(R-2008-944) 335 (S/2) 2

RESOLUTION NUMBER R- 303774

DATE OF FINAL PASSAGE MAY 3 0 2008

RESOLUTION CALLING A PUBLIC HEARING TO DETERMINE WHETHER THE PUBLIC HEALTH, SAFETY OR GENERAL WELFARE REQUIRES THE FORMATION OF RESIDENTIAL PROJECT BLOCK 3HH (TALMADGE 3) SURCHARGE FUNDED UNDERGROUND UTILITY DISTRICT.

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:

- Portion Lot 50 in Block M of Map TERALTA, Subdivision Map No. 265.
- Lot 3 of Map MINEAR'S SUBDIVISION, Subdivision Map No. 736.
- Lot 1, Portion Lot 4 & Lots 5 through 35 of Map GRANADA TRACT, Subdivision Map No. 1191.
- Lots 1 through 8 in Block 1; Lots 1 through 7 in Block 2; Lots 1 through 13, portion Lot 14, portion Lot 15, Lot 16 in Block 3 of Map ORANGEWOOD, Subdivision Map No. 1293.

- Lots 1 through 9 in Block 1; Lots 1 through 17 in Block 2; Lots 1 through 6 in Block 3 of Map EDGEMONT, Subdivision Map No. 1294.
- Lots 1 through 48 of Map ORCHARD VILLA, Subdivision Map No. 1332.
- Lots 1 through 53, Lots 58 through 65 in Block A; Lots 1 through 59 in Block B; Lots 1 through 10, Lots 13 through 28 in Block C of Map BELMONT, Subdivision Map No. 1476.
- Lots 421 through 581 of Map TALMADGE PARK UNIT 3, Subdivision Map No. 1900.
- Lots 1 through 10 of Map LARRY IMIG SUBDIVISION, Subdivision Map No. 2257.
- Lot 1 of Map PARK VILLAS OF TALMADGE, Subdivision Map No. 14830.
- Lot 1 of Map 4466 48TH STREET, Subdivision Map No. 15019.
- Lot 1 of Map 4471 44TH STREET, Subdivision Map No. 15208.
- Lot 1 of Map 4470 48TH STREET, Subdivision Map No. 15518.

Said district shall also include the following public right of ways:

- <u>FAIRMOUNT AVE.</u> from its intersection with El Cajon Blvd. northerly to its intersection with Meade Ave.
- MEADE AVE. from its intersection with Fairmount Ave. to its intersection with 44TH St.
- 44TH STREET from its intersection with El Cajon Blvd. to its intersection with Highland Ave.
- <u>HIGHLAND AVENUE</u> from its intersection with 44TH St. to its intersection with El Cajon Blvd.
- MONROE AVENUE from its intersection with 44TH St. to its intersection with Aldine Dr.
- 45TH STREET from its intersection with Monroe Ave. to its end at 4545 45TH St.
- MAX DRIVE
- <u>CHAMOUNE AVENUE</u> from its intersection with El Cajon Blvd. to the intersection with the Alley north of El Cajon Blvd.

- <u>ALLEY</u> north of El Cajon Blvd. from its intersection with 46TH St. to its intersection with Chamoune Ave.
- 46TH STREET from its intersection with El Cajon Blvd. northerly to its intersection with Norwood St.
- <u>MENLO AVENUE</u> from its intersection with El Cajon Blvd. northerly to its intersection with Monroe Ave.
- <u>MEADE AVE</u> from its intersection with Menlo Ave. westerly to its intersection with 47TH St.
- 47TH STREET from its intersection with El Cajon Blvd. northerly to its intersection with Monroe Ave.
- <u>EUCLID AVENUE</u> from its intersection with El Cajon Blvd. northerly to its intersection with the Alley south of Monroe Ave.
- <u>ALLEY</u> east of Euclid Ave. & west of 47TH St. from its intersection with El Cajon Blvd. northerly to its northerly terminus.
- <u>48TH STREET</u> from its intersection with El Cajon Blvd. northerly to its intersection with the Alley that is south of Monroe Ave.
- <u>ALLEY</u> east of 48TH St. & west of Estrella Ave. from its intersection with El Cajon Blvd. northerly to its northerly terminus.
- <u>ESTRELLA AVENUE</u> from its intersection with El Cajon Blvd. northerly to its intersection with the Alley that is south of Monroe Ave.
- <u>ALLEY</u> east of Estrella Ave. & west of 49TH St. from its intersection with El Cajon Blvd. northerly to its intersection with the Alley that is south of Monroe Ave.
- EL CAJON BOULEVARD from its intersection with Fairmount Ave. easterly to its intersection with the Alley east of Estrella Ave.
- NORWOOD STREET

WHEREAS, Exhibit Attachment, COUNCIL DISTRICT 3 BLOCK 3HH
UNDERGROUND UTILITY DISTCRICT (Sheets 1 -4), Map, and Exhibit Attachment
GENERAL BOUNDRY DESCRIPTION FOR DISTRICT 3 BLOCK 3HH UNDERGROUND

UTILITY DISTRICT (Pages 1-3), 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 ______ JUN 17 2008 _____, at the hour of ______ 2.00 \rho.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 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.

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

Ryan Kohut

Deputy City Attorney

RK:cfq 04/16/08

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

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

Approved: 5.30.00

(date)

JERRY SANDERS, Mayor

Vetoed:

(date)

JERRY SANDERS, Mayor

GENERAL BOUNDARY DESCRIPTION FOR DISTRICT 3 BLOCK 3HH UNDERGROUND UTILITY DISTRICT

The DISTRICT 3 BLOCK 3HH UNDERGROUND UTILITY DISTRICT shall be established to include the following described parcels:

Portion Lot 50 in Block M of Map TERALTA, Subdivision Map No. 265.

Lot 3 of Map MINEAR'S SUBDIVISION, Subdivision Map No. 736.

Lot 1, Portion Lot 4 & Lots 5 through 35 of Map GRANADA TRACT, Subdivision Map No. 1191.

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MAX DRIVE

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<u>ALLEY</u> north of El Cajon Blvd. from its intersection with 46TH St. to its intersection with Chamoune Ave.

46TH STREET from its intersection with El Cajon Blvd. northerly to its intersection with Norwood St.

<u>MENLO AVENUE</u> from its intersection with El Cajon Blvd. northerly to its intersection with Monroe Ave.

MEADE AVE from its intersection with Menlo Ave. westerly to its intersection with 47TH St.

47TH STREET from its intersection with El Cajon Blvd. northerly to its intersection with Monroe Ave.

<u>EUCLID AVENUE</u> from its intersection with El Cajon Blvd. northerly to its intersection with the Alley south of Monroe Ave.

<u>ALLEY</u> east of Euclid Ave. & west of 47TH St. from its intersection with El Cajon Blvd. northerly to its northerly terminus.

48TH STREET from its intersection with El Cajon Blvd. northerly to its intersection with the Alley that is south of Monroe Ave.

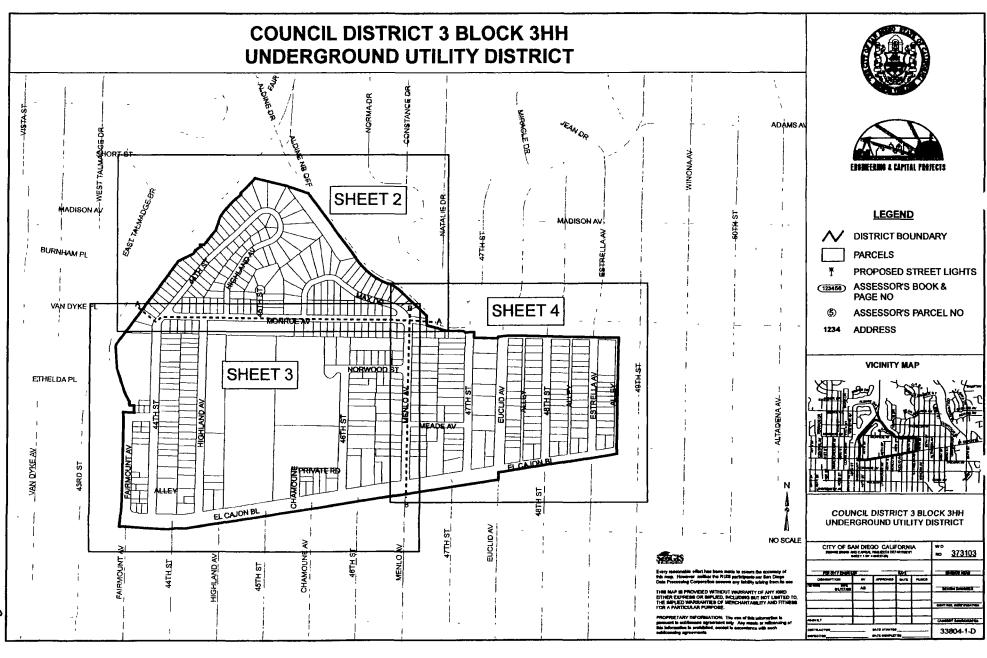
<u>ALLEY</u> east of 48TH St. & west of Estrella Ave. from its intersection with El Cajon Blvd. northerly to its northerly terminus.

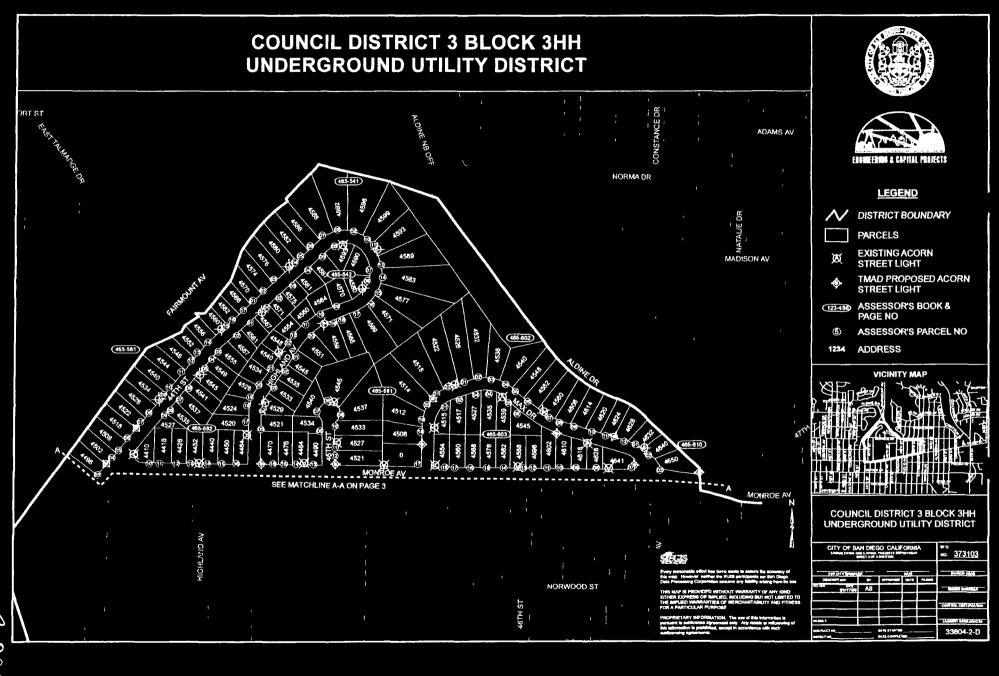
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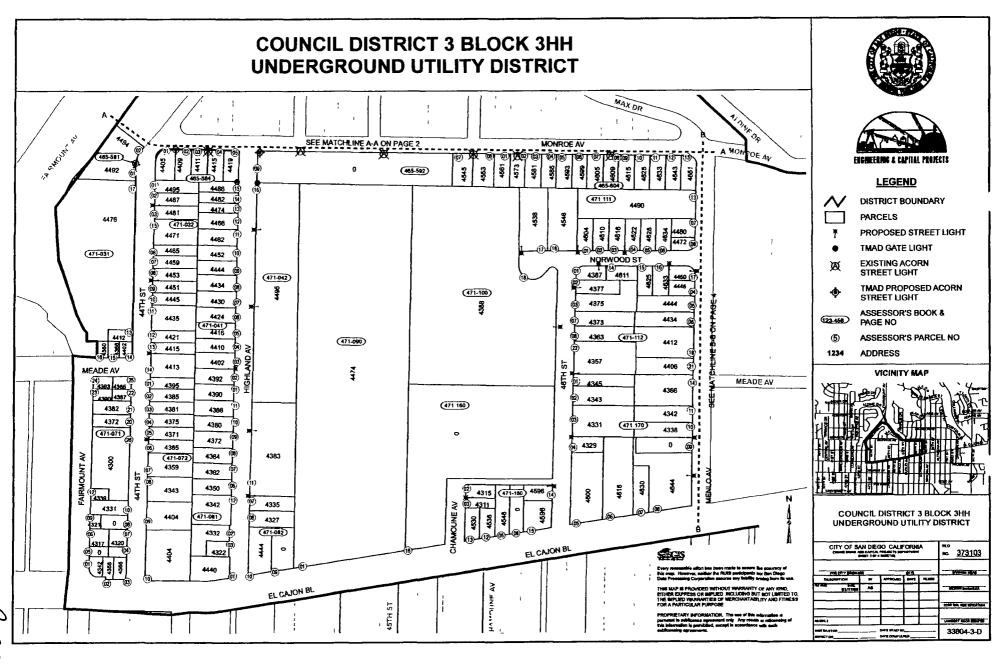
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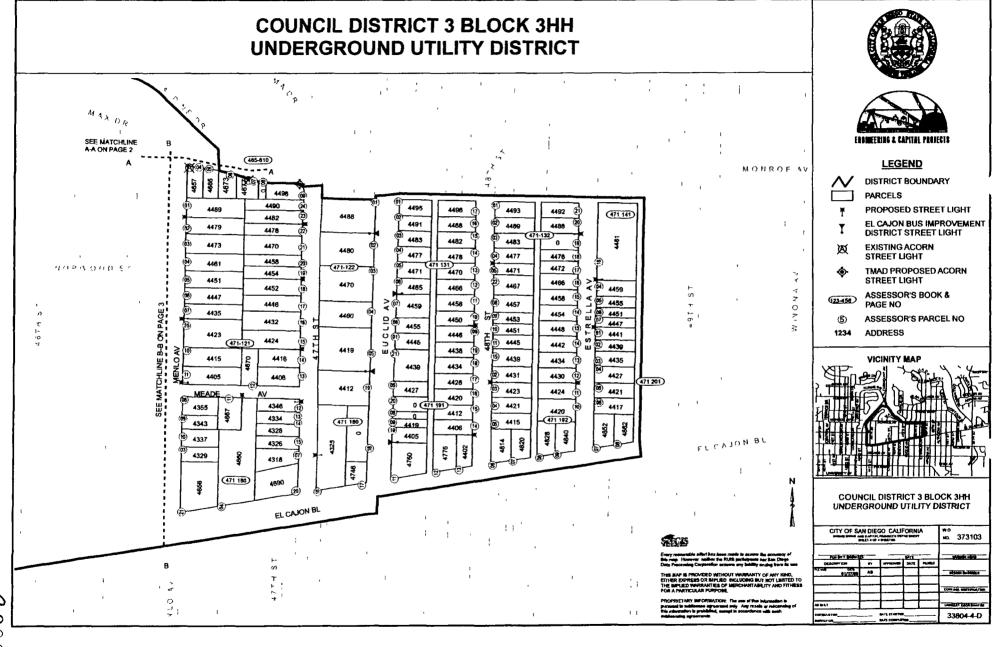
<u>EL CAJON BOULEVARD</u> from its intersection with Fairmount Ave. easterly to its intersection with the Alley east of Estrella Ave.

NORWOOD STREET









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