(R-93-342)

## RESOLUTION NUMBER R- 280825 ADOPTED ON OCT 06 1992

A RESOLUTION ESTABLISHING AN UNDERGROUND UTILITY DISTRICT TO BE KNOWN AND DENOMINATED AS THE GOVERNOR DRIVE (STRESEMANN STREET TO REGENTS ROAD) UNDERGROUND UTILITY DISTRICT.

WHEREAS, by Resolution No. R-\_\_\_\_\_, a public hearing was

called for on OCT 06 1992 at the hour of 2:00 pm: 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:

Lots 103-117, 2-9, University City Manor No. 2 Map 4727; Lots 512-513, 604-617, University City No. 2 Map 4763.

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

of the westerly line of STRESEMANN STREET and a line parallel to and 100 feet west of the westerly line of REGENTS ROAD;

STRESEMANN STREET between a line parallel to and 100 feet north of the northerly line of GOVERNOR DRIVE and a line parallel to and 70 feet south of the southerly line of GOVERNOR DRIVE; DUNANT STREET between a line parallel to and 100 feet north of the

northerly line of GOVERNOR DRIVE and the southerly line of GOVERNOR DRIVE; REGENTS ROAD from a line parallel to and 180 feet south of the southerly line of GOVERNOR DRIVE to a line parallel to and 550 feet south of the southerly line of GOVERNOR DRIVE. all as more particularly shown on Drawing No. 25828-D entitled "GOVERNOR DRIVE (STRESEMANN STREET TO REGENTS ROAD) UNDERGROUND UTILITY DISTRICT," copies of which are on file in the office of the City Clerk as Document No. RR
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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.
- 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

R-280825

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.

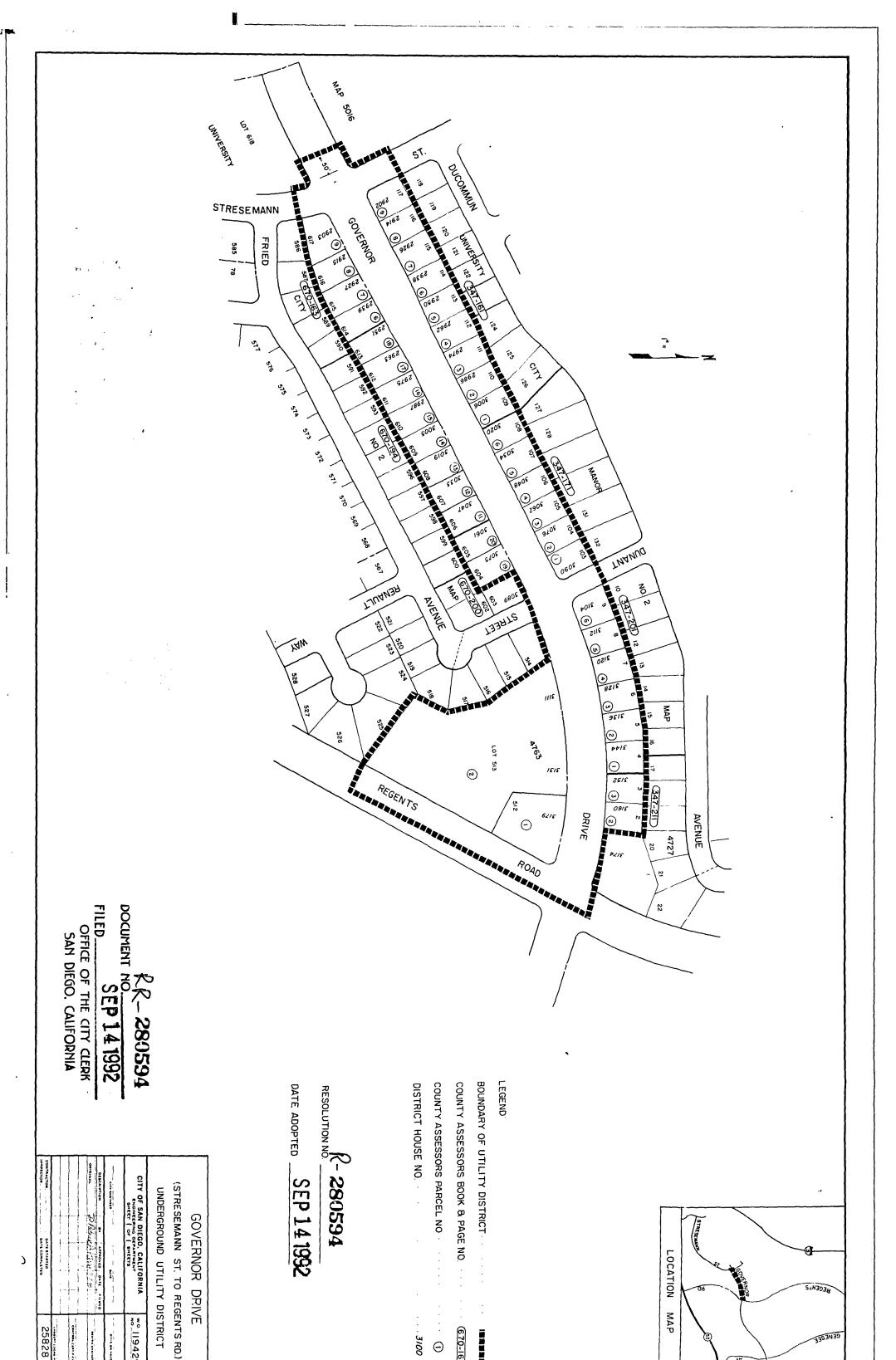
APPROVED: JOHN W. WITT, City Attorney

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John K. Riess

Deputy City Attorney

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Council Members	Yeas	Nays	Not Present	Ineligible
Abbe Wolfsheimer				
Ron Roberts				
John Hartley				
George Stevens	4			
Tom Behr	و ا			
Valerie Stallings				
Judy McCarty				
Bob Filner				
Mayor Maureen O'Connor			<u> </u>	
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.		

Office of the City Clerk, San Diego, California

Resolution 280825 Adopted 0CT 06 1992

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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 Ron Roberts John Hartley George Stevens Tom Behr Valerie Stallings Judy McCarty **Bob Filner** Mayor Maureen O'Connor MAUREEN O'CONNOR **AUTHENTICATED BY:** Mayor of The City of San Diego, California. CHARLES G. ABDELNOUR (Seal) City Clerk of The City of San Diego, California.

Office of the City Clerk, San Diego, California

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