

(R-85-2519)

RESOLUTION NUMBER R- 263625

ADOPTED ON JUL 8 1985

RESOLUTION CALLING A PUBLIC HEARING TO DETERMINE WHETHER THE PUBLIC HEALTH, SAFETY OR GENERAL WELFARE REQUIRES THE FORMATION OF AN UNDERGROUND UTILITY DISTRICT TO BE KNOWN AND DENOMINATED AS THE SAN YSIDRO BOULEVARD (SUNSET LANE TO 150' N. OF SUNSET LANE AND 450' N. OF AVERIL ROAD TO SMYTHE AVENUE) UNDERGROUND UTILITY DISTRICT.

WHEREAS, Chapter VI, Article 1, Division 5 of the San Diego Municipal Code establishes a procedure for the creation of underground utility districts and requires as an initial step in such procedure the holding of a public hearing to determine whether the public health, safety or general welfare requires 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 in any such district; and

WHEREAS, it has been recommended that such an underground utility district, hereinafter called "the District," be formed as more particularly shown on Drawing No. 22151-D entitled "SAN YSIDRO BOULEVARD (SUNSET LANE TO 150' N. OF SUNSET LANE AND 450' N. OF AVERIL ROAD TO SMYTHE AVENUE) UNDERGROUND UTILITY DISTRICT," copies of which are on file in the office of the City Clerk as Document No. RR- 263625 ; and

WHEREAS, this action is exempt from the provisions of the California Environmental Quality Act of 1970 under City guidelines for implementation of said Act, as amended; NOW, THEREFORE,

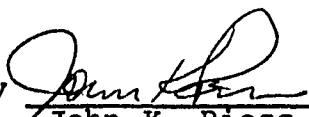
BE IT RESOLVED, by the Council of the City of San Diego, as follows:

1. Notice is hereby given that a public hearing will be held by the Council of The City of San Diego on August 6, 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 overhead structures and the underground installation of wires and facilities for supplying electric, communication, community antenna television or similar or associated service in the District described above.

2. At such hearing all persons interested shall be given an opportunity to be heard and said hearing may be continued from time to time as may be determined by the City Council. The decision of the City Council as to the formation of the District as described above shall be final and conclusive.

3. The City Clerk shall notify all affected persons as defined in Chapter VI, Article 1, Division 5 of the San Diego Municipal Code and each utility company concerned of the time and place of the hearing by following the procedure set forth in Chapter VI, Article 1, Division 5 of the San Diego Municipal Code.

APPROVED: John W. Witt, City Attorney

By   
\_\_\_\_\_  
John K. Riess  
Deputy City Attorney

JKR:mem:460  
6/19/85  
Or.Dept:E&D  
R-85-2519  
Form=r.ucal

The City of San Diego  
**CERTIFICATE OF CITY AUDITOR AND COMPTROLLER**

CERTIFICATION OF UNALLOTTED BALANCE AC 859157

I HEREBY CERTIFY that the money required for the allotment of funds for the purpose set forth in the foregoing resolution is available in the Treasury, or is anticipated to come into the Treasury, and is otherwise unallotted.

Amount \$ 7,000.00 Fund 18013

Purpose Authorizing expenditure of funds for San Ysidro Boulevard (Sunset Lane to 150' N. of Sunset Lane and 450' N. of Averil Road to Smythe Avenue) Under-ground Utility District.

*[Signature]*  
 Auditor and Comptroller  
 By *[Signature]*

Date June 12, 19 85

| ACCOUNTING DATA |       |      |       |      |         |           |             |            |          |            |
|-----------------|-------|------|-------|------|---------|-----------|-------------|------------|----------|------------|
| ACCTG LINE      | CY PY | FUND | DEPT  | ORG. | ACCOUNT | JOB ORDER | OPER. ACCT. | BENF/EQUIP | FACILITY | AMOUNT     |
| 1               |       |      | 30244 | 106  | 4114    | 372816    |             |            |          | \$7,000.00 |
|                 |       |      |       |      |         |           |             |            |          |            |
|                 |       |      |       |      |         |           |             |            |          |            |
|                 |       |      |       |      |         |           |             |            |          |            |
| TOTAL AMOUNT    |       |      |       |      |         |           |             |            |          | \$7,000.00 |

FUND OVERRIDE

**CERTIFICATION OF UNENCUMBERED BALANCE**

I HEREBY CERTIFY that the indebtedness and obligation to be incurred by the contract or agreement authorized by the hereto attached resolution, can be incurred without the violation of any of the provisions of the Charter of the City of San Diego; and I do hereby further certify, in conformity with the requirements of the Charter of the City of San Diego, that sufficient moneys have been appropriated for the purpose of said contract, that sufficient moneys to meet the obligations of said contract are actually in the Treasury, or are anticipated to come into the Treasury, to the credit of the appropriation from which the same are to be drawn, and that the said moneys now actually in the Treasury, together with the moneys anticipated to come into the Treasury, to the credit of said appropriation, are otherwise unencumbered.

Not to exceed \$ \_\_\_\_\_ Auditor and Comptroller

Dated \_\_\_\_\_, 19 \_\_\_\_\_ BY \_\_\_\_\_

PURPOSE \_\_\_\_\_

VENDOR \_\_\_\_\_

| ACCOUNTING DATA |       |      |      |      |         |           |             |            |          |        |
|-----------------|-------|------|------|------|---------|-----------|-------------|------------|----------|--------|
| ACCTG LINE      | CY PY | FUND | DEPT | ORG. | ACCOUNT | JOB ORDER | OPER. ACCT. | BENF/EQUIP | FACILITY | AMOUNT |
|                 |       |      |      |      |         |           |             |            |          |        |
|                 |       |      |      |      |         |           |             |            |          |        |
|                 |       |      |      |      |         |           |             |            |          |        |
|                 |       |      |      |      |         |           |             |            |          |        |
| TOTAL AMOUNT    |       |      |      |      |         |           |             |            |          |        |

FUND OVERRIDE

JUL 8 1985

Passed and adopted by the Council of The City of San Diego on .....  
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 Struiksmma          | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>                          |
| Mike Gotch             | <input type="checkbox"/>            | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | <input type="checkbox"/>                          |
| <del>Dick Murphy</del> | <del><input type="checkbox"/></del> | <del><input type="checkbox"/></del> | <del><input type="checkbox"/></del> | <del><input type="checkbox"/></del> <b>VACANT</b> |
| 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.

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

(Seal)

By *June A. Blackwell* ..... Deputy.

Office of the City Clerk, San Diego, California

Resolution Number **R-263625** Adopted **JUL 8 1985**

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