

(R-93-532)

RESOLUTION NUMBER R-281088

ADOPTED ON NOV 17 1992

A RESOLUTION ESTABLISHING AN UNDERGROUND UTILITY DISTRICT TO BE KNOWN AND DENOMINATED AS THE SKYLINE DRIVE (TRINIDAD WAY TO 66TH STREET) UNDERGROUND UTILITY DISTRICT.

WHEREAS, by Resolution No. R-280873, 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 1-10, 38-40 of Regency Park, Map 3223;
portion of lots 11, 13 and 14 of Cave and McHatton
Subdivision, Map 159, lots 1-11 of Cairo No. 1,
Map 4740; lots 1, 85-93 of Casa Bonita, Map 4736;
portion of lots C, E, and F of Encanto, Map 749;
lots 1, 10 and 11 of Harris and Tate Addition, Map
4184; portion of parcel 3 of Parcel Map 7699, lots 22
and 23 of Martin Luther King Park Unit 1, Map 8010;
lots 3-7 of Encanto, lot H, Map 1380; parcel 4 of
Parcel Map 9908.

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

SKYLINE DRIVE between the westerly line of 58th Street and the easterly line of 66th Street; 58TH STREET between a line parallel to and 70 feet north of the northerly line of Skyline Drive and a line parallel to and 100 feet south of the southerly line of Skyline Drive; RADIO DRIVE between the southerly line of Skyline Drive and a line parallel to and 100 feet south of the southerly line of Skyline Drive; 61ST STREET between a line parallel to and 100 feet north of the northerly line of Skyline Drive and a line parallel to and 120 feet south of the southerly line of Skyline Drive; O'MEARA STREET between the southerly line of Skyline Drive and a line parallel to and 70 feet south of the southerly line of Skyline Drive; DETROIT PLACE between the southerly line of Skyline Drive and a line parallel to and 60 feet south of the southerly line of Skyline Drive; 65TH STREET from the westerly line to 30 feet east between the southerly line of Skyline Drive and a line parallel to and 60 feet south and between the southerly line of Skyline Drive and a line parallel to and 75 feet north of the northerly line of Skyline Drive; 66TH STREET between the southerly line of Skyline Drive and a line parallel to and 75 feet south of the southerly line of Skyline Drive;

all as more particularly shown on Drawing No. 25964-D entitled "SKYLINE DRIVE (TRINIDAD WAY TO 66TH STREET) UNDERGROUND UTILITY DISTRICT," copies of which are on file in the office of the City Clerk as Document No. RR-280873 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.

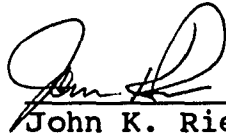
2. The City Council shall by subsequent resolution fix the date upon which the property in the district must be ready to receive underground service, and shall by subsequent resolution order the removal of all poles, overhead wires and associated overhead structures and the underground installation of 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
09/18/92
Or.Dept:E&D
R-93-532
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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 L. Barnes, Deputy.

Office of the City Clerk, San Diego, California	
Resolution Number <u>R-281088</u>	Adopted <u>NOV 17 1992</u>

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