

(R-93-504)

RESOLUTION NUMBER R-281084
ADOPTED ON NOV 17 1992

A RESOLUTION ESTABLISHING AN UNDERGROUND
UTILITY DISTRICT TO BE KNOWN AND DENOMINATED
AS THE OCEAN VIEW BOULEVARD (25TH STREET TO
29TH STREET) UNDERGROUND UTILITY DISTRICT.

WHEREAS, by Resolution No. R-280871, a public hearing was
called for on NOV 17 1992 at the hour of 2 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:

Lots 25 and 26 of Block 324, lots 34 and 35, and
47 and 48 of Block 317 of Reed & Daley's Addition,
Map 281; lots 47 and 48 of Block 274, lots 47 and 48 of
Block 275, lots 27 and 28 of Block 276, lots 1 and 2 of
Block 279, lots 25 through 29, and 36 through 38 of
Block 277, lots 20 through 24 of Block 278 of San Diego
Land & Town Co. Addition, Map 379; lots 1 through 5 of
Block 277, lots 17 through 20 of Block 278 of Lincoln
Park, Map 478.

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

OCEAN VIEW BOULEVARD between a line parallel to and 50' south of the southerly line of 29th Street and the southerly line of Commercial Street; 29TH STREET between the southerly boundary of Ocean View Boulevard and a line parallel to and 50' north of the northerly line of Ocean View Boulevard; 28TH STREET between the southerly boundary of Ocean View Boulevard and a line parallel to and 50' north of the northerly line of Ocean View Boulevard; DEWEY STREET between a line parallel to and 100' southwest of the southwesterly line of Ocean View Boulevard and a line parallel to and 100' northeast of the northeasterly line of Ocean View Boulevard; PUEBLO STREET between a line parallel to and 140' west of the northwesterly line of Ocean View Boulevard;

all as more particularly shown on Drawing No. 25910-D entitled "OCEAN VIEW BOULEVARD (25TH STREET TO 29TH STREET) UNDERGROUND UTILITY DISTRICT," copies of which are on file in the office of the City Clerk as Document No. RR-280871 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.

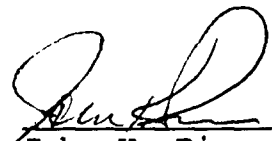
2. The City Council shall by subsequent resolution fix the date upon which the property in the district must be ready to receive underground service, and shall by subsequent resolution order the removal of all poles, overhead wires and associated overhead structures and the underground installation of 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
09/16/92
Or. Dept: E&D
R-93-504
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Passed and adopted by the Council of The City of San Diego on NOV 17 1992
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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
John Hartley	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
George Stevens	<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"/>
Valerie Stallings	<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:

(Seal)

MAUREEN O'CONNOR
Mayor of The City of San Diego, California.

CHARLES G. ABDELNOUR
City Clerk of The City of San Diego, California.

By Branda R. Barnes, Deputy.

Office of the City Clerk, San Diego, California	
Resolution Number <u>R-281081</u>	Adopted <u>NOV 17 1992</u>

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UNITED STATES
SALT BUREAU, CA