

(R-99-58)

RESOLUTION NUMBER R- 290726

ADOPTED ON SEP 15 1998

RESOLUTION ESTABLISHING AN UNDERGROUND  
UTILITY DISTRICT TO BE KNOWN AND DENOMINATED  
AS THE CCDC AREA 2 PHASE 1 (9TH AVENUE TO 10TH  
AVENUE AND ASH STREET TO A STREET) (10TH AVENUE  
TO 17TH STREET AND C STREET TO F STREET)  
UNDERGROUND UTILITY DISTRICT.

WHEREAS, by Resolution No. R- 290559, a public hearing was called for  
on September 15, 1998 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, including the described public rights-of-way, more particularly  
shown in the Legal Description attached hereto as Exhibit A and incorporated herein, and as more  
particularly shown in Drawing No. 29400-D, entitled "CCDC AREA 2 PHASE 1 (9TH  
AVENUE TO 10TH AVENUE AND ASH STREET TO A STREET) (10TH AVENUE TO  
17TH STREET AND C STREET TO F STREET) UNDERGROUND UTILITY DISTRICT,"  
copies of which are on file in the office of the City Clerk as Document No. RR- 290559,  
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:

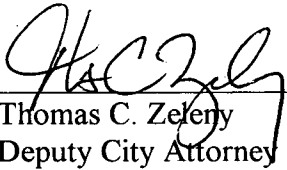
1. The City Council hereby finds and determines that the public health, safety, or general welfare require the removal of poles, overhead wires and associated overhead structures and the underground installation of wires and facilities for supplying electric, communication, community antenna television 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 on 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 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 days after date of adoption. The City Clerk shall further notify 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  \_\_\_\_\_  
Thomas C. Zeleny  
Deputy City Attorney

TCZ:mb  
07/20/98  
Or.Dept:Eng&CP  
R-99-58  
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**GENERAL BOUNDARY DESCRIPTION FOR THE  
CCDC AREA 2 PHASE I  
(9TH AVENUE TO 10TH AVENUE & ASH STREET TO A STREET) AND  
(10TH AVENUE TO 17TH STREET & C STREET TO F STREET)  
UNDERGROUND UTILITY DISTRICT**

The CCDC AREA 2 PHASE 1 (9TH AVENUE TO 10TH AVENUE & ASH STREET TO A STREET) AND (10TH AVENUE TO 17TH STREET & C STREET TO F STREET) UNDERGROUND UTILITY DISTRICT shall be established to include the following described parcels:

Lots 1 and 2 of BLOCK 21 of MAP OF BAY VIEW HOMESTEAD MAP 150;

Lots A-L of BLOCK 28, Lots A-L of BLOCK 179, Lots A-L of BLOCK 49, Lots A-L of BLOCK 50, Lots A-L of BLOCK 51, Lots A-L of BLOCK 52, Lots A-L of BLOCK 178, Lots A-L of BLOCK 53, Lots A-L of BLOCK 54, Lots A-L of BLOCK 55, Lots A-L of BLOCK 56 of DB 13 PG 522- OFFICIAL MAP OF HORTONS ADDITION LOCKLING SAN DIEGO;

Lots 1-24 of BLOCK 27 of THOMAS RESUBDIVISION OF BLOCK 127, HORTON ADDITION MAP 211;

Lots 1-7 of BLOCK 16 of OLMSTED'S MAP 709;

Portion lots 8-10, lots 1-5 of BLOCK 16, Lots 1-12 of BLOCK 17, Lots 1-12 of BLOCK 18 of PLAT OF GARDNER'S ADDITION MAP 68;

Portion lots 5 and 6 of BLOCK 7, Lots 1-10 of BLOCK 6, Lots 1-10 of BLOCK 5, Lots 1-12 of BLOCK 4, Lots 1-12 of BLOCK 3, Lots 1-12 of BLOCK 8 of PLAT OF CULVERWELL'S ADDITION TO SAN DIEGO MAP 143;

Lots 1-16 of BLOCK 7 of SUBDIVISION OF BLOCK 7 CULVERWELL'S ADDITION TO SAN DIEGO MAP 446;

Lots 1-12 of BLOCK 177 of L.J. STENGEL SUBDIVISION OF BLOCK 177 HORTON ADDITION TO SAN DIEGO MAP 184;

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

C STREET between the westerly line of 12TH AVENUE and the westerly line of 17TH STREET

BROADWAY between the westerly line of 12TH AVENUE and the westerly line of 17TH STREET;  
E STREET between the westerly line of 10TH AVENUE and the westerly line of 17TH STREET;  
TENTH AVENUE between the northerly line of F STREET and the southerly line of BROADWAY;  
ELEVEN AVENUE between the northerly line of F STREET and the southerly line of BROADWAY;  
TWELFTH AVENUE between the northerly line of F STREET and the northerly line of C STREET;  
THIRTEEN STREET between the northerly line of F STREET and the northerly line of C STREET;  
FOURTEEN STREET between the northerly line of F STREET and the northerly line of C STREET;  
FIFTEEN STREET between the northerly line of F STREET and the northerly line of C STREET;  
SIXTEEN STREET between the northerly line of F STREET and the northerly line of C STREET;

All as more particularly shown on City Engineer's Drawing No. 29400-D.