RESOLUTION NUMBER R- 303769

DATE OF FINAL PASSAGE MAY 30 2008

RESOLUTION CALLING A PUBLIC HEARING TO DETERMINE WHETHER THE PUBLIC HEALTH, SAFETY OR GENERAL WELFARE REQUIRES THE FORMATION OF ALTADENA AVENUE UNDERGROUND UTILITY DISTRICT IN THE MID-CITY, CITY-HEIGHTS 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, Council Policy 600-8, "Underground Conversion of Utility Lines by Utility Company" defines the Council Policy for undergrounding utilities; and

WHEREAS, in accordance with Chapter VI, Article 1, Division 5 of the San Diego Municipal Code and Council Policy 600-8, it has been recommended that the following underground utility district [District] be formed:

- Lots 1 through 4, the Easterly half of lots 5 through 12 & Lots 13 through 23 of Map of FAIRMOUNT ADD RESUBDIVISION BLKS 1-12, Subdivision Map No. 1347.
- Parcel A of Parcel Map 290.
- Lots 11 & 18 through 20 in Block F; the Westerly 83 feet of Lots 1 & 2, Lots 3 through 21, in Block G of Map of OAK PARK, Subdivision Map No. 1732.
- Portion Lot 9, Lot 22, Lots 33 through 36, Lots 42 through 45, Lots 74 through 80, Lots 99 through 111, portion Lot 113, Lot 114 & portion 115 of Map of OAK PARK ANNEX, Subdivision Map No. 1764.

- Lots 1 through 5 of Map ALTADENA HEIGHTS, Subdivision Map No. 3505.
- Lots 1 through 4 of Map JACARANDA HEIGHTS, Subdivision Map No. 3693.
- Lot 2, Lots 4 through 16 of Map of RIDGEVIEW ACRES UNIT NO. 1, Subdivision Map No. 4136.
- Lots 17 through 40 & 42 through 46, 58 & 59 of Map of RIDGEVIEW ACRES UNIT NO. 2, Subdivision Map No. 4296.
- Lot 1 of Map ROBERTS HEIGHTS, Subdivision Map No. 5358.
- Parcels 1 through 3 of Parcel Map 18825.
- Lots 1 through 10 of RIDGEVIEW HEIGHTS RESUBDIVISION, Subdivision Map No. 5912.
- Portion Patent Book 1, Page 345 of RANCHO MISSION SAN DIEGO
- Parcel 1 of Record Of Survey 6063.

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

- Winona Ave. from its intersection with University Ave. South to a line +/- 120 feet South of Wightman St.
- Altadena Ave.
- 50th St. between a line +/- 100 North of Wightman St. to a line +/- 100 feet South of Wightman St.
- Wightman St. between a line extending Northeasterly from the Northeastern corner of 5071 Wightman St. to its intersection with Winona St.
- <u>Landis St.</u> between a line from the Southeastern corner of 5104 Landis St. and the Northeastern corner of 5129 Landis St. to its intersection with Altadena Ave.
- Sterling Ct. between a line +/- 80 feet East of Altadena Ave. to a line +/- 50 feet West of Altadena Ave.
- Corliss St. between a line extending Northeasterly from the Northerly corner of 3004 Altadena Dr. to its intersection with Altadena Ave.
- Loris St. between a line extending Northerly from the Northerly corner of 3368 Altadena Dr. to its intersection with Altadena Ave.

WHEREAS, Exhibit Attachment ALTADENA-WIGHTMAN-WINONA

UNDERGROUND UTILITY DISTRICT (Sheet 1 of 1), Map, and Exhibit Attachment

ALTADENA-WIGHTMAN-WINONA UNDERGROUND UTILITY DISTRICT (Pages 1 of 2),

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:

- 2. At such hearing all persons interested shall be given an opportunity to be heard and said 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 District as described above shall be final and conclusive.

3. The City Clerk 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

Bv

Ryan Kohut

Deputy City Attorney

RK:cfq 04/16/08

Or.Dept:E&CP R-2008-937

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of <u>MAY 27 2008</u>.

ELIZABETH S. MALAND

City Clerk

Deputy City Clerk

(date)

JERRY SANDERS, Mayor

Vetoed:

(date)

JERRY SANDERS, Mayor

GENERAL BOUNDARY DESCRIPTION FOR THE ALTADENA-WIGHTMAN-WINONA UNDERGROUND UTILITY DISTRICT

The ALTADENA-WIGHTMAN-WINONA UNDERGROUND UTILITY DISTRICT shall be established to include the following described parcels:

Lots 1 through 4, the Easterly half of lots 5 through 12 & Lots 13 through 23 of Map of FAIRMOUNT ADD RESUBDIVISION BLKS 1-12, Subdivision Map No. 1347.

Parcel A of Parcel Map 290.

Lots 11 & 18 through 20 in Block F; the Westerly 83 feet of Lots 1 & 2, Lots 3 through 21, in Block G of Map of OAK PARK, Subdivision Map No. 1732.

Portion Lot 9, Lot 22, Lots 33 through 36, Lots 42 through 45, Lots 74 through 80, Lots 99 through 111, portion Lot 113, Lot 114 & portion 115 of Map of OAK PARK ANNEX, Subdivision Map No. 1764.

Lots 1 through 5 of Map ALTADENA HEIGHTS, Subdivision Map No. 3505.

Lots 1 through 4 of Map JACARANDA HEIGHTS, Subdivision Map No. 3693.

Lot 2, Lots 4 through 16 of Map of RIDGEVIEW ACRES UNIT NO. 1, Subdivision Map No. 4136.

Lots 17 through 40 & 42 through 46, 58 & 59 of Map of RIDGEVIEW ACRES UNIT NO. 2, Subdivision Map No. 4296.

Lot 1 of Map ROBERTS HEIGHTS, Subdivision Map No. 5358.

Parcels 1 through 3 of Parcel Map 18825.

Lots 1 through 10 of RIDGEVIEW HEIGHTS RESUBDIVISION, Subdivision Map No. 5912.

Portion Patent Book 1, Page 345 of RANCHO MISSION SAN DIEGO

Parcel 1 of Record Of Survey 6063.

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

<u>Winona Ave.</u> from its intersection with University Ave. South to a line +/- 120 feet South of Wightman St.

Altadena Ave.

50th St. between a line +/- 100 North of Wightman St. to a line +/- 100 feet South of Wightman St.

<u>Wightman St.</u> between a line extending Northeasterly from the Northeastern corner of 5071 Wightman St. to its intersection with Winona St.

<u>Landis St.</u> between a line from the Southeastern corner of 5104 Landis St. and the Northeastern corner of 5129 Landis St. to its intersection with Altadena Ave.

Sterling Ct. between a line +/- 80 feet East of Altadena Ave. to a line +/- 50 feet West of Altadena Ave.

<u>Corliss St.</u> between a line extending Northeasterly from the Northerly corner of 3004 Altadena Dr. to its intersection with Altadena Ave.

<u>Loris St.</u> between a line extending Northerly from the Northerly corner of 3368 Altadena Dr. to its intersection with Altadena Ave.

