

336
1/29/08

RESOLUTION NUMBER R- 303369

DATE OF FINAL PASSAGE FEB 11 2008

A RESOLUTION ESTABLISHING THE MOUNT SOLEDAD UNDERGROUND UTILITY DISTRICT FOR THE LA JOLLA PLANNING AREA.

WHEREAS, by Resolution No. R- 303284, a public hearing was called for on JAN 29, 2008, 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 structures and the underground installation of wires and facilities for supplying electric, communication, community antenna television or similar or associated service within certain areas of the City of San Diego more particularly described as follows [the District]:

- a. Lots 194 through 202 & 203 through 213 of Map of Soledad Corona Estates Unit No.3 Subdivision Map No. 4473.
- b. Lots 1 through 10 & 36 through 43 of Map of La Jolla Pacifica Unit No.1 Subdivision Map No. 4787.
- c. Soledad Mountain Rd. between a line from the Northeastern corner of 5758 Soledad Mountain Rd. and to the Northwestern corner of 5755 Soledad Mountain Rd. to a line from the Southeastern corner of 5580 Soledad Mountain Rd. and to the Southwestern corner of 5783 Soledad Mountain Rd; and

WHEREAS, Exhibit Attachment A, Map, and Exhibit Attachment B, Legal Description, depicts the above District with greater specificity; and

WHEREAS, notice of such hearing has been given by the Mayor to all affected property owners as defined in Chapter VI, Article One, Division Five 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 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 within the areas set forth above and that pursuant to Chapter VI, Article One, Division Five of the San Diego Municipal Code, the above areas are hereby declared to be underground utility districts in the City of San Diego, and the maps and document referred to above are hereby incorporated as a part of this resolution.

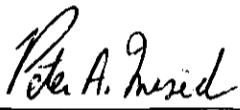
2. The Mayor is hereby authorized to establish schedules for the underground conversion of all poles, overhead wires, and associated structures in said District.

3. The Mayor is hereby instructed to notify all affected persons as defined in Chapter VI, Article One, Division Five 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 Mayor shall further notify affected persons as defined in Chapter VI, Article One, Division Five 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 permit the installation of all necessary facility changes on their premises, or provide such

changes at their own expense, 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. The Mayor's notification shall be in the manner provided in Chapter VI, Article One, Division Five of the San Diego Municipal Code.

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

PM:cfq
01/14/08
Or.Dept:E&CP
R-2008-591

(R-2008-591)

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JAN 29 2008.

ELIZABETH S. MALAND
City Clerk

By Mary Zumaeta
Deputy City Clerk

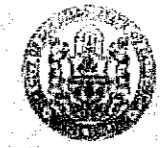
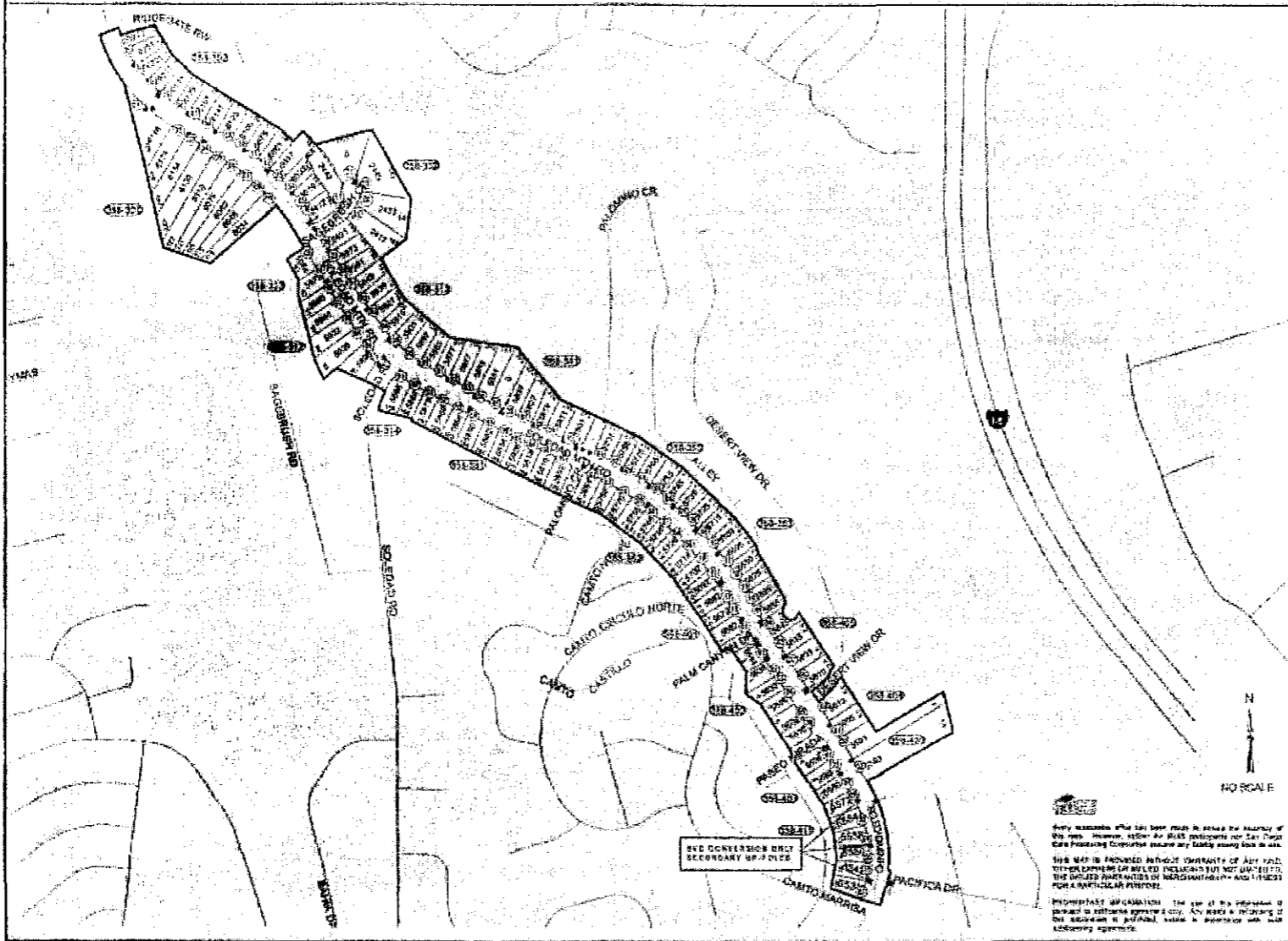
Approved: 2-11-08
(date)

JSL
JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor

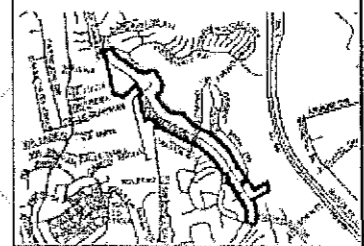
SOLEDAD MOUNTAIN ROAD (PACIFICA DR TO RIDGEGATE ROW) UNDERGROUND UTILITY DISTRICT



LEGEND

- DISTRICT BOUNDARY
- PARCELS
- EXISTING POLE
- PROPOSED STREET LIGHTS
- ASSESSOR'S BOOK & PAGE NO.
- ASSESSOR'S PARCEL NO.
- ADDRESS

VICINITY MAP



SOLEDAD MOUNTAIN ROAD (PACIFICA DR TO RIDGEGATE ROW) UNDERGROUND UTILITY DISTRICT

CITY OF SAN DIEGO, CALIFORNIA		DATE: _____	
PROJECT: _____		DRAWN BY: _____	
NO. _____	DATE: _____	NO. _____	DATE: _____
NO. _____	DATE: _____	NO. _____	DATE: _____
NO. _____	DATE: _____	NO. _____	DATE: _____
NO. _____	DATE: _____	NO. _____	DATE: _____
NO. _____	DATE: _____	NO. _____	DATE: _____
NO. _____	DATE: _____	NO. _____	DATE: _____

Every user of this map should be aware of the accuracy of the data. However, since the data is provided for informational purposes only, the City of San Diego does not warrant the accuracy of the data. THE MAP IS PROVIDED WITHOUT WARRANTY OF ANY KIND, INCLUDING MERCHANTABILITY AND FITNESS FOR A PARTICULAR PURPOSE. THE USER AGREES TO HOLD THE CITY OF SAN DIEGO HARMLESS FROM AND AGAINST ALL CLAIMS, DAMAGES, LOSSES AND EXPENSES, INCLUDING REASONABLE ATTORNEY'S FEES, ARISING OUT OF OR FROM THE USE OF THIS MAP. THE USER AGREES TO HOLD THE CITY OF SAN DIEGO HARMLESS FROM AND AGAINST ALL CLAIMS, DAMAGES, LOSSES AND EXPENSES, INCLUDING REASONABLE ATTORNEY'S FEES, ARISING OUT OF OR FROM THE USE OF THIS MAP.

R-303369

EXHIBIT "A"

GENERAL BOUNDARY DESCRIPTION FOR THE SOLEDAD MOUNTAIN ROAD
UNDERGROUND UTILITY DISTRICT

The SOLEDAD MOUNTAIN ROAD UNDERGROUND UTILITY DISTRICT shall be established to include the following described parcels:

Lots 1 through 16 & 36 through 43 of Map of La Jolla Pacifica Unit No.1 Subdivision
Map No. 4787

Lots 161 through 170 & 191 through 217 of Map of Soledad Corona Estates Unit No.3
Subdivision Map No. 4473

Lots 248 through 257 of Map of Soledad Corona Estates Unit No. 3 Subdivision Map No,
4473

Lots 87 through 93 & 118 through 159 of Map of Soledad Corona Estates Unit No. 2
Subdivision Map No, 4192

Soledad Mountain Rd. between a line +/-50 feet North of Caminito Marrassa to the
Southerly line of Ridgegate Row.

EXHIBIT "B"

R- 303369