

(R-88-1055)

RESOLUTION NUMBER R- 270240

ADOPTED ON JAN 26 1988

A RESOLUTION ESTABLISHING AN UNDERGROUND UTILITY DISTRICT TO BE KNOWN AND DENOMINATED AS THE IMPERIAL AVENUE (EIGHTH AVENUE TO TWENTY-FOURTH STREET) UNDERGROUND UTILITY DISTRICT.

WHEREAS, by Resolution No. R-269837, a public hearing was called for on January 26, 1988 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:

The southerly half of lots 31 and 32 in Block 46, the northerly half of lots 1-8 in Block 63, lots 6 and 7 in Block 47, lot 6 in Block 48, lot 1 in Block 61, lots 6 and 7 in Block 49, lots 1-3 and 12 in Block 60, lot 12 in Block 59, lots 1-6 and 12 and the westerly half of lots 7-11 in Block 57, lots 1-6 in Block 56, lots 1-6 and 11-13 in Block 55, all in Sherman's Addition, Refiled Map 856; lot F in Block 170, lots A-F and L in Block 169, lot A and lots J-L in Block 153, lots F & G in Block 150, lots A & L in Block 155, lots F-H in Block 149, lot A in Block 156, lots F & G in Block 148, lot L in Block 157, lots A-D and K and L in

Block 158, lots D-H in Block 147, lots E-H in Block 146, lot L in Block 159, all in Horton's Addition lockling, Deed Book 13, Page 522.

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

IMPERIAL AVENUE between the westerly line of Twenty-fourth Street, and the easterly line of Seventh Avenue; EIGHTH AVENUE between a line parallel to and one hundred seventy-five (175) feet north of the northerly line of Imperial Avenue, and a line parallel to and one hundred twenty-five (125) feet south of the southerly line of Imperial Avenue; NINTH AVENUE between a line parallel to and one hundred seventy-five (175) feet north of the northerly line of Imperial Avenue, and the southerly line of Imperial Avenue; TENTH AVENUE between a line parallel to and one hundred (100) feet north of the northerly line of Imperial Avenue and the southerly line of Imperial Avenue; ELEVENTH AVENUE between a line parallel to and one hundred seventy-five (175) feet north of the northerly line of Imperial Avenue, and a line parallel to and one hundred (100) feet south of the southerly line of Imperial Avenue; TWELFTH AVENUE between a line parallel to and one hundred (100) feet south of the southerly line of Imperial Avenue and the northerly line of Imperial Avenue; THIRTEENTH STREET between a line parallel to and two hundred (200) feet north of the northerly line of Imperial Avenue, and the southerly line of Imperial Avenue; FOURTEENTH STREET between a line parallel to and one hundred twenty-five (125) feet north of the northerly line of Imperial Avenue, and a line parallel to

and two hundred seventy-five (275) feet south of the southerly line of Imperial Avenue; FIFTEENTH STREET between the northerly line of Imperial Avenue, and the northerly line of Commercial Avenue; SIXTEENTH STREET between a line parallel to and two hundred (200) feet south of the southerly line of Imperial Avenue, and the northerly line of Imperial Avenue; SEVENTEENTH STREET between a line parallel to and one hundred (100) feet north of the northerly line of Imperial Avenue, and a line parallel to and one hundred (100) feet south of the southerly line of Imperial Avenue; NINETEENTH STREET between a line parallel to and fifty (50) feet north of the northerly line of Imperial Avenue, and a line parallel to and one hundred fifty (150) feet south of the southerly line of Imperial Avenue; TWENTIETH STREET between a line parallel to and two hundred (200) feet south of the southerly line of Imperial Avenue, and a line parallel to and fifty (50) feet north of the northerly line of Imperial Avenue; TWENTY-FIRST STREET between a line parallel to and fifty (50) feet north of the northerly line of Imperial Avenue, and a line parallel to and one hundred (100) feet south of the southerly line of Imperial Avenue; TWENTY-SECOND STREET between a line parallel to and fifty (50) feet north of the northerly line of Imperial Avenue, and a line parallel to and one hundred (100) feet south of the southerly line of Imperial Avenue; all as more particularly shown on Drawing No. 23945-D entitled "IMPERIAL AVENUE (8TH AVENUE TO 24TH STREET) UNDERGROUND UTILITY DISTRICT," copies of which are on file in the office of the City Clerk as Document No. RR-269837 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.

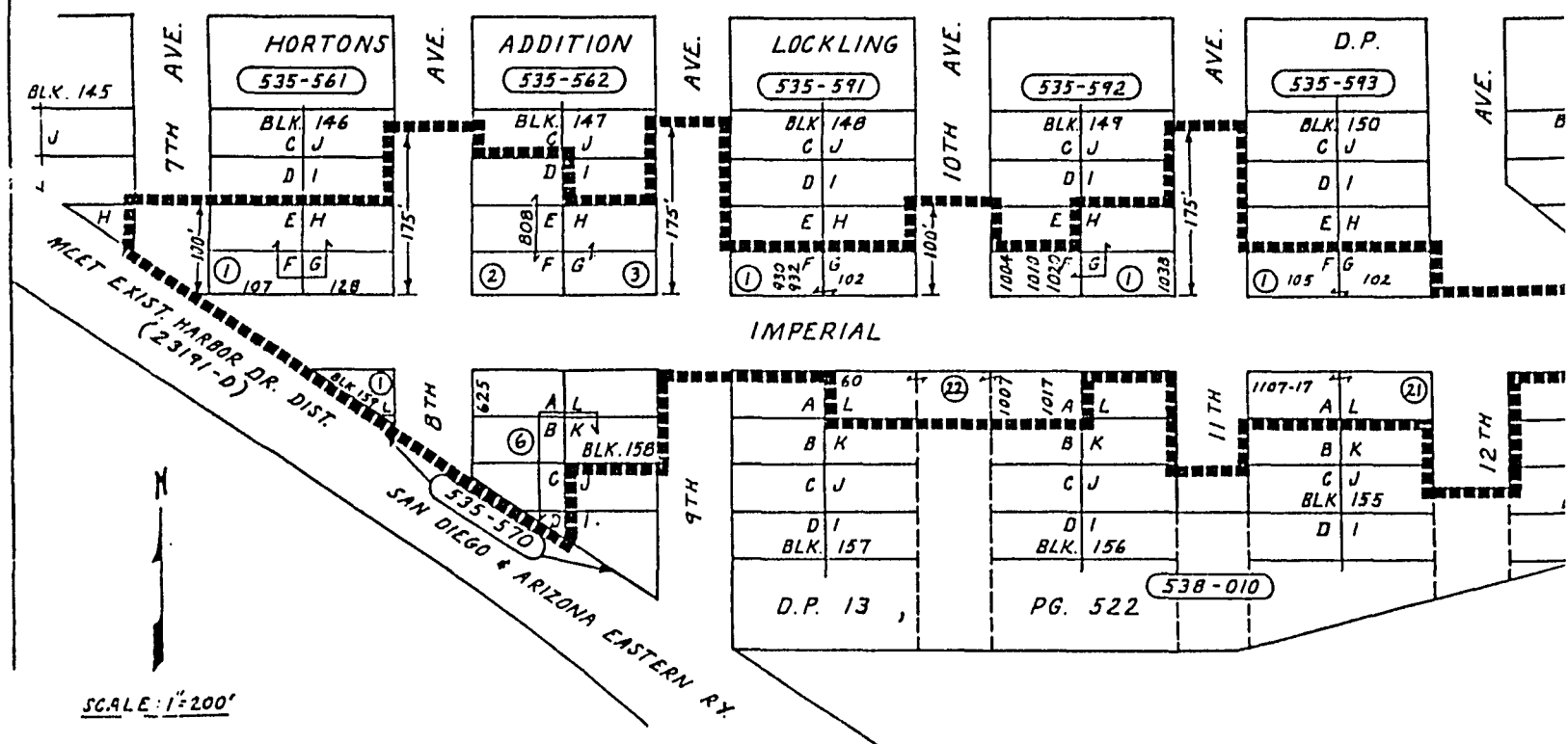
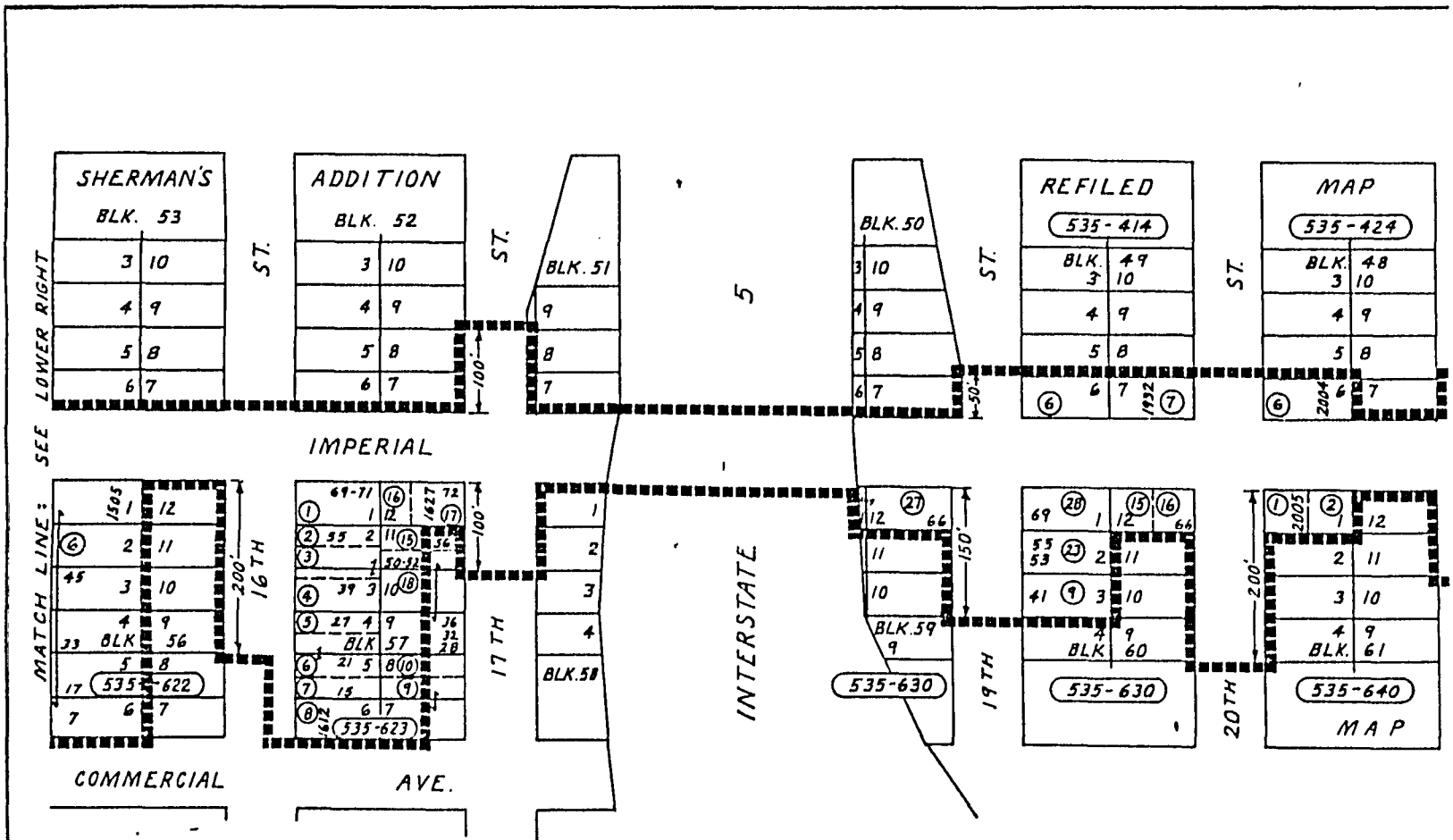
3. The City Clerk be and he is hereby instructed to notify all affected persons as defined in Chapter VI, Article 1, Division 5 of the San Diego Municipal Code, and all affected utility companies of the adoption of this resolution within fifteen (15) days after the date of such adoption. The City Clerk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

JKR:wk:460
11/10/87
Or.Dept:E&D
R-88-1055
Form=r.uest



SCALE: 1"=200'

2/1/88

JAN 26 1988

Passed and adopted by the Council of The City of San Diego on..... ,
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"/>
Ron Roberts	<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"/>
H. Wes Pratt	<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"/>
J. Bruce Henderson	<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"/>
Bob Filner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Maureen O'Connor	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input 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 *Bhanda B. Barnes* Deputy.

Office of the City Clerk, San Diego, California	
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