

RESOLUTION NUMBER R- 288369

ADOPTED ON FEB 25 1997

A RESOLUTION ESTABLISHING AN UNDERGROUND UTILITY DISTRICT TO BE KNOWN AND DENOMINATED AS THE CITY HEIGHTS VILLAGE/CITY LINK INV. CORP., PHASE I, LANDIS STREET (43RD STREET TO CHAMOUNE AVENUE) UNDERGROUND UTILITY DISTRICT.

WHEREAS, by Resolution No. R- 288292, a public hearing was called for on 2/25/97 at the hour of 10:00am 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 and 48 of BLOCK 75 of AMENDED MAP OF CITY HEIGHTS MAP 1007; Lots 1 and 48 of BLOCK 10, Lot 1 and portions of Lots 47 and 48 of BLOCK 11 OF CITY HEIGHTS ANNEX NO. 1 MAP 1001; Lots 1 and 48 of BLOCK 12, Lots 1 and 48 of BLOCK 12 ½ OF MAP OF THE SUB-DIVISION OF BLOCKS 3, 6, 9, AND 12 CITY HEIGHTS ANNEX NO. 1 MAP 1027;

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

LANDIS STREET between the westerly line of 43RD Street and the easterly line of Chamoune Avenue; 43RD STREET between the southerly line of Landis Street and a line parallel to and 325 feet north of the northerly line of Landis Street; FAIRMOUNT AVENUE between a line parallel to and 25 feet south of the southerly line of Landis Street and the southerly line of Wightman Street; 44TH STREET between a line parallel to and 25 feet south of the southerly line of Landis Street and the northerly line of Landis Street; HIGHLAND AVENUE between a line parallel to and 50 feet south of the southerly line of Landis Street and the northerly line of Landis Street; 45TH STREET between a line parallel to

and 25 feet south of the southerly line of Landis Street and the northerly line of Landis Street; CHAMOUNE STREET between a line parallel to and 25 feet south of the southerly line of Landis Street and the southerly line of Wightman Street;

all as more particularly shown on Drawing No. 28453-D entitled "CITY HEIGHTS VILLAGE/ CITY LINK INV. CORP., PHASE I, LANDIS STREET (43RD STREET TO CHAMOUNE AVENUE) UNDERGROUND UTILITY DISTRICT," copies of which are on file in the office of the City Clerk as Document No. RR-288292 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.

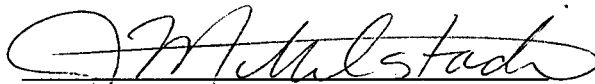
2. The City Council shall by subsequent resolution fix the date upon which the property in the district must be ready to receive underground service, and shall by subsequent resolution

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: CASEY GWINN, City Attorney

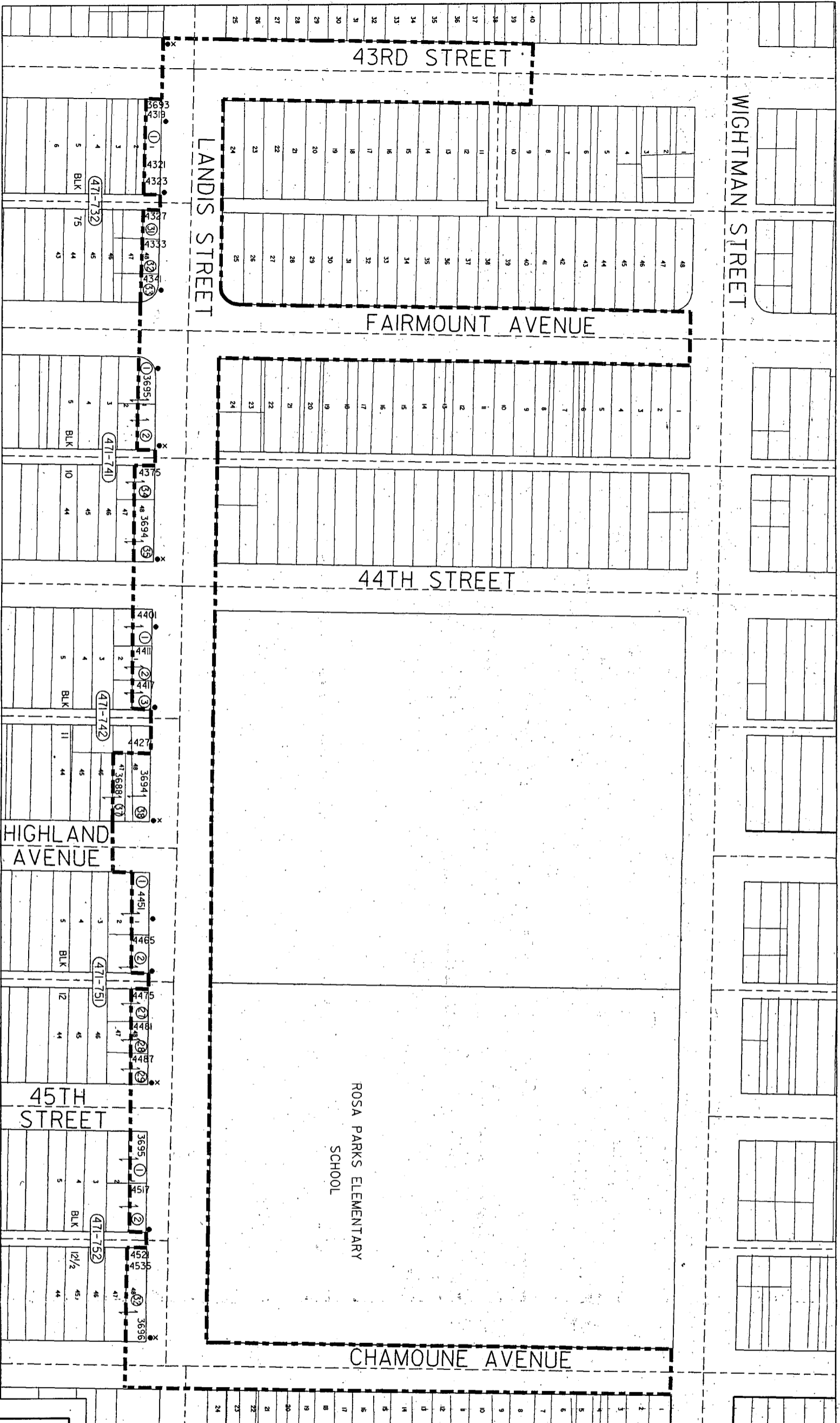
By



Jacqueline Mittelstadt  
Deputy City Attorney

JM:pev  
01/09/97  
Or.Dept:E&CP  
R-97-732  
Form=uest.res

UNDERGROUND UTILITY DISTRICT  
 CITY HEIGHTS VILLAGE / CITY LINK INV. CORP., PHASE I  
**LANDIS STREET (43RD STREET TO CHAMOUNE AVENUE)**



Every reasonable effort has been made to ensure the accuracy of this information. The user is advised that the information is provided for reference only. Any reader or purchaser of this information should conduct their own independent investigation to determine the accuracy of the information. The City of San Diego, California, does not assume any liability for the information.

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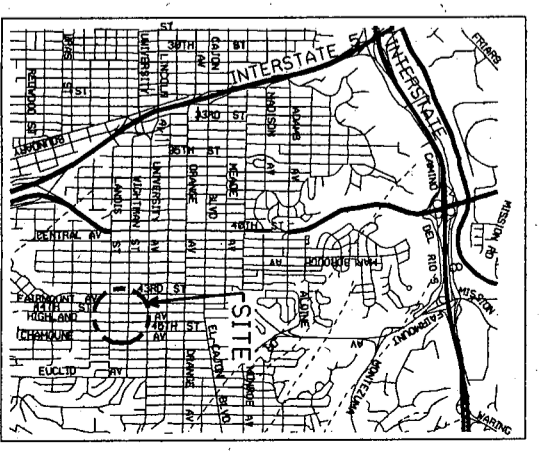
**288369**

**DOCUMENT NO. RR 288292**  
 FILED **JAN 27 1997**  
 OFFICE OF THE CITY CLERK  
 SAN DIEGO, CALIFORNIA

**LEGEND:**

- District Boundary
- (47-552)** ASSESSOR'S BOOK & PAGE NO.
- (32)** ASSESSOR'S PARCEL NO.
- 3801** ADDRESS
- EXISTING POLE
- EXISTING STREET LIGHT

RESOLUTION NO. :  
 DATE ADOPTED: :  
 NO SCALE



CITY OF SAN DIEGO, CALIFORNIA ENGINEERING DEPARTMENT SHEET 1 OF 1 SHEETS			
DESCRIPTION	BY	APPROVED	DATE FILED
			CY '97
CITY HEIGHTS VILLAGE/CITY LINK INV. CORP., PHASE I: LANDIS STREET (43RD STREET TO CHAMOUNE AVENUE) UNDERGROUND UTILITY DISTRICT			M.D. 372964
			210-1737, 212-1737
			LAMBERT COORDINATES
			28453-D