

RESOLUTION NUMBER R- 305146

DATE OF FINAL PASSAGE JUL 31 2009

A RESOLUTION ESTABLISHING AN UNDERGROUND UTILITY DISTRICT FOR FANUEL STREET/CARDENO DRIVE (ARCHER STREET TO TOURMALINE STREET) FINANCED THROUGH THE CITY OF SAN DIEGO UNDERGROUNDING SURCHARGE FUND.

WHEREAS, by Resolution No. R- 305035, a public hearing was called for on JUL 27, 2009, 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]:

- Portion Lot 1784 of PUEBLO LANDS, Map No. 36.
- Portion Lots 18 & 23, Lots 19 through 22 & street closed adjacent & portion alley closed in Block 9; Lots 1 through 40 & street closed adjacent & alley closed in Block 16; Lots 19 through 22 & portion alley closed in Block 15 of Map HOLLYWOOD PARK, Subdivision Map No. 1263.
- Lots 78 through 83 of Map CASTLE HILLS TERRACE UNIT NO. 2, Subdivision Map No. 3952.
- Lot 15 of Map BOWAN MANOR UNIT NO. 2, Subdivision Map No. 4303.
- Lot 84 of Map PACIFIC HIGHLANDS UNIT NO. 3, Subdivision Map No. 5862.
- PARCELS 1 through 3 of Parcel Map No. 20013.

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

- CARDENO DRIVE between a line from the Northwesterly corner of 5322 Cardeno St. & its intersection with Tourmaline St.
- FOOTHILLS BOULEVARD between a line from the Southerly corner of 5201 Foothills Blvd. to its intersection with Cardeno Dr.
- TURQUOISE STREET between a line from the Southwesterly corner of 5210 Cardeno St. & its intersection with Cardeno Dr.
- AGATE STREET between a line from the Northwesterly corner of 5224 Cardeno Dr. & its intersection with Cardeno Dr.
- ARCHER STREET between a line from the Northeasterly corner of 1273 Archer St. & its intersection with Cardeno Dr.

WHEREAS, Exhibit Attachment FANUEL STREET/CARDENO UNDERGROUND UTILITY DISTRICT Map, and Exhibit Attachment GENERAL BOUNDARY DESCRIPTION FOR THE FANUEL STREET/CARDENO UNDERGROUND UTILITY DISTRICT 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 1, Division 5 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 1, Division 5 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 1, Division 5 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 1, Division 5 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 1, Division 5 of the San Diego Municipal Code.

APPROVED: JAN GOLDSMITH, City Attorney

By




Ryan Kohut
Deputy City Attorney

RK:sc
06/24/09
Or.Dept:E&CP
R-2009-1350

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JUL 27 2009 .

ELIZABETH S. MALAND
City Clerk

By: 
Deputy City Clerk

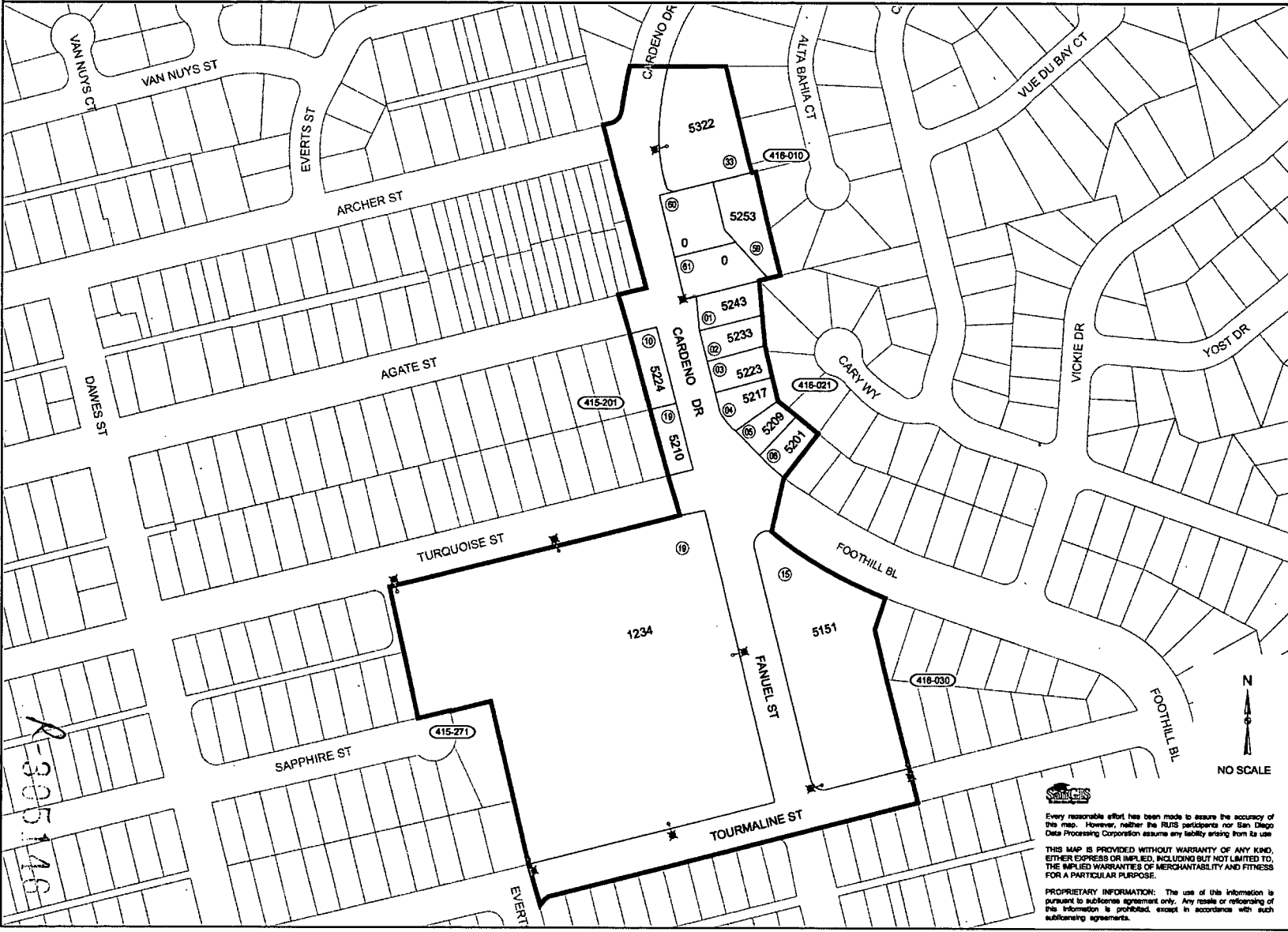
Approved: 7.31.09
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor

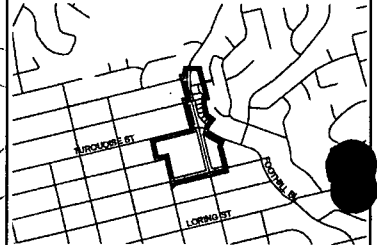
FANUEL ST/CARDENO DR (ARCHER ST TO TOURMALINE ST) UNDERGROUND UTILITY DISTRICT



LEGEND

- PROJECT BOUNDARY
- PARCELS
- T PROPOSED STREET LIGHTS
- 415-201 ASSESSOR'S BOOK & PAGE NO.
- 16 ASSESSOR'S PARCEL NO.
- 1234 ADDRESS

VICINITY MAP



FANUEL ST/CARDENO DR (ARCHER ST TO TOURMALINE ST) UNDERGROUND UTILITY DISTRICT

CITY OF SAN DIEGO, CALIFORNIA ENGINEERING AND CAPITAL PROJECTS DEPARTMENT <small>(BEST COPY AVAILABLE)</small>					W.D. NO. 370245
PROJECT NUMBER	DATE	APPROVED	DATE	FILMED	INDEXED
DESCRIPTION	BY	APPROVED	DATE	FILMED	INDEXED
012200	AMS				DESIGN ENGINEER
					CONTROL/CERTIFICATION
					234-1892
					LABORATORY CONTROL
CONTRACTOR	DATE STARTED				34812-D
INSPECTOR	DATE COMPLETED				

SAICIS
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R-305140

**GENERAL BOUNDARY DESCRIPTION FOR THE FANUEL ST./CARDENO
DR. UNDERGROUND UTILITY DISTRICT**

The FANUEL ST./CARDENO DR. UNDERGROUND UTILITY DISTRICT shall be established to include the following described parcels:

Portion Lot 1784 of PUEBLO LANDS, Map No. 36.

Portion Lots 18 & 23, Lots 19 through 22 & street closed adjacent & portion alley closed in Block 9; Lots 1 through 40 & street closed adjacent & alley closed in Block 16; Lots 19 through 22 & portion alley closed in Block 15 of Map HOLLYWOOD PARK, Subdivision Map No. 1263.

Lots 78 through 83 of Map CASTLE HILLS TERRACE UNIT NO. 2, Subdivision Map No. 3952.

Lot 15 of Map BOWAN MANOR UNIT NO. 2, Subdivision Map No. 4303.

Lot 84 of Map PACIFIC HIGHLANDS UNIT NO. 3, Subdivision Map No. 5862.

PARCELS 1 through 3 of Parcel Map No. 20013.

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

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TURQUOISE STREET between a line from the Southwesterly corner of 5210 Cardeno St. & its intersection with Cardeno Dr.

AGATE STREET between a line from the Northwesterly corner of 5224 Cardeno Dr. & its intersection with Cardeno Dr.

ARCHER STREET between a line from the Northeasterly corner of 1273 Archer St. & its intersection with Cardeno Dr.

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