

RESOLUTION NUMBER R- 286655

ADOPTED ON Nov 28 1995

A RESOLUTION ESTABLISHING AN UNDERGROUND UTILITY DISTRICT TO BE KNOWN AND DENOMINATED AS THE 43RD STREET (DELTA STREET TO LOGAN AVENUE) UNDERGROUND UTILITY DISTRICT.

WHEREAS, by Resolution No. R- 286462, a public hearing was called for on November 28, 1995 at the hour of 10:00 a.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:

Portion of Lots 68 and 69 of Block 500; HORTON'S PURCHASE MAP 283; Lots A-1, A, B, C, D, E, and F of PALM HILL MAP 1832; Portion of Resub Lot 59 and Portions of Lots 21 and 22 of CARRUTHER'S ADDITION MAP 27; Lots 1-8 of Block C, Lots 2-6 of Block E of HIGHLAND SQUARE MAP 1899; Lots A through J of HIGHLAND CREST MAP 1968; Parcel 1 of PARCEL MAP 12584; Lot 1 of BEDFORD MAP 3916; Portion of Lot 20 of RESURVEY OF LOTS 13-20 CARRUTHER'S ADDITION MAP 189.

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

43RD STREET from a line parallel to and 40 feet north of the northerly line of Delta Street to the northerly line of Logan Avenue; GAMMA STREET from the Williams Line westerly of 43rd Street to the westerly line of 43rd

Street; KEELER AVENUE from the westerly line of 43rd Street to a line parallel to and 100 feet west of the westerly line of 43rd Street; NEWTON AVENUE from a line parallel to and 125 feet west of the westerly line of 43rd Street to a line parallel to and 100 feet east of the easterly line of 43rd Street; NATIONAL AVENUE from the westerly line of 43rd Street to a line parallel to and 110 feet west of the westerly line of 43rd Street; LOGAN AVENUE from the easterly line of 43rd Street to a line parallel to and 400 feet west of the westerly line of 43rd Street.

all as more particularly shown on Drawing No. 27813-D entitled "43RD STREET (DELTA STREET TO LOGAN AVENUE) UNDERGROUND UTILITY DISTRICT," copies of which are on file in the office of the City Clerk as Document No. RR- 286462 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.

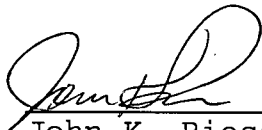
2. The City Council shall by subsequent resolution fix the date upon which the property in the district must be ready to receive underground service, and shall by subsequent resolution order the removal of all poles, overhead wires and associated overhead structures and the underground installation of 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

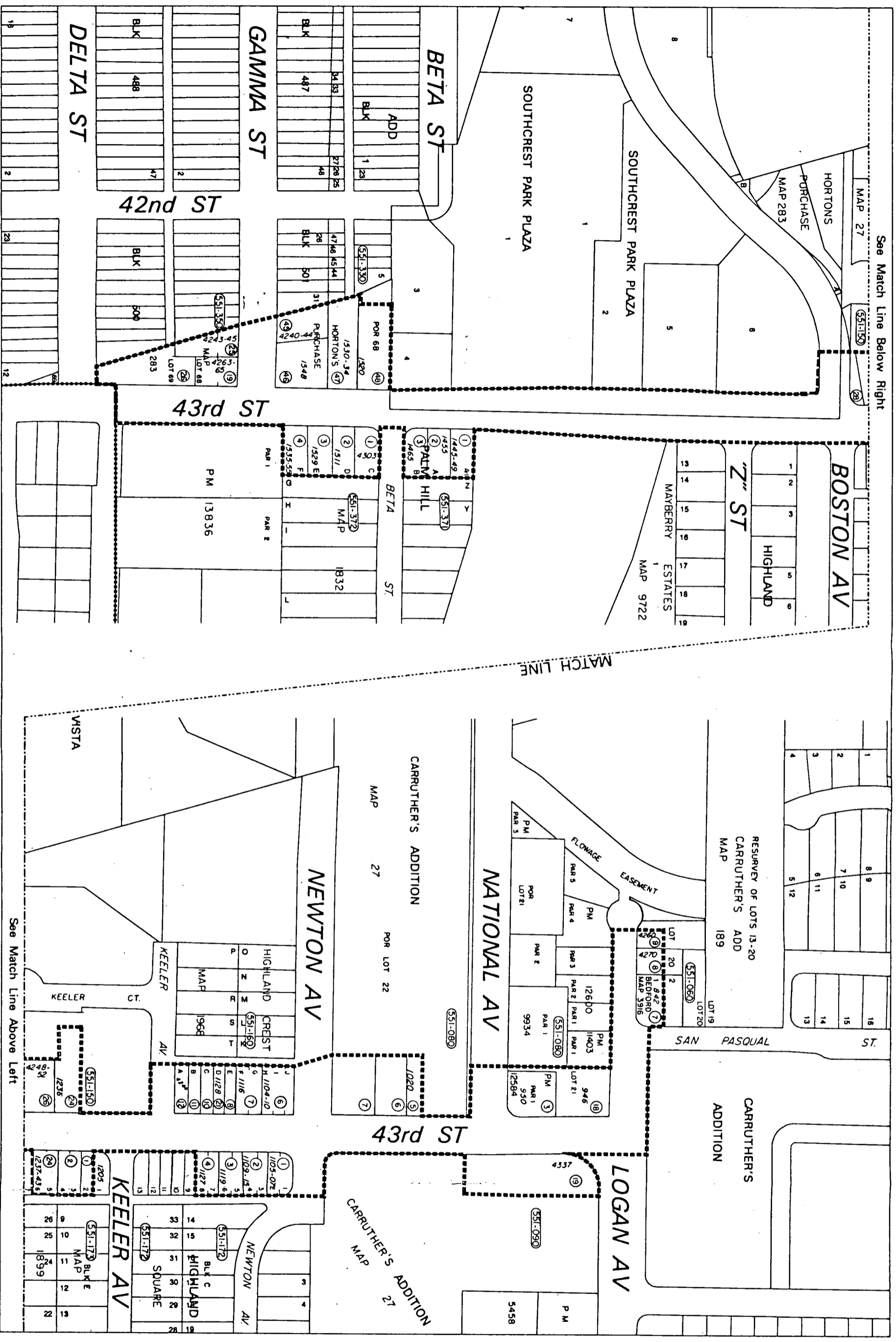


John K. Riess
Senior Deputy City Attorney

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10/16/95
Or.Dept:Eng.
R-96-411
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43rd STREET (DELTA STREET TO LOGAN AVENUE)

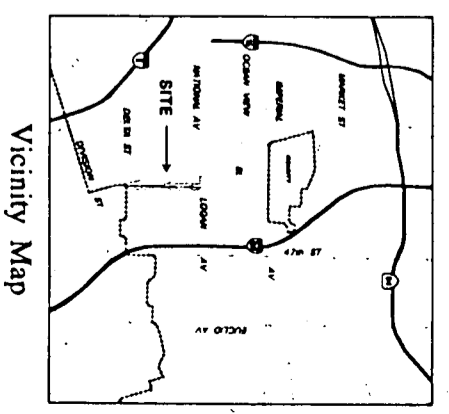
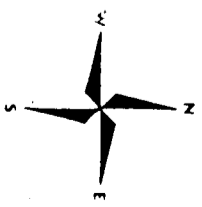
See Match Line Below Right



Legend:

- District Boundary
- San Diego City Boundary
- Address
- Assessor's Parcel No.

DISTRICT ESTABLISHED BY:
 RESOLUTION NO.:
 DATE ADOPTED:



43rd STREET DELTA STREET TO LOGAN AVENUE	
UNDERGROUND UTILITY DISTRICT	
CITY OF SAN DIEGO, CALIFORNIA	112064
080205	CIP '98
	190-1737
	27813-D

UNDERGROUND UTILITY DISTRICT

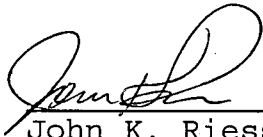
DOCUMENT NO. **286462** **RUIS**

FILED **OCT 30 1998**
 OFFICE OF THE CITY CLERK
 SAN DIEGO, CALIFORNIA **286655**

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