

RESOLUTION NUMBER R- 292670

ADOPTED ON JAN 18 2000

A RESOLUTION ESTABLISHING AN UNDERGROUND
UTILITY DISTRICT TO BE KNOWN AND DENOMINATED
AS THE SKYLINE DRIVE (SYCHAR ROAD TO GRIBBLE
STREET) UNDERGROUND UTILITY DISTRICT.

WHEREAS, by Resolution No. R- 292536, a public hearing was called for
on January 18, 2000, ~~1999~~ 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. 26966-1-D, entitled "SKYLINE DRIVE (SYCHAR ROAD
TO GRIBBLE STREET) UNDERGROUND UTILITY DISTRICT," copies of which are on file
in the office of the City Clerk as Document No. RR- 292536; and

WHEREAS, notice of such hearing has been given by the City Manager 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 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 expenditure of an amount not to exceed \$10,000 from Annual Allocation - Undergrounding of City Utilities, CIP 37-028.0, TransNet Fund No. 30300, is hereby authorized, solely and exclusively to provide funds to administer the District, pay for minor City Force work, replace existing street lights, and other related work.

3. The City Manager is hereby authorized to establish the date on which the property in the District must be ready to receive underground service, and the date when all poles, overhead wires, and associated overhead structures are to be removed and replaced by the underground installation of wires and facilities for supplying electric, communication, community antenna television or similar or associated service.

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

5. The City Auditor and Comptroller is hereby authorized to establish Fund No. 78116 for the purpose of depositing Public Utilities Commission Case 8209 Utility Underground Allocation Funds.

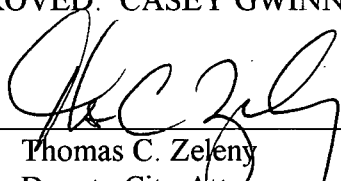
6. The City Treasurer is hereby authorized to receive these funds from San Diego Gas & Electric Company.

7. Reimbursement payments to all qualified property owners in the subject Skyline Drive (Sychar Road to Gribble Street) Underground Utility District is hereby authorized as reimbursement for the electrical service underground conversion work done on private property, to be reimbursed from Case 8209 Funds deposited by SDG&E with the City Treasurer for this purpose.

8. The City Treasurer is authorized to return to SDG&E undisbursed funds, if any, on written notice from SDG&E to the City that all electrical service conversions within the Skyline Drive (Sychar Road to Gribble Street) Underground Utility District have been completed.

APPROVED: CASEY GWINN, City Attorney

By


Thomas C. Zeleny
Deputy City Attorney

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Or.Dept:Eng&CP
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**GENERAL BOUNDARY DESCRIPTION FOR THE
SKYLINE DRIVE
BETWEEN (SYCHAR ROAD TO GRIBBLE STREET)
UNDERGROUND UTILITY DISTRICT**

The SKYLINE DRIVE BETWEEN (SYCHAR ROAD TO GRIBBLE STREET) UNDERGROUND UTILITY DISTRICT shall be established to include the following described parcels:

Portion lot 113 and lots 76-78 of SKYLINE HILLS UNIT NO.1 MAP 4052;

Lots 1-10 of SKYLINE HILLS UNIT NO.1 RESUBDIVISION NO.1 MAP 4243;

Lots 34-37 and lots 9-14 of TINKERBELL UNIT NO. 2 MAP 3708;

Lots 1-27 and lots 29-49 of HIGHLAND PARK ESTATES UNIT NO.1 MAP 4070;

Lots 274-292 of HIGHLAND PARK ESTATES UNIT NO.4 MAP 4199;

Lots 1-8 of TINKERBELL UNIT NO.1 MAP 3706;

Lots 1-5 of HIGHLAND PARK ESTATES MODELS MAP 4812;

Lots 1420 of HIGHLAND PARK ESTATES UNIT NO.13 MAP 4867;

Lot 1 of HIGHLAND PARK ESTATE UNIT NO.1 RESUB NO.1 MAP 5370.

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

SKYLINE DRIVE between a line parallel to and 183' ± feet south westerly of the north westerly line of SYCHAR ROAD and the south westerly line of GRIBBLE STREET;

SYCHAR DRIVE between a line parallel to and 50'± feet north westerly of the north westerly line of SKYLINE DRIVE and a line parallel to and 100'± feet south easterly of the south easterly line of SKYLINE DRIVE.

LAUSANNE DRIVE between a line parallel to and 30'± feet north of the north easterly line of SKYLINE DRIVE and the southerly line of SKYLINE DRIVE.

DEEROCK PLACE between a line parallel to and 80'± feet north easterly of the north easterly line of SKYLINE DRIVE and the southerly line of SKYLINE DRIVE.

MEADOWBROOK DRIVE between a line parallel to and 30'± feet south easterly of the south easterly line of SKYLINE DRIVE and the north easterly line of SKYLINE DRIVE.

GREENLAWN DRIVE between a line parallel to and 100'± feet south easterly of the south easterly line of SKYLINE DRIVE and the north westerly line of SKYLINE DRIVE.

All as more particularly shown on City Engineer's Drawing No.26966-D.