

(R-87-1348)

RESOLUTION NUMBER R- 267785

ADOPTED ON FEB 24 1987

A RESOLUTION AMENDING THE FIFTH AVENUE (LAUREL STREET TO UNIVERSITY AVENUE) UNDERGROUND UTILITY DISTRICT BOUNDARIES TO ENCOMPASS CERTAIN ADDITIONAL PROPERTIES.

WHEREAS, by Resolution No. R-263176, adopted on January 14, 1986, the City Council established the boundaries of FIFTH AVENUE (LAUREL STREET TO UNIVERSITY AVENUE) UNDERGROUND UTILITY DISTRICT; and

WHEREAS, the City Engineer and the affected utilities have reviewed the boundaries of FIFTH AVENUE (LAUREL STREET TO UNIVERSITY AVENUE) UNDERGROUND UTILITY DISTRICT and believe that a change in the boundaries would be more aesthetically pleasing and provide for more efficient construction of the project; and

WHEREAS, by Resolution No. R-267532, a public hearing was called for on Feb 24, 1987 at the hour of 10:00am 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 area to be added to the District, more particularly described as follows:

Lots A, B, J & K in Block 305, lots A and B in Block 306, lots A and B in Block 329, lot L in Block 330 in Horton's Addition Lockling Deed Book 13-Page 522; the easterly 50 feet of lot 4 in Block 4 of Loma Grande Map 692; lot 1 in Block 14 of Brookes Addition Map 596.

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

OLIVE STREET between a line parallel to and 25 feet east of the easterly line of Fifth Avenue, and a line parallel to and 120 feet east of the easterly line of Fifth Avenue; PALM STREET between a line parallel to and 25 feet east of the easterly line of Fifth Avenue and a line parallel to and 90 feet east of the easterly line of Fifth Avenue; QUINCE STREET between a line parallel to and 25 feet east of the easterly line of Fifth Avenue, and a line parallel to and 80 feet east of the easterly line of Fifth Avenue; BROOKES STREET between a line parallel to and 25 feet east of the easterly line of Fifth Avenue, and a line parallel to and 100 feet east of the easterly line of Fifth Avenue; all as more particularly shown on the revised Drawing No. 21971-D, entitled "FIFTH AVENUE (LAUREL STREET TO UNIVERSITY AVENUE) UNDERGROUND UTILITY DISTRICT," copies of which are on file in the office of the City Clerk as Document No.

RR-267532 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 addition to the existing 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.

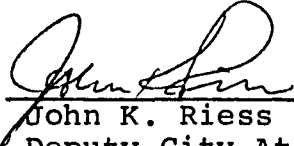
3. The City Clerk be and he is hereby instructed to notify all affected persons as defined in Chapter VI, Article 1,

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.

BE IT FURTHER RESOLVED, that in all other particulars, the FIFTH AVENUE (LAUREL STREET TO UNIVERSITY AVENUE) UNDERGROUND

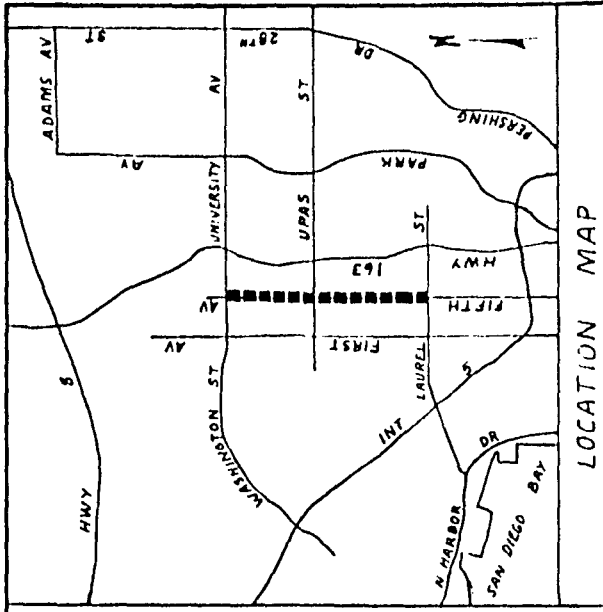
UTILITY DISTRICT shall remain as originally approved by the City Council.

APPROVED: John W. Witt, City Attorney

By 

John K. Riess
Deputy City Attorney

JKR:mrh:460
01/07/87
Or.Dept:E&D
R-87-1348
Form=r.uest



LOCATION MAP

LEGEND
 BOUNDARY OF UTILITY DISTRICT
 COUNTY ASSESSORS BOOK & PAGE NO 452-100
 COUNTY ASSESSORS PARCEL NO ①
 DISTRICT HOUSE NO *2600
 AREA TO BE ADDED

DOCUMENT NO. **PR-267532**

FILED **JAN 26 1987**

OFFICE OF THE CITY CLERK
 SAN DIEGO, CALIFORNIA

RESOLUTION NO. **R-267785**
 273176

DATE ADOPTED **5-14-85**

FEB 24 1987

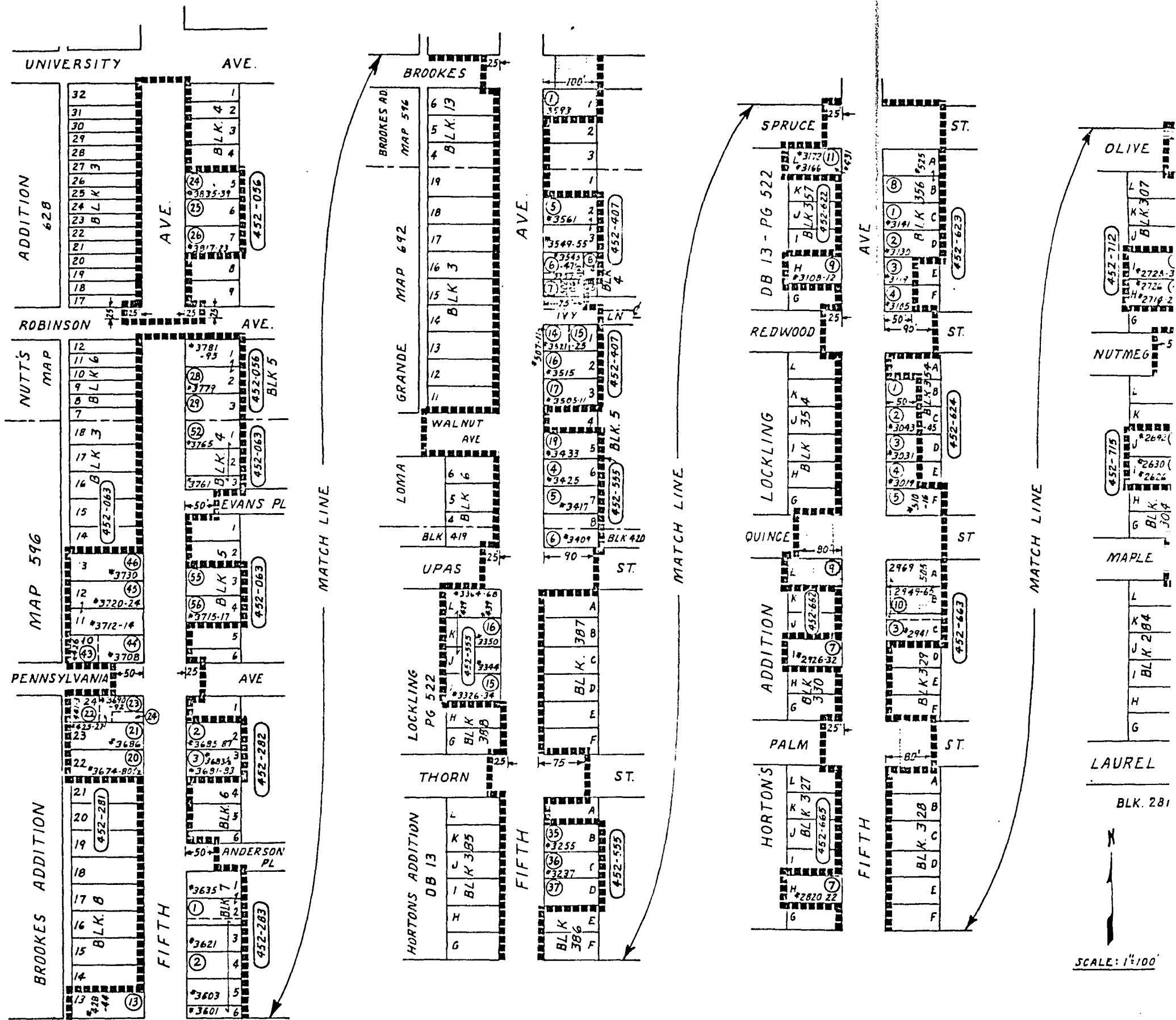
FIFTH AVENUE	
LAUREL ST. TO UNIVERSITY AVE.	
UNDERGROUND UTILITY DISTRICT	
CITY OF SAN DIEGO, CALIFORNIA	WC 118644
SHEET 1 OF 1 SHEETS	
DATE PREPARED	DATE CHECKED
BY	BY
REVISION	REVISION
APPROVED	APPROVED
DATE	DATE
CONTRACT NO.	206-1719
PROJECT NO.	21971-D

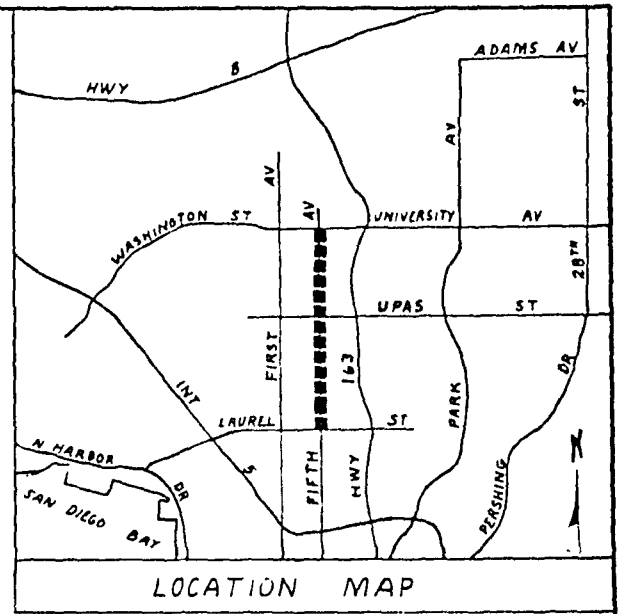
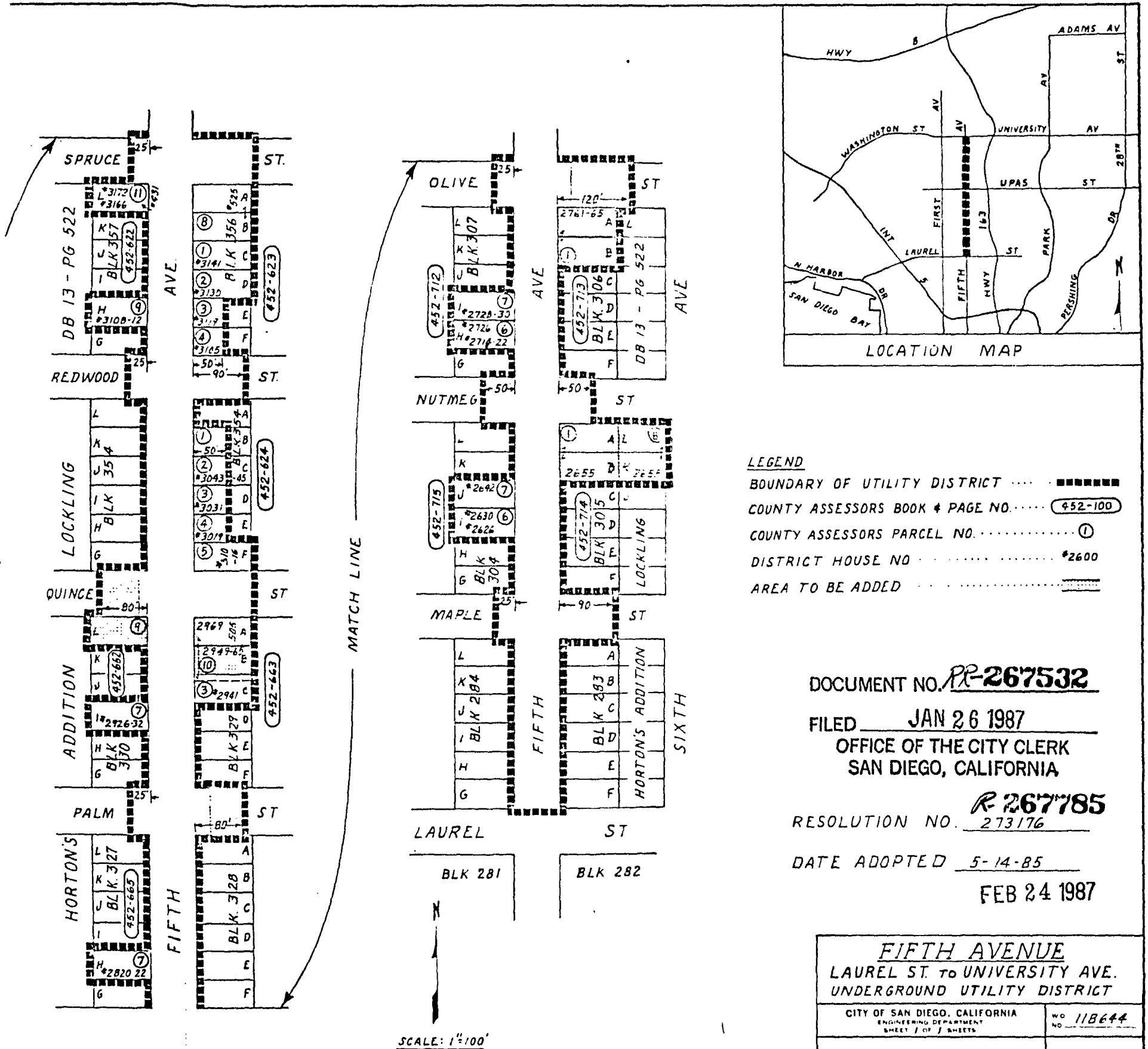
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SCALE: 1"=100'

01388





LEGEND

- BOUNDARY OF UTILITY DISTRICT ■■■■■■
- COUNTY ASSESSORS BOOK & PAGE NO. (452-100)
- COUNTY ASSESSORS PARCEL NO. ①
- DISTRICT HOUSE NO. *2600
- AREA TO BE ADDED - - - - -

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FIFTH AVENUE LAUREL ST. TO UNIVERSITY AVE. UNDERGROUND UTILITY DISTRICT	
CITY OF SAN DIEGO, CALIFORNIA ENGINEERING DEPARTMENT SHEET 2 OF 3 SHEETS	WO NO. 118644
CITY ENGINEER	DATE
DESIGNER	DATE
APPROVED BY	DATE
ORIGINAL	DW
REVISED	DW
CHECKED BY	DATE
CONTROLled BY	206-1719
CENTRAL FOR INSPECTION	DATE STARTED
	DATE COMPLETED
	21971-0

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Passed and adopted by the Council of The City of San Diego on FEB 24 1987,
by the following vote:

Council Members	Yeas	Nays	Not Present	Ineligible
Abbe Wolfsheimer	<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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Judy McCarty	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Celia Ballesteros	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Maureen O'Connor	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

MAUREEN O'CONNOR
Mayor of The City of San Diego, California.

(Seal)

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

By Ellen Board, Deputy.

Office of the City Clerk, San Diego, California	
Resolution Number <u>R-267785</u>	Adopted <u>FEB 24 1987</u>