

(R-92-397)

RESOLUTION NUMBER R- 278968

ADOPTED ON NOV 12 1991

A RESOLUTION ESTABLISHING AN UNDERGROUND UTILITY DISTRICT TO BE KNOWN AND DENOMINATED AS THE COLUMBIA STREET (ASH STREET TO JUNIPER STREET) UNDERGROUND UTILITY DISTRICT.

WHEREAS, by Resolution No. R-278731, a public hearing was called for on NOV 12 1991 at the hour of 2:00 P.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:

Lot 10 of Block 19, lots 1-6 of Block 20, lots 7-12 of Block 26, lots 1-3 of Block 25, lots 7-11 of Block 34, lots 1-6 of Block 32, lots 12-19 of Block 38, lots 1-5 of Block 34, lots 5 and 6 of Block 37, lots 7-12 of Block 43, lots 1-6 of Block 44, lots 7-12 of Block 50, lots 1-6 of Block 49, lots 7-12 of Block 55, lots 1-6 of Block 56, and lots 7-11 of Block 62 of Middletown, Map No. 4134-R.

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

COLUMBIA STREET between the northerly boundary of Ash Street to a line parallel to and 150 feet north of the southerly line of Juniper Street; BEECH STREET between a line parallel to and 70 feet west of the westerly line of Columbia Street and a line parallel to and 50 feet east of the easterly line of Columbia Street; CEDAR STREET between a line 100 feet west of the westerly line of Columbia Street and a line parallel to and 100 feet east of the easterly line of Columbia Street; DATE STREET between a line 100 feet west of the westerly line of Columbia Street and a line parallel to and 100 feet east of the easterly line of Columbia Street; ELM STREET between a line parallel to and 100 feet east of the easterly line of Columbia Street; FIR STREET between a line parallel to and 100 feet west of the westerly line of Columbia Street; GRAPE STREET between a line parallel to and 100 feet west of the westerly line of Columbia Street and a line parallel to and 100 feet east of the easterly line of Columbia Street; HAWTHORN STREET between a line parallel to and 100 feet east of the easterly line of Columbia Street; IVY STREET between a line parallel to and 100 feet west of the westerly line of Columbia Street.

all as more particularly shown on Drawing No. 25739-D entitled "COLUMBIA STREET (ASH STREET TO JUNIPER STREET) UNDERGROUND UTILITY DISTRICT," copies of which are on file in the office of the City Clerk as Document No. RR-278731 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

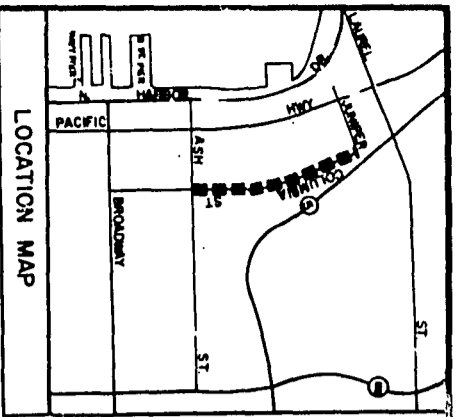
ordinances. The Clerk's notification shall be made in the manner provided in Chapter VI, Article 1, Division 5 of the San Diego Municipal Code.

APPROVED: JOHN W. WITT, City Attorney

By 

John K. Riess
Deputy City Attorney

JKR:pev
09/11/91
Or.Dept:E&D
R-92-397
Form=r.uest



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LEGEND:
 BOUNDARY OF UTILITY DISTRICT:
 COUNTY ASSESSORS BOOK & PAGE NO. 533-330
 COUNTY ASSESSORS PARCEL NO. 2100
 DISTRICT HOUSE NO. 2100

COLUMBIA STREET
 ASH STREET TO JUNIPER STREET
 UNDERGROUND UTILITIES DISTRICT

CITY OF SAN DIEGO, CALIFORNIA
 ENGINEERING DEPARTMENT
 No. 119428

RESOLUTION NO. _____
 DATE ADOPTED _____

DOCUMENT NO. **R-278731**
 FILED **OCT - 7 1991**
 OFFICE OF THE CITY CLERK
 SAN DIEGO, CALIFORNIA

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|---------------|----------------|----------------|
| CONTRACT NO. | DATE SUBMITTED | DATE COMPLETED |
| 25739-D | | |
| CONTRACTOR | DATE STARTED | DATE COMPLETED |
| | | |
| GENERAL | APPROVED DATE | FILED |
| | | |
| ENGINEER | DATE | |
| | | |
| CITY ENGINEER | DATE | |
| | | |

R-278968

337 (A)
(u-b)

NOV 12 1991

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"/> |
| John Hartley | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| H. Wes Pratt | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| Tom Behr | <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 *Maureen O'Connor*, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number **R-278968** Adopted **NOV 12 1991**