

RESOLUTION NUMBER R- 288371

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 II, WIGHTMAN STREET (43RD STREET TO CHAMOUNE AVENUE) UNDERGROUND UTILITY DISTRICT.

WHEREAS, by Resolution No. R- 288293, a public hearing was called for on 2-25-97 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:

Lots 24 and 25 of BLOCK 47 of AMENDED MAP OF CITY HEIGHTS MAP 1007; Lots 24 and 25 of BLOCK 4, Lots 24-27 of BLOCK 5 OF CITY HEIGHTS ANNEX NO. 1 MAP 1001; Lots 24 and a portion of Lot 25 of BLOCK 6, a portion of Lot 24 and Lot 25 of BLOCK 6 ½ of MAP OF THE SUB-DIVISION OF BLOCKS 3, 6, 9, AND 12 OF CITY HEIGHTS ANNEX NO. 1 MAP 1027;

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

WIGHTMAN STREET between the westerly line of 43RD STREET and the easterly line of Chamoune Avenue; 43RD STREET between a line parallel to and 275 feet south of the southerly line of Wightman Street and the southerly line of University Avenue; FAIRMOUNT AVENUE between the southerly line of Wightman Street and the southerly line of University Avenue; 44TH STREET between the southerly line of Wightman Street and the southerly line of University

Avenue; ALLEY BLOCK 5 between the northerly line of Wightman Street and a line parallel to and 25 feet north of the northerly line of Wightman Street; HIGHLAND AVENUE between the southerly line of Wightman Street and the southerly line of University Avenue; 44TH STREET between the southerly line of Wightman Street and the southerly line of University Avenue; CHAMOUNE AVENUE between the southerly line of Wightman Street and the southerly line of University Avenue;

all as more particularly shown on Drawing No. 28454-D entitled "CITY HEIGHTS VILLAGE/ CITY LINK INV. CORP., PHASE II, WIGHTMAN 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- 288293 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

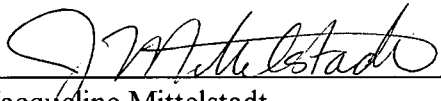
that pursuant to Chapter VI, Article 1, Division 5 of the San Diego Municipal Code, the above-described area is hereby declared to be an underground utility district in the City of San Diego, and the maps and document referred to above are hereby incorporated as a part of this resolution.

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

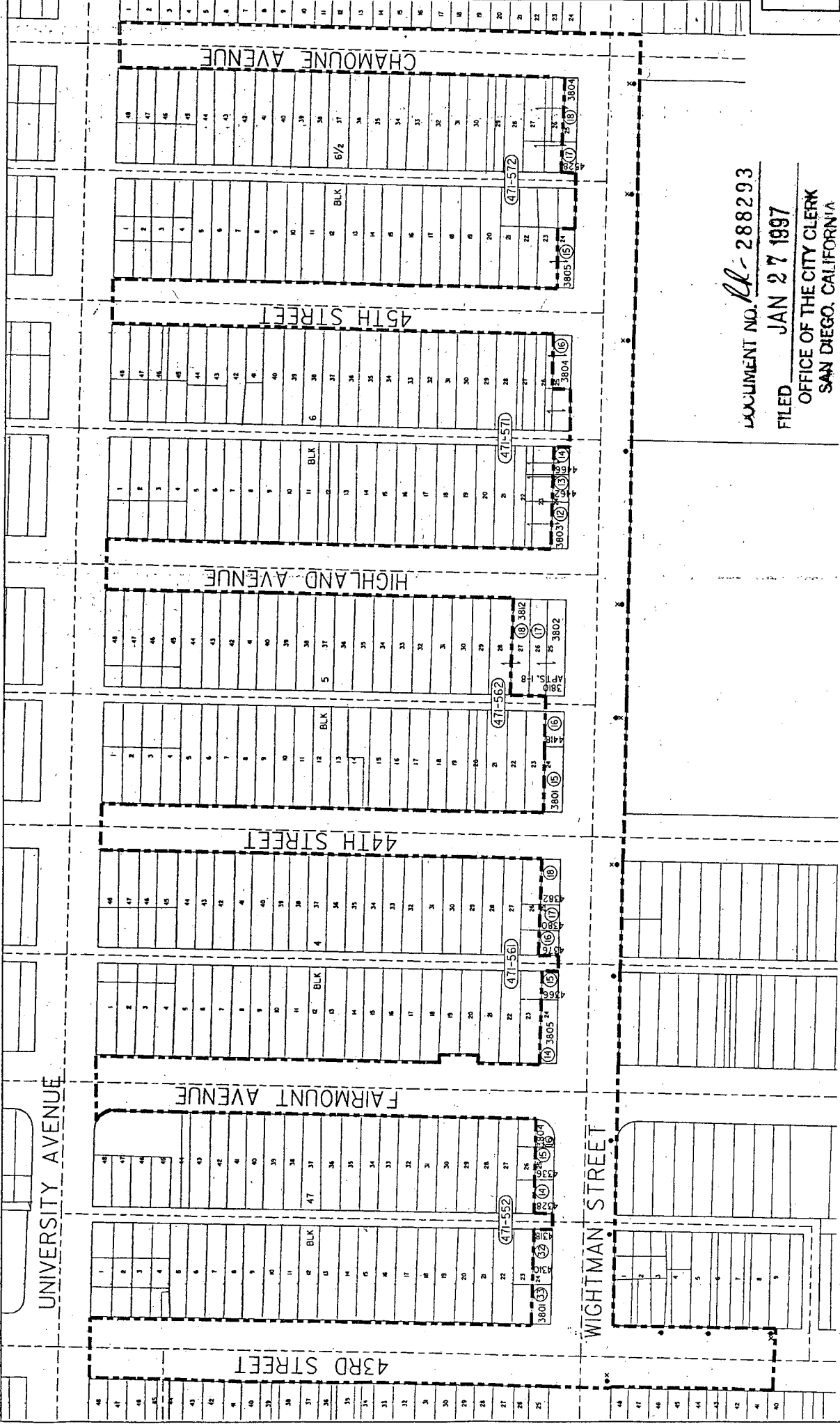
and City ordinances. The Clerk's notification shall be made in the manner provided in Chapter VI, Article 1, Division 5 of the San Diego Municipal Code.

APPROVED: CASEY GWINN, City Attorney

By 
Jacqueline Mittelstadt
Deputy City Attorney

JM:pev
01/09/97
Or.Dept:E&CP
R-97-735
Form=uest.res

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

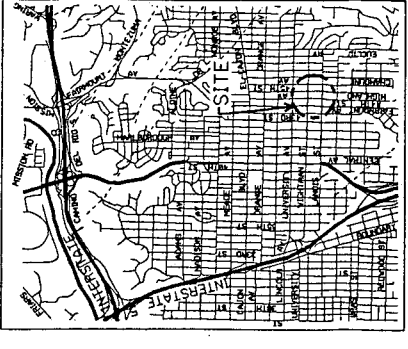


LEGEND:

- District Boundary
- ASSESSOR'S BOOK & PAGE NO.
- ASSESSOR'S PARCEL NO.
- ADDRESS
- EXISTING POLE
- EXISTING STREET LIGHT

RESOLUTION NO.:
DATE ADOPTED:

N
HO SCALE



CITY HEIGHTS VILLAGE/CITY LINK
INV. CORP., PHASE II:
WIGHTMAN STREET
(43RD STREET TO CHAMOUNE AVENUE)
UNDERGROUND UTILITY DISTRICT

CITY OF SAN DIEGO, CALIFORNIA
ENGINEERING DEPARTMENT
SHEET 1 OF 1SHEETS

DESCRIPTION	BY	APPROVED	DATE	FILED
FILE NO.	DATE			

NO. 372965
212-1737
LAMBERT COORDINATES
28454-D

DOCUMENT NO. *ll-288293*
FILED **JAN 27 1997**
OFFICE OF THE CITY CLERK
SAN DIEGO, CALIFORNIA

PROJECTS FOR WHICH THE USE OF THIS INFORMATION OR
THESE DATA IS NOT PERMITTED BY THE CITY OF SAN DIEGO
IS SUBJECT TO ADEQUATE PROTECTION IS PROHIBITED, EXCEPT IN
CONFORMANCE WITH SUCH ADDITIONAL AGREEMENTS.

Every reasonable effort has been made to ensure the accuracy of
this map. However, neither the RDS participants nor San Diego
Data Processing Corporation assume any liability arising from its use.

THIS MAP IS PRINTED WITHOUT WARRANTY OF ANY KIND,
EXPRESS OR IMPLIED, INCLUDING, BUT NOT LIMITED TO,
ACCURACY, COMPLETENESS, MERCHANTABILITY AND FITNESS
FOR A PARTICULAR PURPOSE.

ll-288293