

RESOLUTION NUMBER R- 297687

ADOPTED ON MAR 03 2003

A RESOLUTION CALLING FOR A PUBLIC HEARING TO DETERMINE WHETHER THE PUBLIC HEALTH, SAFETY, OR GENERAL WELFARE REQUIRES THE FORMATION OF UNDERGROUND UTILITY DISTRICTS FINANCED THROUGH THE CITY OF SAN DIEGO UNDERGROUNDING SURCHARGE FUND.

WHEREAS, Chapter VI, Article 1, Division 5 of the San Diego Municipal Code establishes a procedure for the creation of underground utility districts and requires as an initial step in such procedure the holding of a public hearing to determine whether the public health, safety, or general welfare requires 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 in any such district; and

WHEREAS, it has been recommended that the following underground utility districts be formed:

- Pennant Way (Regents Road to Stresemann Street) Underground Utility District, as described in Exhibit A to this resolution and more particularly shown on Drawing No. 32039-D;
- Carmel Valley Road (I-5 to Torrey Pines Road) Underground Utility District, as described in Exhibit B to this resolution and more particularly shown on Drawing No. 32365-D;

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- La Jolla Scenic Drive North (Sugarman Drive to La Jolla Village Drive)
Underground Utility District, as described in Exhibit C to this resolution and more particularly shown on Drawing No. 32101-D;
- Soledad Avenue (Hillside Drive to Exchange Place) Underground Utility District,
as described in Exhibit D to this resolution and more particularly shown on
Drawing No. 32113-D;
- Hidden Valley Road/Via Capri (Torrey Pines to la Jolla Scenic Drive South)
Underground Utility District, as described in Exhibit E to this resolution and more
particularly shown on Drawing No. 32076-D;
- San Antonio Street (McCall Street to Kellogg Street) Underground Utility
District, as described in Exhibit F to this resolution and more particularly shown
on Drawing No. 32082-D;
- Abbott Street (West Point Loma Boulevard to Newport Avenue) Underground
Utility District, as described in Exhibit G to this resolution and more particularly
shown on Drawing No. 32078-D;
- Tenth Avenue (Date Street to Beech Street) Underground Utility District, as
described in Exhibit H to this resolution and more particularly shown on Drawing
No. 32080-D;
- Meade Avenue (I-805 to 44th Street) Underground Utility District, as described in
Exhibit I to this resolution and more particularly shown on Drawing No. 32044-D;
- Meade Avenue (I-805 to New Jersey Street) Underground Utility District, as
described in Exhibit J to this resolution and more particularly shown on Drawing
No. 32045-D;

- Ocean View Boulevard (I-15 to 42nd Street) Underground Utility District, as described in Exhibit K to this resolution and more particularly shown on Drawing No. 32094-D;
- Scripps Lake Drive (Alderbrook Drive to Scripps Ranch Boulevard) Underground Utility District, as described in Exhibit L to this resolution and more particularly shown on Drawing No. 32110-D;
- Madra Avenue (Del Cerro Boulevard to Park Ridge Boulevard) Underground Utility District, as described in Exhibit M to this resolution and more particularly shown on Drawing No. 32088-D;
- Catoctin Drive (Montezuma Road to 63rd Street) Underground Utility District, as described in Exhibit N to this resolution and more particularly shown on Drawing No. 32107-D;
- Orange Avenue (Fairmount Avenue to 54th Street) Underground Utility District, as described in Exhibit O to this resolution and more particularly shown on Drawing No. 32102-D;
- 28th Street (Sampson Street to Harbor Drive) Underground Utility District, as described in Exhibit P to this resolution and more particularly shown on Drawing No. 32079-D;
- Hollister Street (Coronado Avenue to Tocayo Avenue) Underground Utility District, as described in Exhibit Q to this resolution and more particularly shown on Drawing No. 32104-D;

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- Leon Avenue (Hollister Street to Saturn Boulevard) Underground Utility District, as described in Exhibit R to this resolution and more particularly shown on Drawing No. 32105-D;
- Princess Street/Spindrift Drive (Torrey Pines Road to Paseo Dorado) Underground Utility District, as described in Exhibit S to this resolution and more particularly shown on Drawing No. 32111-D;
- Bird Rock Avenue (La Jolla Boulevard to the end of Bird Rock Avenue) Underground Utility District, as described in Exhibit T to this resolution and more particularly shown on Drawing No. 32090-D;
- Hotel Circle South (Phase I) (Taylor Street to Bachman Place) Underground Utility District, as described in Exhibit U to this resolution and more particularly shown on Drawing No. 32043-D;
- Roswell, 51st (Market Street to Kelton Road, 51st past School) Underground Utility District, as described in Exhibit V to this resolution and more particularly shown on Drawing No. 32092-D;
- Camino Del Rio South (Texas Street to Mission Center Road) Underground Utility District, as described in Exhibit W to this resolution and more particularly shown on Drawing No. 32150-D; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, as follows:

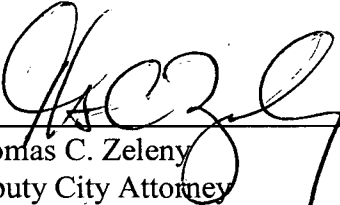
1. Notice is hereby given that a public hearing will be held by the Council of the City of San Diego on April 7, 2003, at the hour of 2:00 p.m., in the Council Chambers of the City Administration Building, 202 C Street, San Diego, California, to determine whether the public health, safety, or general welfare requires the removal of poles, overhead

wires, and associated overhead structures and the underground installation of wires and facilities for supplying electric, communication, community antenna television or similar or associated service in the Districts described above.

2. At such hearing, all persons interested shall be given an opportunity to be heard and the hearing may be continued from time to time as may be determined by the City Council. The decision of the City Council as to the formation of the Districts as described above shall be final and conclusive.

3. The City Manager shall notify all affected persons as defined in Chapter VI, Article 1, Division 5 of the San Diego Municipal Code and each utility company concerned of the time and place of the hearing by following the procedure set forth 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

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