *2000



RR
 DOCUMENT NO. 262828
 FILED APR 08 1985
 OFFICE OF THE CITY CLERK
 SAN DIEGO, CALIFORNIA

RESOLUTION NO. R-262828
 DATE ADOPTED APR 08 1985

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| KETTNER BOULEVARD LAUREL STREET to ASH STREET UNDERGROUND UTILITY DISTRICT | |
| CITY OF SAN DIEGO, CALIFORNIA ENGINEERING DEPARTMENT SHEET 1 OF 1 SHEETS | WO NO |
| CITY ENGINEER | DATE |
| DESIGNED BY | APPROVED DATE |
| ORIGINAL | D.W. MW 1-8-85 |
| CHECKED | |
| CITY ENGINEER | 204-1717 |
| CONTRACTOR | DATE STARTED |
| INSPECTOR | DATE COMPLETED |
| | 21923-D |

01090 R-263120

#330 (1)
(a-b)

Passed and adopted by the Council of The City of San Diego on MAY 7 1985,
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"/> |
| Gloria McColl | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| William Jones | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Ed Struikma | <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"/> |
| Dick Murphy | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Uvaldo Martinez | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Mayor Roger Hedgecock | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

AUTHENTICATED BY:

ROGER HEDGECOCK
Mayor of The City of San Diego, California.

(Seal)

CHARLES G. ABDELNOUR
City Clerk of The City of San Diego, California.

By Ellen Bovard, Deputy.

| | |
|---|---------------------------|
| Office of the City Clerk, San Diego, California | |
| Resolution Number <u>R-263120</u> | Adopted <u>MAY 7 1985</u> |

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SAN DIEGO, CALIF.

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