

RESOLUTION NUMBER R- 302338

DATE OF FINAL PASSAGE FEB 06 2007

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN EASEMENT DEED IN FAVOR OF SAN DIEGO GAS & ELECTRIC COMPANY, AFFECTING A PORTION OF LOT 1 OF FIVE CREEKS IN ROSE CANYON.

WHEREAS, during San Diego Gas & Electric [SDG&E] Company's routine inspections of existing overhead facilities, service poles in the Nobel Drive corridor were discovered to have deteriorated and require replacement; and

WHEREAS, while the faulty poles are located within an existing easement, additional easement area is required to accommodate an anchor and support wire assembly; and

WHEREAS, the total area of the additional easement is approximately 160 square feet, which has been valued by the City valuation staff to be worth One Hundred Fifty Dollars (\$150); and

WHEREAS, an appraisal processing fee of Two Thousand Five Hundred Dollars (\$2,500), and a deed processing fee of One Thousand Five Hundred Ninety Dollars (\$1,590), has been collected from SDG&E and deposited into Fund 100, Revenue Account 77438; prior to conveyance of the easement, One Hundred Fifty Dollars (\$150) will be collected and deposited into Capital Outlay Fund, Fund No. 304253, Revenue Account 78336, for the sale of the property rights; and

WHEREAS, in the event SDG&E determines that this easement is no longer required to conduct its business, or if SDG&E fails to use or abandons the easement for a period of one year, upon the City's request SDG&E will provide a quitclaim deed to reconvey this easement back to the City; NOW THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that the Mayor, or his designee, is authorized and empowered to execute, for and on behalf of The City of San Diego, an Easement deed conveying to San Diego Gas & Electric Company, a corporation, an easement for the purpose of pole replacement, affecting a portion of Lot 1 of Five Creeks, according to Map thereof No. 12234, filed in the Office of the San Diego County Recorder July 19, 1988, and more particularly described in said Easement deed on file in the office of the City Clerk as Document No. RR- 302338;

BE IT FURTHER RESOLVED, that the Auditor and Comptroller is authorized to accept and deposit One Hundred Fifty Dollars (\$150) into the Capital Outlay Fund, Fund No. 304253, Revenue Account 78336, for the sale of the easement.


APPROVED: MICHAEL J. AGUIRRE, City Attorney

By 
Brock Ladewig, Chief Deputy City Attorney

BL:jdf
01/16/07
Or.Dept:READ
R-2007-711
MMS #4271

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of FEB 06 2007.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 2-14-07
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor