

RESOLUTION NUMBER R- 276258

ADOPTED ON JUL 31 1990

A RESOLUTION ESTABLISHING AN UNDERGROUND UTILITY DISTRICT TO BE KNOWN AND DENOMINATED AS THE BALBOA AVENUE (I-5 TO CLAIREMONT DRIVE) UNDERGROUND UTILITY DISTRICT.

WHEREAS, by Resolution No. R- 276040, a public hearing was called for on 7/31/90 at the hour of 10:00a.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 Balboa Avenue (I-5 to Clairemont Drive) Underground Utility District shall be established to include the following public rights-of-way:

Balboa Avenue from the easterly line of Interstate 5 to the easterly line of Modoc Drive and the westerly line of the alley west of Clairemont Drive and north of Balboa Avenue, all as more particularly shown on Drawing No. 25022-D entitled "BALBOA AVENUE (I-5 TO CLAIREMONT DRIVE) UNDERGROUND UTILITY DISTRICT," copies of which are on file in the office of the City Clerk as Document No. RR- 276040 and attached hereto and incorporated herein as Exhibit A; and

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SAN DIEGO, CALIF.

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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

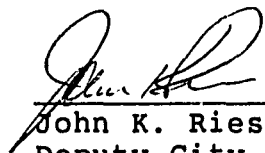
facilities for supplying electric, communication, community antenna television or similar or associated service.

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.

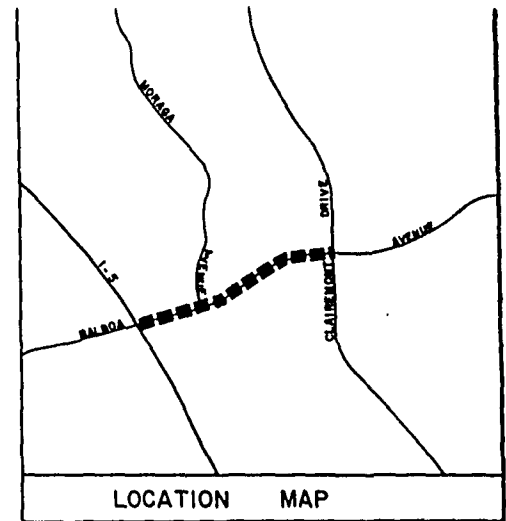
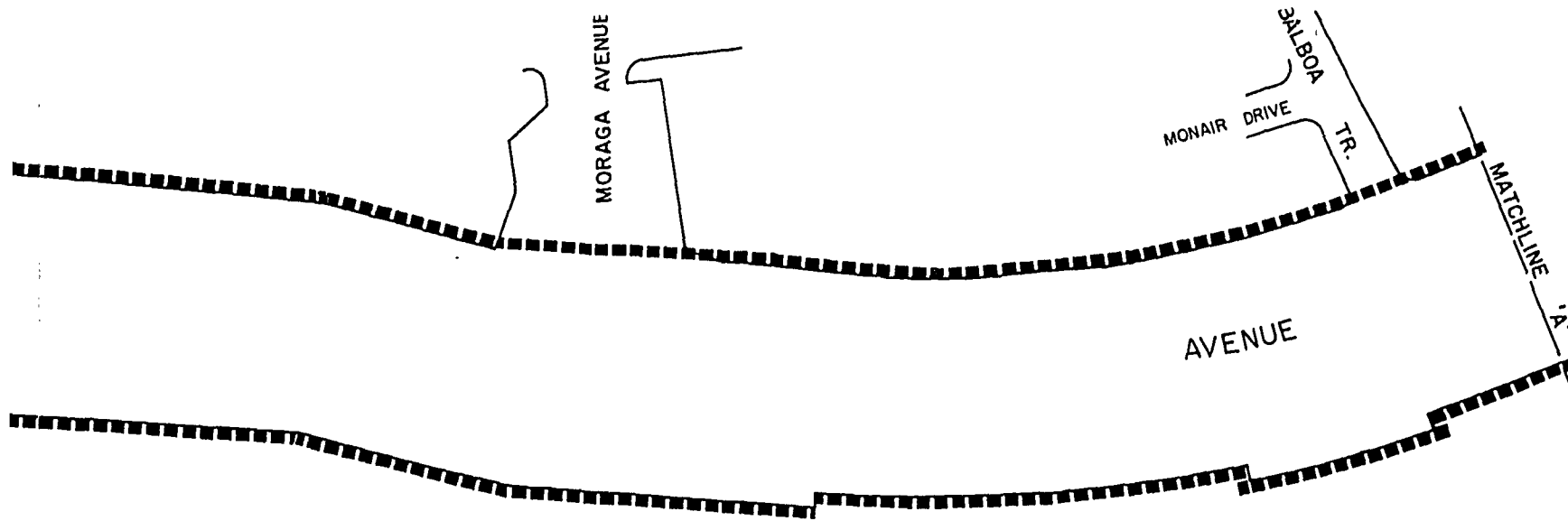
APPROVED: JOHN W. WITT, City Attorney

By



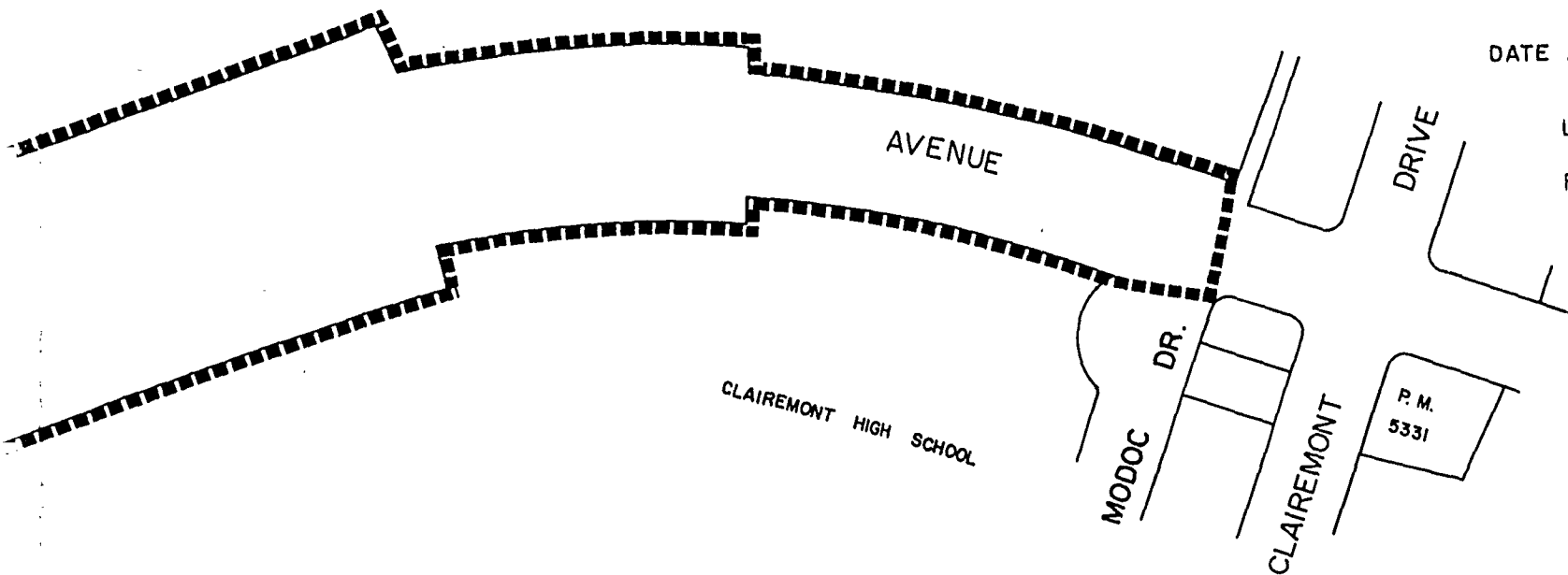
John K. Riess
Deputy City Attorney

JKR:pev
06/18/90
Or.Dept:E&D
R-90-2227
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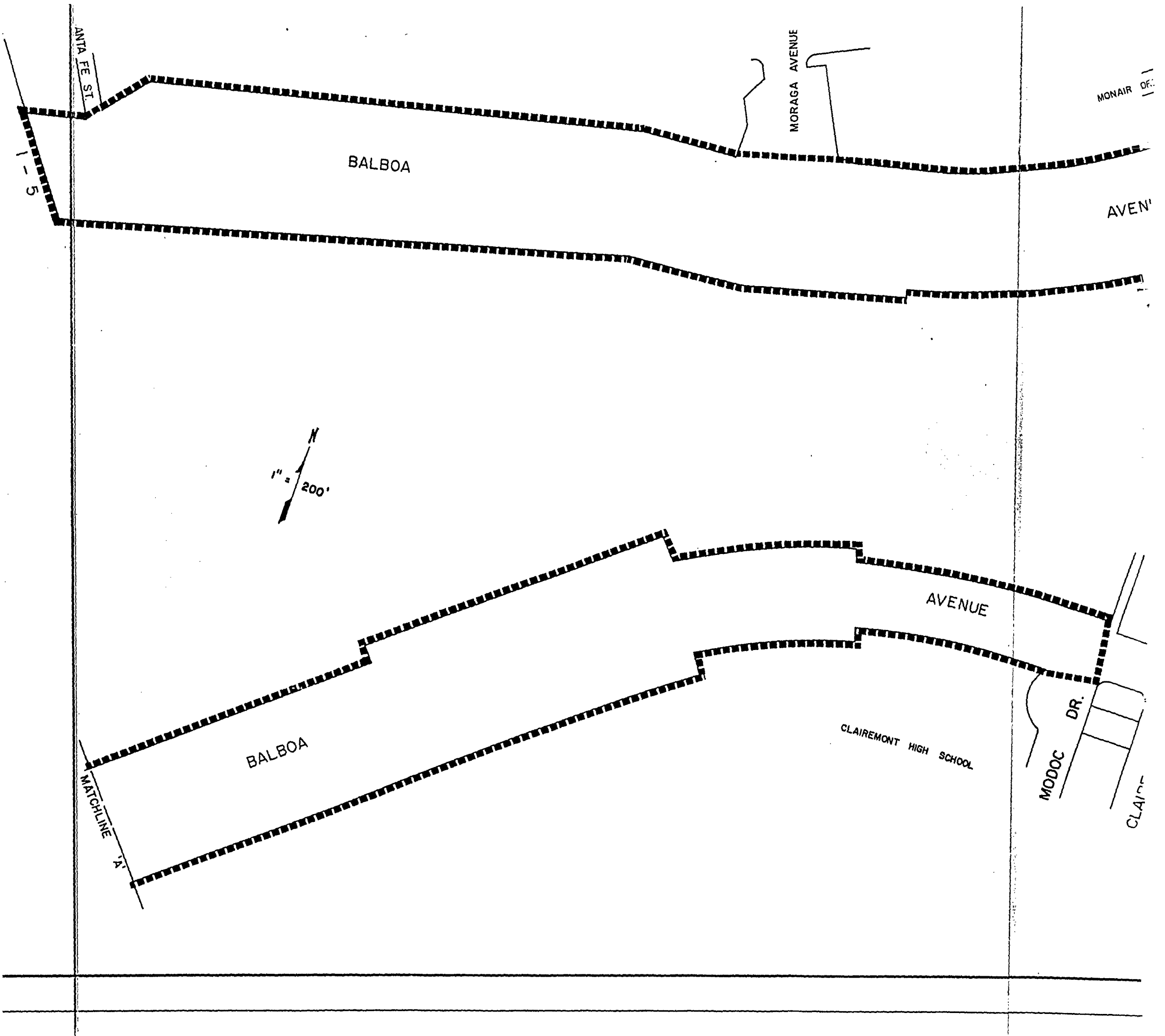
LEGEND:

- BOUNDARY OF UTILITY DISTRICT ■■■■■■■■
- COUNTY ASSESSORS BOOK & PAGE NO. 417-100
- COUNTY ASSESSORS PARCEL NO. ①
- DISTRICT HOUSE NO. 2700



RESOLUTION NO. R 276040
 DATE ADOPTED JUL 02 1990
 DOCUMENT NO. RR-276040
 FILED JUL 02 1990
 OFFICE OF THE CITY CLERK
 SAN DIEGO, CALIFORNIA

BALBOA AVENUE (69 KV) (1-5 TO CLAIREMONT DRIVE) UNDERGROUND UTILITIES DISTRICT			
CITY OF SAN DIEGO, CALIFORNIA ENGINEERING DEPARTMENT SHEET 1 OF 1 SHEETS			W.O. NO. <u>119434</u>
CITY ENGINEER _____		DATE _____	
DIVISION HEAD _____		DATE _____	
DESCRIPTION	BY	APPROVED	DATE
ORIGINAL	D. Patrick	S. H. H. H.	8/25/90
CONTRACTOR _____	DATE STARTED _____	INSPECTOR _____	DATE COMPLETED _____
			25022 -D



334 (A)

Passed and adopted by the Council of The City of San Diego on JUL 31 1990,
by the following vote:

Council Members	Yeas	Nays	Not Present	Ineligible
Abbe Wolfsheimer	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 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 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 Linda Ferguson, Deputy.

Office of the City Clerk, San Diego, California

Resolution R-276258
Number Adopted JUL 31 1990

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