

RESOLUTION NUMBER R- 300342

ADOPTED ON APR 18 2005

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 district be formed:

- District 2, Block 2J, as described in Exhibit A, to this resolution and more particularly shown on Drawing No. 33492-1-D, and
- District 3, Block 3-EE, as described in Exhibit B, to this resolution and more particularly shown on Drawing No. 33493-1-D, and
- District 7, Block 7-CC, as described in Exhibit C, to this resolution and more particularly shown on Drawing No. 33496-1-D, and
- District 8, Block 8-G, as described in Exhibit D, to this resolution and more particularly shown on Drawing No. 33497-1-D, and
- Hotel Circle North from Circle South to Hotel Circle Place, as described in Exhibit E, to this resolution and more particularly shown on Drawing No. 33555-1-D, NOW THEREFORE,

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

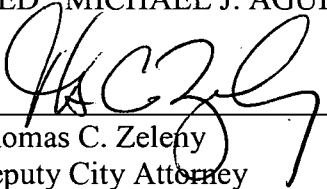
1. Notice is hereby given that a public hearing will be held by the Council of the City of San Diego on June 21, 2005 at the hour of 10:00 a.m., in the Council Chambers of the City Administration Building, 202 C Street, San Diego, California, to determine whether the public health, safety, or general welfare requires the removal of poles, overhead wires, and associated 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: MICHAEL J. AGUIRRE, City Attorney

By


Thomas C. Zeleny
Deputy City Attorney

TCZ:sc

04/04/05

Aud.Cert:N/A

R-2005-1039

Attachments: A, B, C, D, and E (Legal Description)

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GENERAL BOUNDARY DESCRIPTION FOR DISTRICT 2
BLOCK 2J UNDERGROUND UTILITY DISTRICT

The DISTRICT 2 BLOCK 2J UNDERGROUND UTILITY DISTRICT shall be established to include the following described parcels:

Lots 1 thru 2, Lot 9 of BLK 4, Lots 1 thru 12 of BLK 3, Lots 1 thru 24 of BLK 6, Lots 1 thru 12 of BLK 2, Lots 1 thru 16 of BLK 3 of MAP OF NEW ROSEVILLE, Map No. 476;

Lots 2 thru 11 of FLEETRIDGE BAYVIEW, Map No. 5655.;

BLK 3. Portion of Lot 16 of BLK 3 OF MAP OF BAY SHORE ADDITION NEW ROSEVILLE, Map No. 1152;

Lots 1 thru 2 of BLK 8, Lots 6 thru 12 of BLK 33, Lots 1 thru 12 of BLK 32, Lots 1 thru 8 of BLK 22, Lots 1 thru 12 of BLK 23, Lots 1 thru 12 of BLK 14, Lots 1 thru 12 of BLK 15, Lots 6 of BLK 20, Lots 1 thru 6 of BLK 21, Lots 1 thru 12 of BLK 16, Lots 11 and 12, Lots 1 thru 4 of BLK 46, Lots 1 thru 12 of BLK 59, Lot 1 of BLK 45, Lots 1 thru 3, Lots 1 thru 10 thru 12 of BLK 44, Lots 1 thru 12 of BLK 62, Lots 1 thru 5 of BLK 63, Lots 1 thru 12 of BLK 42, Lots 1 thru 12 of BLK 47, Lots 56 of BLK 58, Lots 3 thru 11 of BLK 40, Lots 3 thru 6 of BLK 49, Lots 1 thru 12 of BLK 41, Lots 1 thru 12 of BLK 46, Lots 1 thru 12 of BLK 57, Lots 1 thru 2 of BLK 4, Lots 1 thru 2 of BLK 3, Lots 1 thru 2 of BLK 2, Lots 1 thru 2 of BLK 7, Lots 1 thru 2 BLK 6, Lots 1 thru 5 of BLK 64, Lots 1 thru 12 of BLK 29, Lots 1 thru 3 and Lots 11 thru 12 of BLK 27, Lots 10 thru 12 of BLK 10, Lot 1 thru 12 of BLK 11, Lots 1 thru 12 of BLK 24, Lots 1 thru 12 of BLK 13, Lots 1 thru 12 of BLK 12, Lots 1 thru 12 of BLK 25, Lots 1 thru 6 of BLK 30 of MAP OF ROSEVILLE, Map No. 305;

Lot 1 of LOKER SUBDIVISION, Map No. 5087;

Lots 1 thru 12 and 23 thru 24 of BLK 43, of MAP OF FOREMAN AND HARDINGS, Map No. 479;

Lot 1 of Map of OUTRIGGER ADDITION, Map No. 4880;

Lot 1 of BLK 26 of ROSEVILLE RESUBDIVISION, Map No. 4956

Par 1 of FOREMAN & HARDING'S RESUBDIVISION NO. 1, Map No. 4930

Portion Lot 188 of MAP OF PUEBLO LANDS OF SAN DIEGO, Map No. MM36;

Par 1 of Parcel Map 5630;

Par 1 thru Par 3 of Parcel Map 6381;

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EXHIBIT A

Par A of Parcel Map 623;

Par A of Parcel Map 444;

Par 1 of Parcel Map 4604

Par 1 of Parcel Map 19025

Par 1 of Parcel Map 1459

Par 1 of Parcel Map No. 3548;

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

AVENIDA DE PORTUGAL between the southeasterly line of ADDISON STREET to the northwesterly line of SHAFTER STREET.

CANON STREET between the southeasterly line of ROSECRANS STREET to the northwesterly line of ANCHORAGE LANE.

UPSHUR STREET between the southeasterly line of SCOTT STREET to the northwesterly line of SHAFTER STREET.

ADDISON STREET between the southeasterly line of AVENIDA DE PORTUGAL to the southeasterly line of CLOVE STREET and from the southeasterly line of CLOVE STREET to the southeasterly end of ADDISION STREET.

BYRON STREET between the northwesterly line of BYRON STREET to the northwesterly line of ROSECRANS STREET.

CARLETON STREET between a line that is parallel and +/- 100 feet northwest of the northwesterly line of EVERGREEN STREET to the southeasterly end of CARLETON STREET.

DICKENS STREET between a line parallel to and +/- 200 feet northwest of the northwesterly line of EVERGREEN STREET to the southeasterly end of DICKENS STREET.

EMERSON STREET between a line parallel to and +/- 250 feet northwest of the northwesterly line of EVERGREEN STREET to the southeasterly end of EMERSON STREET

FENELON STREET between the northwesterly line of EVERGREEN STREET to the northwesterly line of SCOTT STREET.

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GARRISON STREET between the northwesterly line of EVERGREEN STREET to the northwesterly line of SCOTT STREET.

PLUM STREET between the southwesterly line of PLUM STREET to southwesterly line of CARLETON STREET.

WILLOW STREET between the northeasterly line of AVENIDA DE PORTUGAL to a line parallel to and +/- 100 feet northeast of the northeasterly line of BYRON STREET.

EVERGREEN STREET between the northeasterly line of CANON STREET to a line parallel to and +/- 100 feet northeast of the northeasterly line of GARRISON STREET.

LOCUST STREET between a line parallel to and +/- 50 feet southwest of the southwesterly line of AVENIDA DE PORTUGAL to a line parallel to and +/- 100 feet northeast of the northeasterly line of GARRISON STREET.

ROSECRANS STREET between a line parallel to and +/- 100 feet southwest of the southwesterly line of CANON STREET to a line parallel to and +/- 50 feet northeast of the northeasterly line of GARRISON STREET.

SCOTT STREET between the northeasterly line of UPSHUR STREET to the southwesterly line of N HARBOR DRIVE.

SHAFTER STREET between the northeasterly line of UPSHUR STREET to the southwesterly line of CARLETON STREET.

ANCHORAGE LANE between the northeasterly line of TALBOT STREET to the southwesterly line of SHELTER ISLAND DRIVE.

SHELTER ISLAND DRIVE between the southeasterly line of ROSECRANS STREET to a line parallel to and +/- 1900 feet southeast of the southeasterly line of ANCHORAGE LANE.

All as more particularly shown on City Engineer's Drawing No. 33492-D

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GENERAL BOUNDARY DESCRIPTION FOR THE
COUNCIL DISTRICT 3 BLOCK 3EE
UNDERGROUND UTILITY DISTRICT

The council District 3 Block 3EE Underground utility District shall be established to include the following described parcels:

Lots 1 thru 22, Portions Lots 41 thru 43 of BLK 4, 3 thru 26 of BLK 5 of Map of ALHAMBRA PARK, Map No. 1488

Lots 1 thru 26 of BLK D, Lots 29 thru 35, Lots 40 thru 55, and Lot 57 of BLK C of Map of BELMONT, Map No. 1476

Lot 1 of KCW VILLAS, Map No. 10307

Lot 1 of KIMBERLY MANOR CONDOS, Map No. 9812

Lots 1 thru 31 of BLK J, Lots 1 thru 59 of BLK K, Lots 1 thru 18, Lots 24 thru 55 of BLK L, Lots 3 thru 14, Portion Lot 21, LOTS 22 thru 26 of BLK G, Lots 3 thru 50 and Portion Lots 1 and 2 of BLK H, Lots 3 thru 52 of BLK I of Map of MONTECELLO, Map No. 1154

Lots 582 thru 651 and Lots 655 thru 795 of TALMADGE PARK UNIT 3, Map No. 1900

Lots 830 thru 888, Lots 890 thru 945, Lots 951 thru 968, Lots 981 thru 998, Lots 1015 thru 1044 of Map of TALMADGE PARK ESTATES, Map No. 2104

Lot 1 of WINONA TOWERS, Map No. 10490

Par 1 and 2 of Parcel Map 18496

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

NORMA DRIVE between the northwesterly line of 47th STREET to the northerly end of NORMA DRIVE.

CONSTANCE DRIVE between the northerly line of NORMA DRIVE to the northeasterly end of CONSTANCE DRIVE.

NATALIE DRIVE between the northerly line of NORMA DRIVE to the easterly line of CONSTANCE DRIVE.

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EXHIBIT B

MADISON AVENUE between the easterly line of NORMA DRIVE to a line parallel to and +/- 200 feet east of the easterly line of EUCLID AVENUE.

ADAMS AVENUE between the easterly line of NATALIE DRIVE to westerly line of EUCLID AVENUE.

47th STREET between the northerly line of MONROE AVENUE to southerly line of ADAMS AVENUE.

EUCLID AVE between the northerly line of MONROE AVENUE to a line parallel to and +/- 150 feet northeast from the southerly line of LOT 945

48th STREET between the northerly line of MONROE AVENUE to southerly line of MADISON AVENUE.

ESTRELLA AVENUE between the northerly line of MONROE AVENUE to southerly line of MADISON AVENUE.

49th STREET between the northerly line of EL CAJON BOULEVARD to southerly line of MADISON AVENUE.

WINONA AVENUE between the northerly line of EL CAJON BOULEVARD to southerly line of MADISON AVENUE.

50th STREET between the northerly line of EL CAJON BOULEVARD to southerly line of MADISON AVENUE.

ALTADENA AVENUE between the northerly line of EL CAJON BOULEVARD to a line +/- 50 feet south of the southerly line of MADISON AVENUE

MONROE AVENUE between the easterly line of 49th STREET to the westerly line of 51st STREET

All as more particularly shown on City Engineer's Drawing No. 33493-D

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GENERAL BOUNDARY DESCRIPTION FOR THE
COUNCIL DISTRICT 7 BLOCK 7CC
UNDERGROUND UTILITY DISTRICT

The Council District 7 Block 7CC Underground Utility District shall be established to include the following described parcels:

Lots 285 thru 316 and Lots 349 thru 351 of DEL CERRO UNIT NO. 5, Map No. 3538.

Lots 396 thru 401 of DEL CERRO UNIT NO. 6, Map No 3482.

Lots A and B, Lots 1 thru 81 of DEL CERRO UNIT NO. 1, Map No. 3222

Lots A and B of DEL CERRO UNIT NO. 2, RESUBDIVISION NO. 1, Map No. 4004

Lots 90 thru 162 of DEL CERRO UNIT NO. 2, Map No. 3314.

Lots 164 thru 222 of DEL CERRO UNIT NO. 3, Map No. 3355.

Lots 223 thru 244, Lots 247 thru 276 of DEL CERRO UNIT NO. 4, Map No. 4317

Lots 19 thru 22, Lots 24 thru 47, Lots 49 thru 78 of RESUBDIVISION OF DEL CERRO SHORE UNIT NO. 2, Map No. 10593

Lots 808 thru 866 of DEL CERRO UNIT NO. 12, Map No. 4479.

Lot 1 of Parrish Subdivision, Map No. 5445.

Lots 1 thru 13 of DEL CERRO MANOR, Map No. 5415

Lots 2 thru 35 of RASONIA ESTATES, Map No. 3303

Parcel 1 thru Parcel 3 of Parcel Map No. 12136

Parcel 1 and Parcel 2 of Parcel Map No 4166

Parcel 1 and Parcel 2 of Parcel Map No. 12739

Parcel 1 thru 2 of Parcel Map No. 13032

Parcel 1 of Map No. 10593

Parcel 1 thru 4 of Parcel Map No. 13020

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EXHIBIT C

Said District shall also include the following public rights of way:

MADRA AVENUE between the southerly line of GLENMONT STREET to a line and +/- 65 feet north of ELMHURST DRIVE.

MARINE AVENUE between the southwesterly line of DEL CERRO BOULEVARD to the southeasterly line of GLENMONT STREET.

DEL CERRO COURT between the northwesterly line of DEL CERRO COURT to the northwesterly line of DEL CERRO AVENUE.

HILLGROVE DRIVE between the northeasterly line of CALVIN WAY to the northeasterly end of HILLGROVE DRIVE.

ELMHURST DRIVE between the northeasterly line of MADRA AVENUE to the southeasterly end of ELMHURST DRIVE.

CALVIN WAY between the northeasterly line of MADRA AVENUE to the northwesterly line of ELMHURST DRIVE.

DEL CERRO BOULEVARD between the southwesterly line of MADRA AVENUE to a line parallel to and +/- 350 feet south of ELAINE WAY.

RAYDEL COURT between the northeasterly line of MARINE AVENUE to the northwesterly line of MADRA AVENUE.

RAYMEN AVENUE between the northerly line of MADRA AVENUE to the southerly line of RAYDEL COURT.

DEL CERRO AVENUE between the southeasterly line of MADRA AVENUE to the northeasterly line of AIROSO AVENUE.

ALTAIR COURT between the northeasterly line of MEREDITH AVENUE to the northeasterly line of ASHLAND AVENUE.

MEREDITH AVNEUE between the southerly line of DEL CERRO BOULEVARD to the southeasterly end of MEREDITH AVENUE.

ASHLAND AVENUE between the southerly line of HILLGROVE DRIVE to the southwesterly end of ASHLAND AVENUE.

REGIS AVENUE between the southerly line of DEL CERRO BOULEVARD to the southeasterly end of REGIS AVENUE.

LINFIELD AVENUE between the southerly line of DEL CERRO BOULEVARD to the southwesterly end of LINFIELD AVENUE.

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WESTLEY PLACE between the easterly line of INFIELD AVENUE to the westerly end of WESTLEY PLACE.

BROMLEY WAY between the northerly line of AIROSO AVENUE to the northerly end of BROMLEY WAY.

DARTFORD WAY between the northerly line of AIROSO AVENUE to the northerly end of DARTFORD WAY.

GLENMONT STREET between the easterly line of MARINE AVENUE to the westerly line of MADRA AVENUE.

YOKOHAMA COURT between the southwesterly end of YOKOHAMA COURT to the northeasterly end of YOKOHAMA COURT.

AIROSO AVENUE between the easterly line of DEL CERRO AVENUE to the southwesterly line of PENNSYLVANIA LANE.

All as more particularly shown on City Engineer's Drawing No. 33496-D

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GENERAL BOUNDARY DESCRIPTION FOR DISTRICT 8
BLOCK 8G UNDERGROUND UTILITY DISTRICT

The DISTRICT 8 BLOCK 8G UNDERGROUND UTILITY DISTRICT shall be established to include the following described parcels:

Lots 10 thru 12 of BLK 32, Lots 7 thru 2 of BLK 23, Lots thru 12 of BLK 24, Lots 1 thru 12 of BLK 31, Portion Lots 1 thru 12 of BLK 50, Lots 1 thru 12 of BLK 49, Lots 1 thru 12 of BLK 42, Lots 1 thru 12 of BLK 43, Lots 1 thru 12 of BLK 44, Lots 1 thru 12 of BLK 48, Lots 1 thru 12 of BLK 47, Lots 1 thru 12 of BLK 25, Lots 1 thru 12 of BLK 26, Lots 2 thru 12 of BLK 29, Lot 1 thru 12 of BLK 30, Lots 1 thru 7 and 10 thru 16 of BLK 28, Lots 1 thru 7 and 10 thru 16 of BLK 27, Portion Lots 8 and 9 of BLK 28, Portion Lots 8 and 9 of BLK 27, Portion of BLK 7 thru 12 of BLK 14, Portion Lot 9 and Lots 7 thru 8 of BLK 5, Lots 1 thru 12 of BLK 13, Portion Lot 4 and Lots 5 thru 9 of BLK 6, Lots 4 thru Lots 9 of BLK 7, Lots 4 thru Lots 9 of BLK 8, Lots 1 thru 12 of BLK 12, Lots 1 thru 12 of BLK 11, Lots 1 thru 7 and Portion of Lot 8 of BLK 9, Lots 1 thru 7, Lots 10 thru 16, Portion Lots 8 and 9 of BLK 10, Portion Lots 1 thru 3, Portion Lots 7 thru 9, Lots 10 thru 12 of BLK 59, Lots 1 thru 12 of BLK 60, Lots 1 thru 3, Lots 10 thru 12 of BLK 66, Lots 1 thru 12 of BLK 61 of PLAN OF SHERMAN'S ADDITION, Map NO. 856

Portion Lots 8 and 9 of BLK 27, Portion Lots 8 and 9 of BLK 28, Portion Lots 8 and 9 of BLK 10, Portion Lot 8 of BLK 9 of L. W. KIMBALL'S SUBDIVISION, Map No. 56

Lots 3 and 4 of BLK 20 of PLAT CULVERWELLS ADDITION, Map No. 143.

Lots 1 thru 2, Lots 7 thru 9, Portion Lot 3 of BLK 67, Lots 1 thru 3, Lots 7 thru 9 of BLK 66, Portion Lot 8 of BLK 9, Lots 1 thru 3, Lots 7 thru 9 of BLK 65, Lots 1 thru 3 of BLK H, Lots 1 thru 3, Lots 7 thru 9 of BLK 64 of Map of CULVERWELL & TAGGARTS ADDITIONS, Map No. 249

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

19th STREET between the southerly line of COMMERCIAL STREET to the northerly line of G STREET.

20th STREET between the southerly line of COMMERCIAL STREET to the northerly line of G STREET.

21st STREET between the southerly line of COMMERCIAL STREET to the northerly line of G STREET.

22nd STREET between the northerly line of IMPERIAL AVENUE to the northerly line of G STREET.

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EXHIBIT D

COMMERCIAL STREET between the easterly line of 19TH STREET to the easterly line of 21ST STREET.

IMPERIAL AVENUE between the westerly line of 19th STREET to the easterly line of 21ST STREET.

L STREET between the westerly line of 19TH STREET to the easterly lien of 22ND STREET.

K STREET_ between the westerly line of 19th STREET to a line that is parallel to and +/- 100 feet west from the westerly line of 24TH STREET.

J STREET between the westerly line of 19TH STREET to the easterly lien of 24TH STREET.

ISLAND AVENUE between a line parallel to and +/- 300 feet west of the westerly line of 19TH STREET to the westerly line of 24TH STREET.

MARKET STREET between a line parallel to and +/- 100 feet west of the westerly line of 19TH STREET to the westerly line of 24TH STREET.

G STREET between the westerly line of 19TH STREET to a line parallel to and +/- 100 east to the easterly line of 24TH STREET

All as more particularly shown on City Engineer's Drawing No. 33497-D

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GENERAL BOUNDARY DESCRIPTION FOR THE
COUNCIL HOTEL CIRCLE NORTH
UNDERGROUND UTILITY DISTRICT

The Council Hotel Circle North Underground Utility District shall be established to include the following described parcels:

Lots 1 and 2 of SEVEN INNS SUBDIVISION, Map No. 5671

Lot 1 of TOWN AND COUNTRY HOTEL, Map No. 6274

Lots 3 and 4 of TOWN AND COUNTRY PROFESSIONAL CENTER, Map No. 6102

Lots 1 of HANAIEI, Map No. 5719

Lot 2 and Portions of Lot 1 of OHMER SUBDIVISION, Map No. 5344

Lot 1 of FABULOUS 5-7 SUBDIVISION, Map No. 6337

Lot 1 of FABULOUS INNS SUBDIVISION, Map No. 6478

Lots 1 of REINER'S SUB, Map No. DB1 PG 183

Portions of Parcel 1 of PUEBLO LOT 119, Record of Survey Map No. 6238

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

HOTEL CIRCLE PLACE between a westerly end of HOTEL CIRCLE PLACE to a northwest end of HOTEL CIRCLE NORTH.

HOTEL CIRCLE NORTH between a northwest end of HOTEL CIRCLE NORTH to a line parallel to and +/-700 feet of southwest of the northeast end of HOTEL CIRCLE NORTH.

All as more particularly shown on City Engineer's Drawing No. 33555-1-D

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EXHIBIT E