

204  
7/23

1st  
hearing  
7/23/07

RESOLUTION NUMBER R- 302865

DATE OF FINAL PASSAGE AUG 01 2007

A RESOLUTION CALLING FOR A PUBLIC HEARING TO DETERMINE WHETHER THE PUBLIC HEALTH, SAFETY, OR GENERAL WELFARE REQUIRES THE FORMATION OF UNDERGROUND UTILITY DISTRICTS FOR THE LA JOLLA MESA VISTA COMMUNITY PLANNING AREA.

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:

- a. Lots 2 through 31 & 33 through 52 of Map of La Jolla Mesa Vista Unit No.2  
Subdivision Map No. 4551
- b. Portion Lot 1 and Portion Lot 1782 of Pueblo Lands Partition CC 7634
- c. Parcel 1 of PM 17336
- d. Lot 1 of La Jolla Valley Vista Unit No. 3 Map 3742
- e. Lots 26 & 27 of La Jolla Valley Vista Unit No. 2 Map 3494

- f. Candlelight Dr. between a line from the Northeastern corner of 5565 Candlelight Dr. and to the Southeastern corner of 5572 Candlelight Dr. to the Northerly line of Candlelight Place.
- g. Lamplight Dr. between a line parallel to +/- 60 feet east of La Jolla Mesa Dr. to the westerly line of Candelight Dr.
- h. Moonlight Ln. between the southeasterly line of Candlelight Dr. to a line parallel to +/- 25 feet east of 5402 Moonlight Lane.; and

WHEREAS, Exhibit Attachment A, Map, and Exhibit Attachment B, Legal Description, depicts the above District with greater specificity; 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 SEP 10, 2007 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 District 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 Mayor 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.

4. That the Fiscal Year 2008 Capital Improvement Program Budget is amended by adding CIP No. 37-027.0, La Jolla Mesa Vista Underground Utilities Assessment District.

5. That the City Auditor and Comptroller is authorized to increase the Capital Improvements Program Budget for CIP No. 37-027.0, La Jolla Mesa Vista Underground Utilities Assessment District, Fund No. 30101, Underground Surcharge Fund, by \$380,000.

6. That the City Auditor and Comptroller is authorized to transfer \$380,000 from CIP No. 37-028.0, Annual Allocation of Undergrounding City Utilities, to CIP No. 37-027.0, La Jolla Mesa Vista Underground Utilities Assessment District, within Fund No. 30101, Underground Surcharge Fund.

7. That the appropriation and expenditure of an amount not to exceed \$380,000 from CIP No. 37-027.0, La Jolla Mesa Vista Underground Utilities Assessment District, Fund 30101, Underground Surcharge Fund, is authorized solely and exclusively for the purpose of utility undergrounding and associated activities as described in the Engineers Report for La Jolla Mesa Vista Underground Utility Assessment District No. 4098., provided that the City Auditor and Comptroller first furnishes one or more certificates certifying that the funds necessary for expenditures are, or will be, on deposit with the City Treasurer.

8. That the Mayor is authorized to accept the \$10,000 from the La Jolla Mesa Vista Homeowners Association for the purpose of funding the proposed formation of the La Jolla Vista Mesa Underground Utility Assessment District.

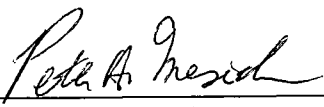
9. That the City Auditor and Comptroller is authorized to increase the Fiscal Year 2008 Capital Improvements Program Budget in CIP 37-027.0, La Jolla Mesa Vista Underground Assessment District, in Fund 63022, Private and Other Contributions- CIP.

10. That the City Auditor and Comptroller is authorized to appropriate and expend \$10,000 from CIP 37-027.0, La Jolla Mesa Vista Underground Assessment District, Fund 63022, Private and Other Contributions- CIP, for the purpose of the La Jolla Mesa Vista Underground Utilities project.

11. That the City Auditor and Comptroller, upon advice from the administering department, is authorized to transfer excess budgeted funds, if any, to the appropriate reserves.

BE IT FURTHER RESOLVED, that this activity is categorically exempt from CEQA Guidelines Section 15302(d), and Public Utilities Commission General Order 131-D dated August 11, 1995.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By   
Peter A. Mesich  
Deputy City Attorney

PAM:cfq  
06/05/07  
07/10/07 COR.COPY  
Or.Dept:E&CP  
R-2007-1208  
Aud.Cert.:

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JUL 23 2007.

ELIZABETH S. MALAND  
City Clerk

By *Mary Gorman*  
Deputy City Clerk

Approved: 8-1-07  
(date)

*JSL*  
JERRY SANDERS, Mayor

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_  
JERRY SANDERS, Mayor

# LA JOLLA MESA VISTA PROPOSED UNDERGROUND UTILITY ASSESSMENT DISTRICT

**LEGEND**



MATCH LINE



DISTRICT BOUNDARY



ASSESSOR'S BOOK &  
PAGE NO.



ASSESSOR'S PARCEL NO.



ADDRESS



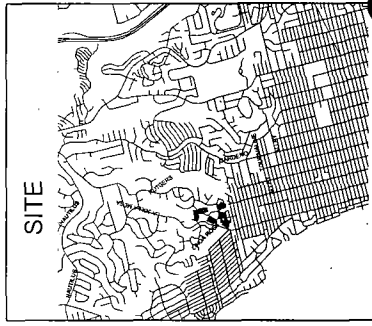
PROPOSED STREET LIGHT



EXISTING POLES

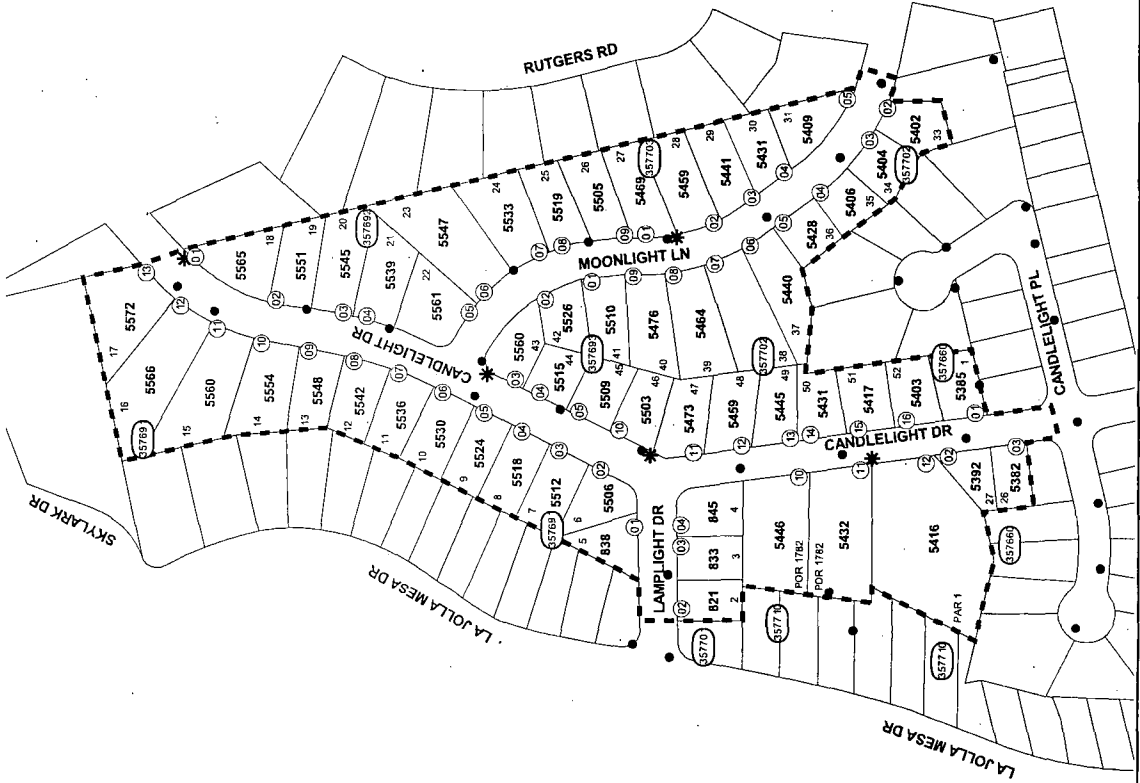
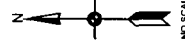
RESOLUTION NO.: \_\_\_\_\_

DATE ADOPTED: \_\_\_\_\_



SITE

VICINITY MAP



This map is prepared for the City of San Diego and is not to be used for any other purpose without the express written consent of the City Engineer. The City Engineer is not responsible for the accuracy of the information shown on this map. The City Engineer is not responsible for the accuracy of the information shown on this map. The City Engineer is not responsible for the accuracy of the information shown on this map.

**LA JOLLA MESA VISTA  
PROPOSED UNDERGROUND UTILITY  
ASSESSMENT DISTRICT**

CITY OF SAN DIEGO, CALIFORNIA  
ENGINEERING AND CAPITAL PROJECTS DEPARTMENT  
SHEET 1 OF 1 SHEET 1

FOR CITY EXAMINER	DATE	BY	PROJECT NO.	DATE
PLANNING	10/12/10	AMC	33718-D	
DESIGNER				
CHECKER				
CONTROL ENGINEER				
PROJECT MANAGER				
CONTRACTOR				
DATE PART 1				
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R. 302865

GENERAL BOUNDARY DESCRIPTION FOR THE LA JOLLA MESA VISTA  
UNDERGROUND UTILITY ASSESSMENT DISTRICT

The LA JOLLA MESA VISTA UNDERGROUND UTILITY ASSESSMENT  
DISTRICT shall be established to include the following described parcels:

Lots 2 through 31 & 33 through 52 of Map of La Jolla Mesa Vista Unit No.2 Subdivision  
Map No. 4551

Portion Lot 1 and Portion Lot 1782 of Pueblo Lands Partition CC 7634

Parcel 1 of PM 17336

Lot 1 of La Jolla Valley Vista Unit No. 3 Map 3742

Lots 26 & 27 of La Jolla Valley Vista Unit No. 2 Map 3494

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to the Southeastern corner of 5572 Candlelight Dr. to the Northerly line of Candlelight  
Place.

Lamplight Dr. between a line parallel to +/- 60 feet east of La Jolla Mesa Dr. to the  
westerly line of Candelight Dr.

Moonlight Ln. between the southeasterly line of Candlelight Dr. to a line parallel to +/-  
25 feet east of 5402 Moonlight Ln.

ATTACHMENT B

R- 302865