

RESOLUTION NUMBER R- 293140

ADOPTED ON MAY 16 2000

A RESOLUTION ESTABLISHING AN UNDERGROUND
UTILITY DISTRICT TO BE KNOWN AND DENOMINATED
AS THE ORANGE AVENUE (I-805 TO 40TH STREET)
UNDERGROUND UTILITY DISTRICT.

WHEREAS, by Resolution No. R- 292904, a public hearing was called for on Tuesday, May 16, 2000, 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, as more particularly shown in the Legal Description attached hereto as Exhibit A and incorporated herein, and as more particularly shown in Drawing No. 30188-1-D, entitled "Orange Avenue (I-805 to 40th Street) Underground Utility District," copies of which are on file in the office of the City Clerk as Document No. RR- 292904; 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 requires 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 City Manager is hereby authorized to establish the date by 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.

3. 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 the 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 the adoption of this resolution) and subject to all other applicable requirements of State law and City ordinances.

4. That the City Auditor and Comptroller is hereby authorized to establish Fund No. 78122 for the purpose of depositing Public Utilities Commission Case 8209 Utility Underground Allocation Funds.

5. That the City Treasurer is hereby authorized to receive these funds from San Diego Gas & Electric Company.

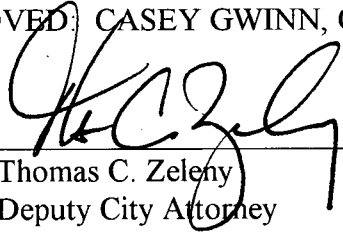
6. That reimbursement payments to all qualified property owners in the subject Orange Avenue (I-805 to 40th Street) Underground Utility District is hereby authorized as reimbursement for the electrical service underground conversion work done on private property, to be reimbursed from Case 8209 Funds deposited by SDG&E with the City Treasurer for this purpose.

7. That 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 Orange Avenue (I-805 to 40th Street) Underground Utility District have been completed.

8. That the appropriation and expenditure of an amount not to exceed \$94,000 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.

APPROVED: CASEY GWINN, City Attorney

By


Thomas C. Zeleny
Deputy City Attorney

TCZ:mb
03/22/00
Aud.Cert:2000893
Or.Dept:Eng&CP
R-2000-1046
Form=uest.res

**GENERAL BOUNDARY DESCRIPTION FOR THE
ORANGE AVENUE
FROM I-805 TO 40TH STREET
UNDERGROUND UTILITY DISTRICT**

The ORANGE AVENUE FROM I-805 TO 40TH STREET UNDERGROUND UTILITY DISTRICT shall be established to include the following described parcels:

Portion Lot Par A, Portion Lots 17 thru 20 BLOCK G, Portion Lots 19 and 20 BLOCK J of Map of Teralta, Map No. 265;

Portion Lots 24 and 25 of Block 40, Portion Lots 23 thru 25 of BLOCK 39, Portion Lot 25 of Block 38, Portion Lot 25 of BLOCK 37, Portion Lots 24 and 25 of BLOCK 36, Lot 24 and Portion Lots 25 and 26 of BLOCK 35, Portion Lot 24 and Lot 25 of BLOCK 34, Portion Lots 24 and 25 of BLOCK 33 of MAP of RESUBDIVISION OF BLOCKS "H" AND "I" SAN DIEGO CO. CAL, Map No.1036;

Portion Lot 46 of BLOCK 7, Portion Lots 1 and 48 of BLOCK 8, Portion Lot 46 of BLOCK 9, Portion Lots 1 and 46 of BLOCK 10, Portion Lot 46 of BLOCK 11, Portion Lot 1 and Lot 46 of BLOCK 12, Portion of Lots 1, 2, and 46 of BLOCK 13 of MAP of SUBDIVISION OF LOTS 20 TO 50 BLOCK N, TERALTA, Map No. 1000;

Portion Lots 1 and 46 of BLOCK 3, Lot 1 and Portion Lot 46 of BLOCK 4, Lot 46 of BLOCK 5, Portion Lot 1 and 2 of BLOCK 6 of AMENDED MAP of SUBDIVISION OF LOTS 7 TO 17 INCLUSIVE, BLOCK N, TERALTA, Map No. 1237;

Portion Lots 1 of BLOCK N-18, Portion Lot 1 and 2 of BLOCK N-19 of MAP of BOVYER'S SUBDIVISION OF LOTS 18 AND 19 BLOCK N, TERALTA, Map No. 467;

Lot 25 and portion Lots 19 thru 20 of MAP of TRACT 1360 of HECTOR SQUARE, BEING A SUBDIVISION OF LOTS 15, 16, 17, 18, and 8 in BLOCK J OF TERALTA, Map No. 1360;

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

ORANGE AVENUE between the easterly line of I-805 and the westerly line of 40th Street.

FELTON STREET between the southerly line of Orange Avenue and a line parallel to and 60 feet north of the northerly line of Orange Avenue.

All as more particularly shown on City Engineer's Drawing No. 30188-D

**The City of San Diego
CERTIFICATE OF CITY AUDITOR AND COMPTROLLER**

CERTIFICATE OF UNALLOTTED BALANCE

AC 2000893
ORIGINATING DEPT. NO.: 547

I HEREBY CERTIFY that the money required for the allotment of funds for the purpose set forth in the foregoing resolution is available in the Treasury, or is anticipated to come into the Treasury, and is otherwise unallotted.

Amount \$94,000.00 Fund 30244

Purpose Authorizing the expenditure of funds for the Orange Avenue (I-805 to 40th Street) Underground Utility District.

Date March 16, 2000 By: *[Signature]*

AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA										
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
1	0	30244	30244	106	4279	370280		30300		\$94,000.00
TOTAL AMOUNT										\$94,000.00

FUND OVERRIDE

CERTIFICATION OF UNENCUMBERED BALANCE

I HEREBY CERTIFY that the indebtedness and obligation to be incurred by the contract or agreement authorized by the hereto attached resolution, can be incurred without the violation of any of the provisions of the Charter of the City of San Diego; and I do hereby further certify, in conformity with the requirements of the Charter of the City of San Diego, that sufficient moneys have been appropriated for the purpose of said contract, that sufficient moneys to meet the obligations of said contract are actually in the Treasury, or are anticipated to come into the Treasury, to the credit of the appropriation from which the same are to be drawn, and that the said money now actually in the Treasury, together with the moneys anticipated to come into the Treasury, to the credit of said appropriation, are otherwise unencumbered.

Not to Exceed \$ _____

Vendor _____

Purpose _____

Date _____ By: _____

AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA										
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
TOTAL AMOUNT										

FUND OVERRIDE

AC-361 (REV 2-92)

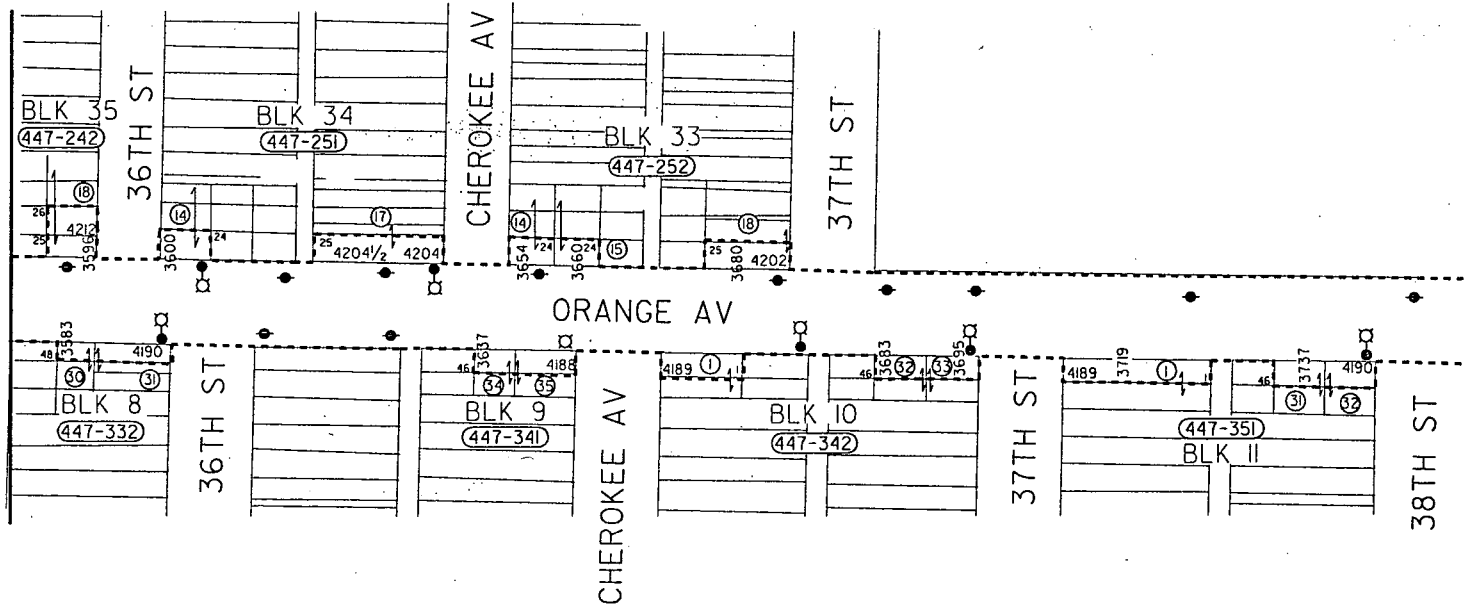
AC 2000893

R- 293140

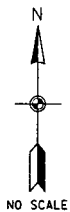
MAY 16 2000

ORANGE AVENUE FROM I-805 TO 40TH STREET UNDERGROUND UTILITY DISTRICT

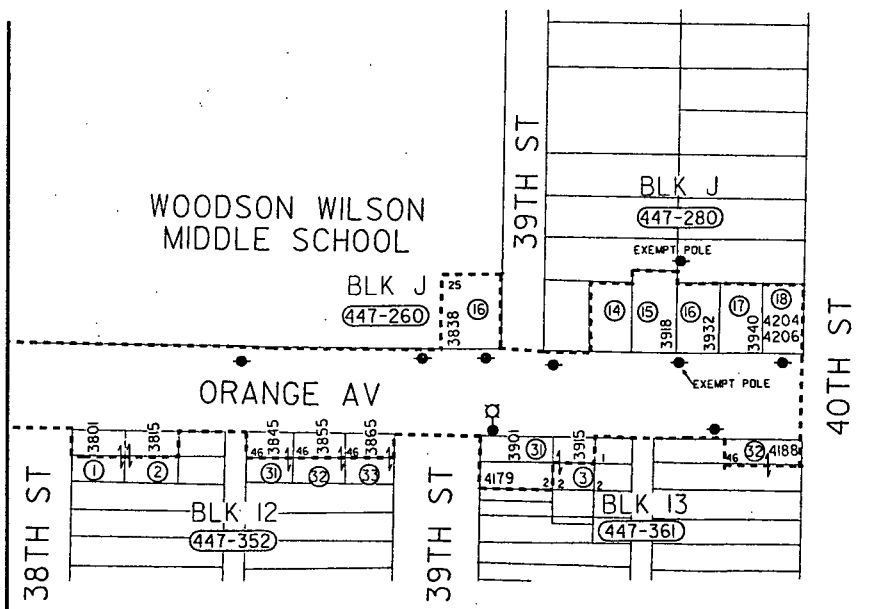
MATCH LINE
(SEE PAGE TWO FROM RIGHT)



MATCH LINE
(SEE BOTTOM LEFT)



MATCH LINE
(SEE TOP RIGHT)

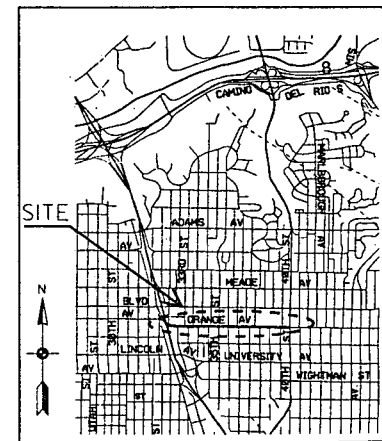


LEGEND:

- DISTRICT BOUNDARY
- ASSESSOR'S BOOK & PAGE NO.
- ASSESSOR'S PARCEL NO.
- ADDRESS
- EXISTING POLE
- EXISTING STREET LIGHT

RESOLUTION NO.: _____

DATE ADOPTED: _____



VICINITY MAP



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ORANGE AVENUE FROM I-805 TO 40TH STREET UNDERGROUND UTILITY DISTRICT

CITY OF SAN DIEGO, CALIFORNIA
ENGINEERING AND CAPITAL PROJECTS DEPARTMENT
SHEET 3 OF 3 SHEETS

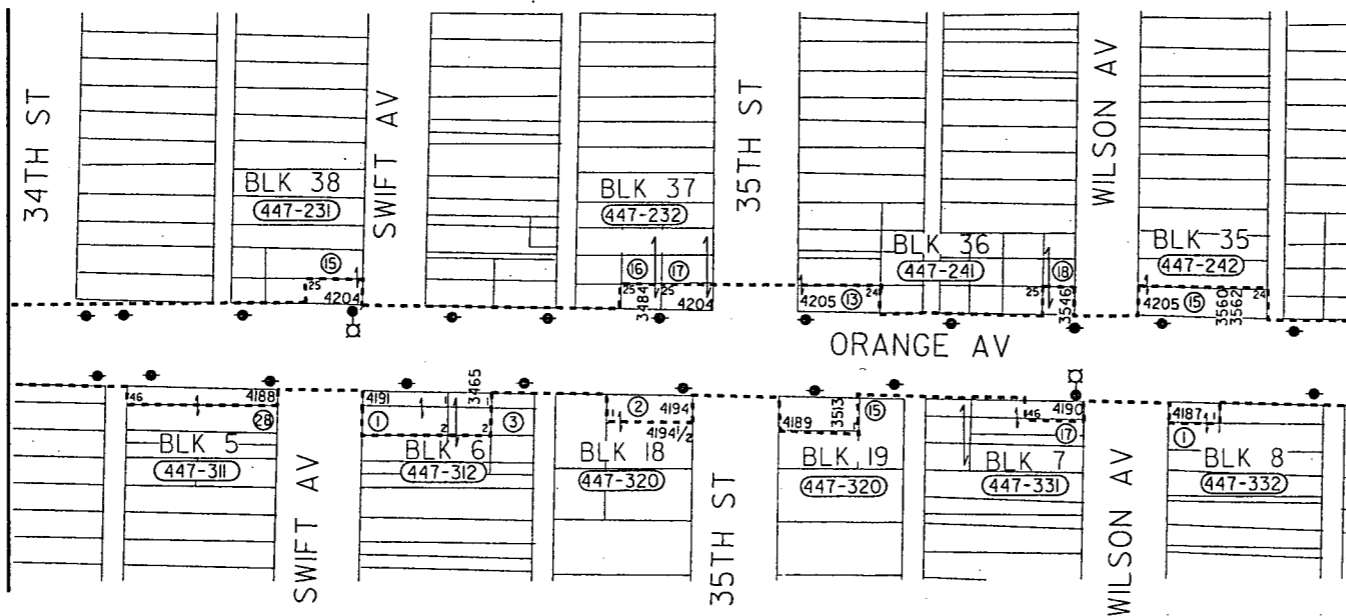
v.l. 372989
no. _____

FOR CITY ENGINEER		DATE		DIVISION HEAD	
DESCRIPTION	BY	APPROVED	DATE	FILMED	DESIGN ENGINEER
FILE NAME	DATE	REVISION	EXY		CONTROL CERTIFICATION
					214-1731, 1734
					LAMBERT COORDINATES
AD-NO. 1	DATE STARTED				30188-3-D
CONTRACTOR	DATE COMPLETED				
INSPECTOR					

R-293140

ORANGE AVENUE FROM I-805 TO 40TH STREET UNDERGROUND UTILITY DISTRICT

MATCH LINE
(SEE PAGE ONE FROM RIGHT)



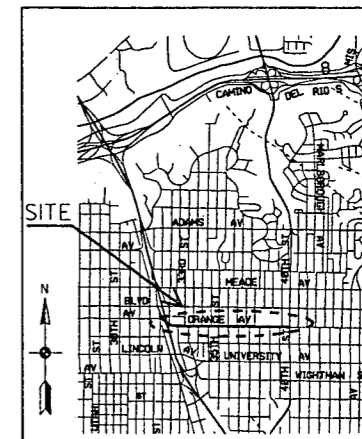
MATCH LINE
(SEE PAGE THREE FROM LEFT)

LEGEND:

- DISTRICT BOUNDARY
- ASSESSOR'S BOOK & PAGE NO.
- ASSESSOR'S PARCEL NO.
- 4752 ADDRESS
- EXISTING POLE
- EXISTING STREET LIGHT

RESOLUTION NO.: _____

DATE ADOPTED: _____



VICINITY MAP



NO SCALE



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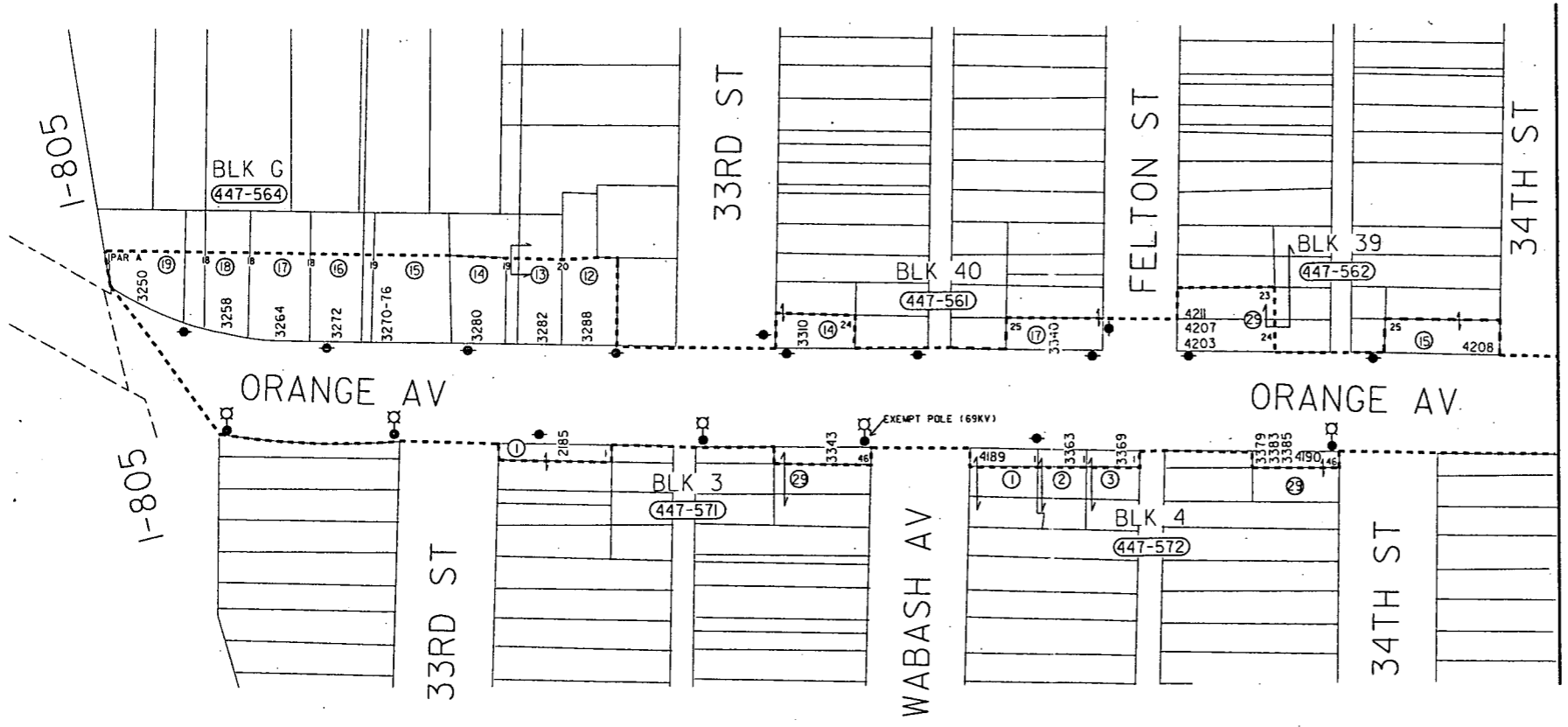
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ORANGE AVENUE FROM I-805 TO 40TH STREET UNDERGROUND UTILITY DISTRICT

CITY OF SAN DIEGO, CALIFORNIA ENGINEERING AND CAPITAL PROJECTS DEPARTMENT SHEET 2 OF 3 SHEETS		V.D. NO. 372989
FOR CITY ENGINEER		DATE
DESCRIPTION	BY	APPROVED DATE FILED
FILE NAME: 214-1731-1734-2	EXT	
		DIVISION HEAD
		DESIGN ENGINEER
		CONTROL CERTIFICATION
		214-1731, 1734
		LAMBERT COORDINATES
AS-BUILT		30188-2-D
CONTRACTOR	DATE STARTED	
INSPECTOR	DATE COMPLETED	

R 293140

ORANGE AVENUE FROM I-805 TO 40TH STREET UNDERGROUND UTILITY DISTRICT

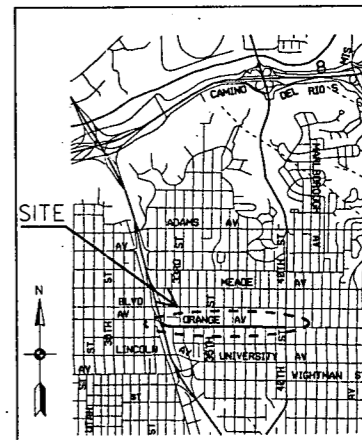


LEGEND:

- DISTRICT BOUNDARY
- (448-433) ASSESSOR'S BOOK & PAGE NO.
- ASSESSOR'S PARCEL NO.
- 4752 ADDRESS
- EXISTING POLE
- EXISTING STREET LIGHT

RESOLUTION NO.: _____

DATE ADOPTED: _____



VICINITY MAP



NO SCALE



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ORANGE AVENUE FROM I-805 TO 40TH STREET UNDERGROUND UTILITY DISTRICT

CITY OF SAN DIEGO, CALIFORNIA ENGINEERING AND CAPITAL PROJECTS DEPARTMENT SHEET 1 OF 3 SHEETS				V.D. NO. 372989
FOR CITY ENGINEER		DATE		DIVISION HEAD
DESCRIPTION	BY	APPROVED	DATE	FILED
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				DESIGN ENGINEER
				CONTROL CERTIFICATION
				214-1731,1734
				LAMBERT COORDINATES
AS-BUILT	DATE STARTED		30188-1-D	
CONTRACTOR	DATE COMPLETED			
INSPECTOR				

293140