

RESOLUTION NUMBER R- 288014

ADOPTED ON NOV 12 1996

A RESOLUTION DESIGNATING JANUARY 31, 1997 AS THE DATE UPON WHICH ALL PROPERTY IN THE MISSION GORGE ROAD (FAIRMOUNT AVENUE TO ZION AVENUE) UNDERGROUND UTILITY DISTRICT MUST BE READY TO RECEIVE UNDERGROUND SERVICE AND APRIL 30, 1997 AS THE DATE FOR THE REMOVAL OF ALL OVERHEAD UTILITY FACILITIES.

WHEREAS, this Council did on April 24, 1990 by Resolution No. R-275566 establish the MISSION GORGE ROAD (FAIRMOUNT AVENUE TO ZION AVENUE) UNDERGROUND UTILITY DISTRICT which required the conversion of certain overhead electric, communication and community antenna television facilities; and

WHEREAS, pursuant to said Resolution No. R-275566, the date upon which property in the district had to be ready to receive underground service and the date upon which the removal of all poles, overhead wires and associated overhead structures had to be effected was to be subsequently designated by resolution; NOW, THEREFORE,

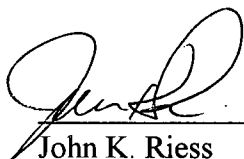
BE IT RESOLVED, by the Council of The City of San Diego, as follows:

1. That January 31, 1997 be and the same is hereby established and designated as the date upon which all property within the MISSION GORGE ROAD (FAIRMOUNT AVENUE TO ZION AVENUE) UNDERGROUND UTILITY DISTRICT must be ready to receive underground utility service and that April 30, 1997 be and the same is hereby designated as the date upon which all overhead utility facilities must be removed.

2. That the City Clerk is hereby directed to give notice to 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 No. R- 288014 within fifteen (15) days after the date of such adoption. The City Clerk shall specifically notify the affected persons 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 premise 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 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.

3. The City Manager is hereby directed to give notice to such affected persons and affected utilities in accordance with section 61.0511(b) of the San Diego Municipal Code.

APPROVED: JOHN W. WITT, City Attorney

By   
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John K. Riess  
Deputy City Attorney

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