

RESOLUTION NUMBER R- 293485

ADOPTED ON JUL 18 2000

A RESOLUTION ESTABLISHING AN UNDERGROUND
UTILITY DISTRICT TO BE KNOWN AND DENOMINATED
AS THE BURGNER BOULEVARD (FROM FIELD STREET
TO JELLET STREET) UNDERGROUND UTILITY DISTRICT.

WHEREAS, by Resolution No. R- 293228, a public hearing was called for
on July 18, 2000, at the hour of 10:00 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 more
particularly shown in Drawing No. 27479-D, entitled "Burgener Boulevard (from Field Street to
Jellet Street) Underground Utility District," copies of which are on file in the office of the City
Clerk as Document Number RR- 293228 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 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 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. The City Auditor and Comptroller is hereby authorized to establish Fund No. 78146 for the purpose of depositing Public Utilities Commission Case 8209 Utility Underground Allocation Funds.

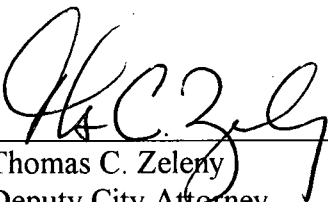
5. The City Treasurer is hereby authorized to receive these funds from San Diego Gas & Electric Company.

6. Reimbursement payments to all qualified property owners in the Burgener Boulevard (from Field Street to Jellet 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. 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 subject Burgener Boulevard (from Field Street to Jellet Street) Underground Utility District have been completed.

8. The expenditure of an amount not to exceed \$1,000 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
05/19/00
Aud.Cert:2001159
Or.Dept:Eng&CP
R-2000-1411
Form=uest.res

GENERAL BOUNDARY DESCRIPTION FOR THE
BURGENER BOULEVARD FROM FIELD STREET TO JELLET STREET
UNDERGROUND UTILITY DISTRICT

The **BURGENER BOULEVARD FROM FIELD STREET TO JELLET STREET** Underground Utility District shall be established to include the following described parcels:

Lots 49 thru 67; Lots 80 thru 110; Lots 129 thru 140 of Map of CLAIREMONT UNIT No 1 MAP 2725.





Said district shall also include the following public Rights of Way:

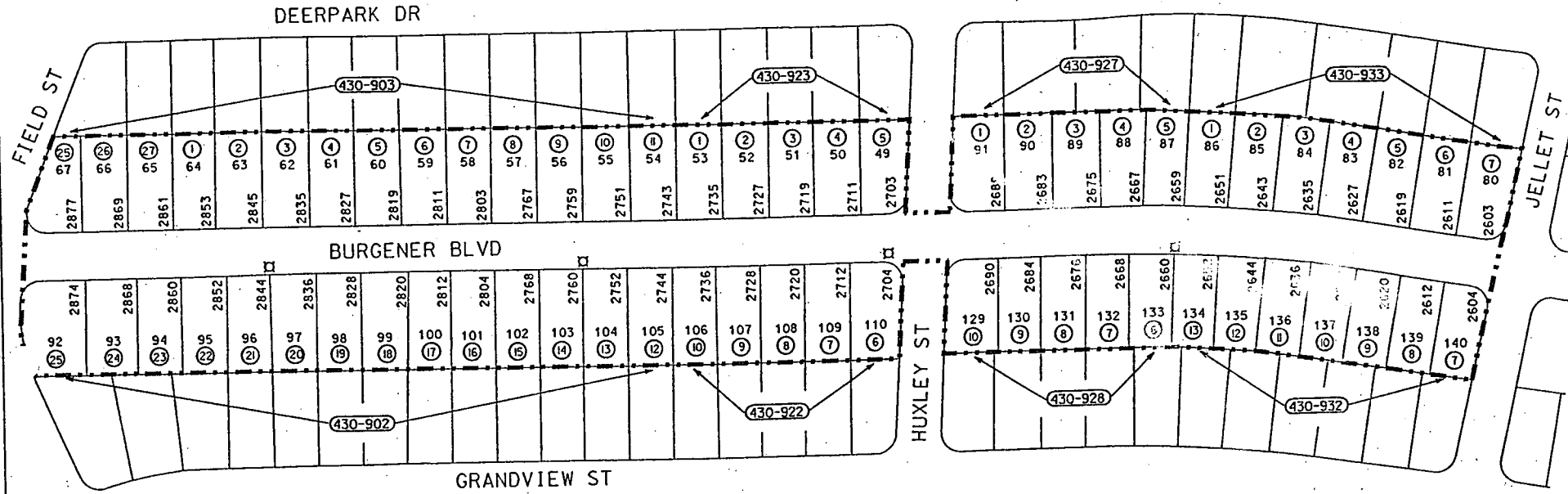
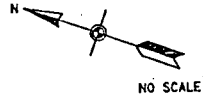
BURGENER BOULEVARD from the southwesterly line of Field Street to the northwesterly line of Jellet Street.

All as more particularly shown on City Engineer's Drawing No 27479 - D

BURGENER BOULEVARD FROM FIELD STREET TO JELLET STREET UNDERGROUND UTILITY DISTRICT

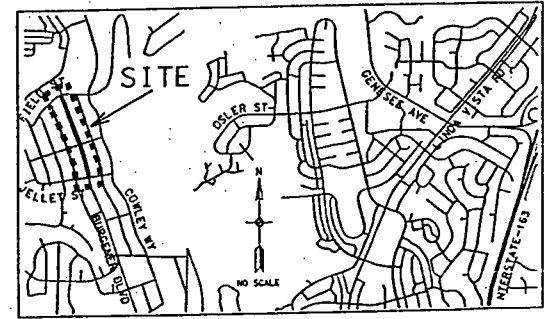
LEGEND:

-  DISTRICT BOUNDARY
-  (448-433) ASSESSOR'S BOOK & PAGE NO.
-  ⑤ ASSESSOR'S PARCEL NO.
- 4752 ADDRESS
-  □ EXISTING STREET LIGHT



RESOLUTION NO.: _____
DATE ADOPTED: _____

VICINITY MAP



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

THIS MAP IS PROVIDED WITHOUT WARRANTY OF ANY KIND, EITHER EXPRESS OR IMPLIED, INCLUDING, BUT NOT LIMITED TO, THE IMPLIED WARRANTIES OF MERCHANTABILITY AND FITNESS FOR A PARTICULAR PURPOSE.

PROPRIETARY INFORMATION: The use of this information is pursuant to sublicense agreement only. Any resale or retransmission of this information is prohibited, except in accordance with such sublicense agreement.

BURGENER BOULEVARD FROM FIELD ST TO JELLET ST UNDERGROUND UTILITY DISTRICT

CITY OF SAN DIEGO, CALIFORNIA ENGINEERING AND CAPITAL PROJECTS DEPARTMENT SHEET 1 OF 1 SHEET				V.A. NO. #2061				
FOR CITY ENGINEER	BY	DATE	APPROVED	DATE	FILED	DESIGNER	DESIGN ENGINEER	
FILE NAME	DATE							
	5/5/2006	EX						
AS-BUILT							CONTROL CERTIFICATION 226-1710 & 228-1710	
CONTRACTOR		DATE STARTED		DATE COMPLETED		#27479 - D		
DEPECTOR								

