

RESOLUTION NUMBER R- 276044

ADOPTED ON JUL 2 1990

A RESOLUTION DESIGNATING AUGUST 1, 1990 AS THE DATE UPON WHICH ALL PROPERTY IN THE BALBOA AVENUE (CLAIREMONT DRIVE TO 2,700' EAST OF CLAIREMONT DRIVE) UNDERGROUND UTILITY DISTRICT MUST BE READY TO RECEIVE UNDERGROUND SERVICE AND SEPTEMBER 1, 1990 AS THE DATE FOR THE REMOVAL OF ALL OVERHEAD UTILITY FACILITIES.

WHEREAS, this Council did on March 13, 1990 by Resolution No. R-275268 establish the BALBOA AVENUE (CLAIREMONT DRIVE TO 2,700' EAST OF CLAIREMONT DRIVE) UNDERGROUND UTILITY DISTRICT which required the conversion of certain overhead electric, communication and community antenna television facilities; and

WHEREAS, pursuant to said Resolution No. R-275268, the date upon which property in the district had to be ready to receive underground service and the date upon which the removal of all poles, overhead wires and associated overhead structures had to be effected was to be subsequently designated by resolution; NOW, THEREFORE,

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

1. That August 1, 1990 be and the same is hereby established and designated as the date upon which all property within the BALBOA AVENUE (CLAIREMONT DRIVE TO 2,700' EAST OF CLAIREMONT DRIVE) UNDERGROUND UTILITY DISTRICT must be ready to receive underground utility service and that September 1, 1990 be

and the same is hereby designated as the date upon which all overhead utility facilities must be removed.

2. That the City Clerk is hereby directed to give notice to 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 No.

R- 276044 within fifteen (15) days after the date of such adoption. The City Clerk shall specifically notify the affected persons 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 premise 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 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.

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3. The City Manager is hereby directed to give notice to such affected persons and affected utilities in accordance with section 61.0511(b) of the San Diego Municipal Code.

APPROVED: JOHN W. WITT, City Attorney

By   
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John K. Riess  
Deputy City Attorney

JKR:pev  
06/18/90  
Or. Dept: E&D  
R-90-2217  
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#103 (a-b)

Passed and adopted by the Council of The City of San Diego on JUL 2 1990,  
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"/>
John Hartley	<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"/>
Linda Bernhardt	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 Ellen Howard, Deputy.

Office of the City Clerk, San Diego, California	
Resolution Number <u>R 276044</u>	Adopted <u>JUL 2 1990</u>

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CITY CLERK'S OFFICE  
SAN DIEGO, CA