

207

RESOLUTION NUMBER R- 305149

DATE OF FINAL PASSAGE JUL 31 2009

A RESOLUTION ESTABLISHING UNDERGROUND UTILITY DISTRICTS FOR 30th STREET, PHASE IIIA (JUNIPER STREET TO ASH STREET), AND PHASE IIIB (A STREET TO K STREET) FINANCED THROUGH THE CITY OF SAN DIEGO UNDERGROUNDING SURCHARGE FUND, AND CERTIFYING THE MITIGATED NEGATIVE DECLARATION

WHEREAS, by Resolution No. R- 305038, 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 Districts]:

The 30TH STREET PHASE IIIA (JUNIPER TO ASH) UNDERGROUND UTILITY DISTRICT shall be established to include the following described parcels:

- Lots 1 through 5 and 20 through 24 and closed street adjacent to said Lots in Block 5; Lots 20 through 24 and closed street adjacent to said lots in Block 6; Lots 13 through 24 and closed streets adjacent to said Lots in Block 40; Lots 1 through 24 and closed streets adjacent to said Lots in Block 41; Lots 1 through 12 and portion Lots 13 through 24 and closed streets adjacent to said Lots in Block 42; Lots 13 through 24 and closed streets adjacent to said lots in Block 43; Lots 13 through 24 and closed streets adjacent to said Lots in Block 50; Lots 3 through 14 and portion Lots 13 through and closed streets adjacent to said Lots in Block 51 of Map SEAMAN & CHOATES SUBDIVISION, Subdivision Map No. 264.
- Lots 3 through 6 in Block 5; Lots 7 through 10 in Block 6; Lots 7 through 11 in Block 13; Lots 1 through 6 in Block 14; Lots 1 through 6 in Block 23; Lots 7 through 11 and Portion Lot 12 in Block 24 of Map SOUTH PARK ADDITION, Subdivision Map No. 623.
- Portion Lots 3, 4, 7 and 8 in Block 52; Lots 19 through 21 and Portion Lots 22 through 24 in Block 53; Lots 13 through 24 in Block 60; Portion Lots 1 through 7 in Block 61; Portion Lots 3, 4 and All of Lots 5 through 12 in Block 62; Lots 13 through 24 in Block

63 of Map SEAMAN & CHOATES ADDITION SWQ PUEBLO LOT 1138, Subdivision Map No. 631.

- Portion Lots 1, 6 and 7 and closed streets adjacent to said lot in of Map CHRISTENSENS SUBDIVISION, Subdivision Map No. 779.

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

- ASH STREET from its intersection with Dale St. to its intersection with 30th St.
- 30TH ST. from its intersection with Ash St. Northerly to a line parallel to and +/- 50 feet from Juniper St.
- BEECH STREET between a line +/- 100 feet West of 30th St to a line +/- 100 feet East of 30th St.
- CEDAR STREET between a line 50 feet West of 30th St. to a line +/- 110 feet East of 30th St.
- DATE STREET between a line 50 feet West of 30th St. to a line +/- 124 feet East of 30th St.
- ELM STREET between a line 100 feet West of 30th St. to a line +/- 188 feet East of 30th St.
- FIR STREET between a line 100 feet West of 30th St. to a line +/- 110 feet East of 30th St.
- HAWTHORN STREET from its intersection with 30th St. to a line +/- 50 feet West of 30th St.
- IVY STREET between a line 100 feet West of 30th St. to its intersection with Fern St.
- JUNIPER STREET from its intersection with 30th St. to a line +/- 100 feet West of 30th St.

The 30TH STREET PHASE IIIB (A ST. TO K ST.) UNDERGROUND UTILITY DISTRICT shall be established to include the following described parcels:

- Lots 2 through 4 in Block 4; Lots 5 through 8 in Block 6; Lots 7 through 12 and closed street adjacent to said Lot in Block 14; Lots 2 through 9 in Block 15; Lots 1 through 6 and Portion Lots 7 and 8 in Block 16; Lots 7 through 12 and closed street adjacent to said Lot in Block 17 of Map HOITTS ADDITION, Subdivision Map No. 29.
- Lots 1 through 5, Portion Lot 6, Lots 9 through 12, Lots 36 through 40 and Portion Alley closed adjacent to said Lots in Block 83; Portion Lots 38 through 42 and 45 through 48 in Block 84; Lots 1, 2 and Portion Lot 3 and Alley adjacent said Lots and Portion Lots 45 through 48 in Block 85; Lots 1 through 4 and Lots 47 and 48 in Block 86; Lots 1 through 6 and Lots 45 through 48 and Alley adjacent to said Lots in Block 87; Lots 46 through 48 and Alley adjacent to said Lots in Block 88; Lots 1 through 6 and Lots 45 through 48 in Block 89 and Alley adjacent to Lots 1 through 4; Portion Lot 28, Lots 29 through 33 and Portion Lot 34 in Block 91; Lots 17 through 24 and Portion Lots 25 through 28 in Block 92; Lots 21 through 28 and Alley adjacent to said Lots in Block 93; Lots 21 through 28 and Alley adjacent to said Lots in Block 94; Lots 22 through 29 and Alley adjacent to said Lots in Block 95; Lots 22 through 24 and Alley adjacent to said Lots in Block 96; Lots 25 through 28 and street closed adjacent to said Lots and Alley adjacent to said Lots in Block 97 of Map MORSES SUBDIVISION OF PUEBLO LOT 1150 & PORTION PUEBLO LOT 1151, Subdivision Map No. 547.
- Lot 1 of Map HILLTOP SUBDIVISION, Subdivision Map No. 5357.

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

- 30TH ST. from its intersection with K St. Northerly to its intersection with A St.
- J STREET between a line +/- 100 feet West of 30th St. to a line +/- 100 feet East of 30th St.
- ISLAND AVENUE between a line 100 feet West of 30th St. to a line +/- 110 feet East of 30th St.
- G STREET from its intersection with 30 St. to a line +/- 100 feet East of 30th Pl.
- 30TH PLACE
- E STREET between a line +/- 50 feet West of 30th St to a line +/- 75 feet East of 30th St.
- C STREET between a line +/- 75 feet West of 30th St to a line +/- 100 feet East of 30th St.

- B STREET from the intersection of 30th St to a line +/- 100 feet East of 30th St.
- A STREET between a line +/- 150 feet West of 30th to a line +/- 200 feet East of 30th St.
- FERN STREET from the intersection of A St to a line +/- 75 feet North of A St.

WHEREAS, Exhibit Attachment 30TH STREET PHASE IIIA UNDERGROUND UTILITY DISTRICT Map, Exhibit Attachment GENERAL BOUNDARY DESCRIPTION FOR THE 30TH STREET PHASE IIIA UNDERGROUND UTILITY DISTRICT (Pages 1 to 2), Legal Description, Exhibit Attachment 30th STREET PHASE IIIB UNDERGROUND UTILITY DISTRICT (Sheets 1 through 2) Map, and Exhibit Attachment GENERAL BOUNDARY DESCRIPTION FOR THE 30TH STREET PHASE IIIB UNDERGROUND UTILITY DISTRICT (Pages 1 to 2) depict the above Districts 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; and

WHEREAS, a Mitigated Negative Declaration (attached hereto) has been prepared according to the California Environmental Quality Act of 1970, as amended ("CEQA"), and state and local guidelines and regulations adopted pursuant thereto; 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. That the information contained in Mitigated Negative Declaration, Project No. 156596 and 156597 has been completed in compliance with the CEQA and the state and local guidelines and regulations adopted pursuant thereto.

3. That the MND reflects the independent judgment of the City of San Diego as Lead Agency, and that the information in the final MND has been reviewed and considered by this Council in connection with the approval of the creation of these Districts.

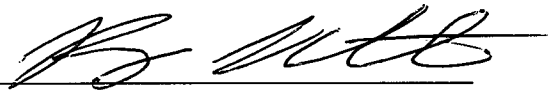
3. That the Mitigation, Monitoring and Reporting Program contained in the final MND is approved and adopted to monitor and ensure that the mitigation measures identified will be instituted.

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

6. 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.

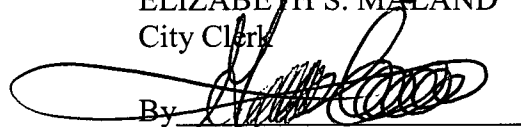
APPROVED: JAN GOLDSMITH, City Attorney

By 
Ryan Kohut
Deputy City Attorney

RK:sc
06/24/09
Or.Dept:E&CP
R-2009-1335

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

**GENERAL BOUNDARY DESCRIPTION FOR THE
30TH STREET PHASE IIIA (JUNIPER TO ASH)
UNDERGROUND UTILITY DISTRICT**

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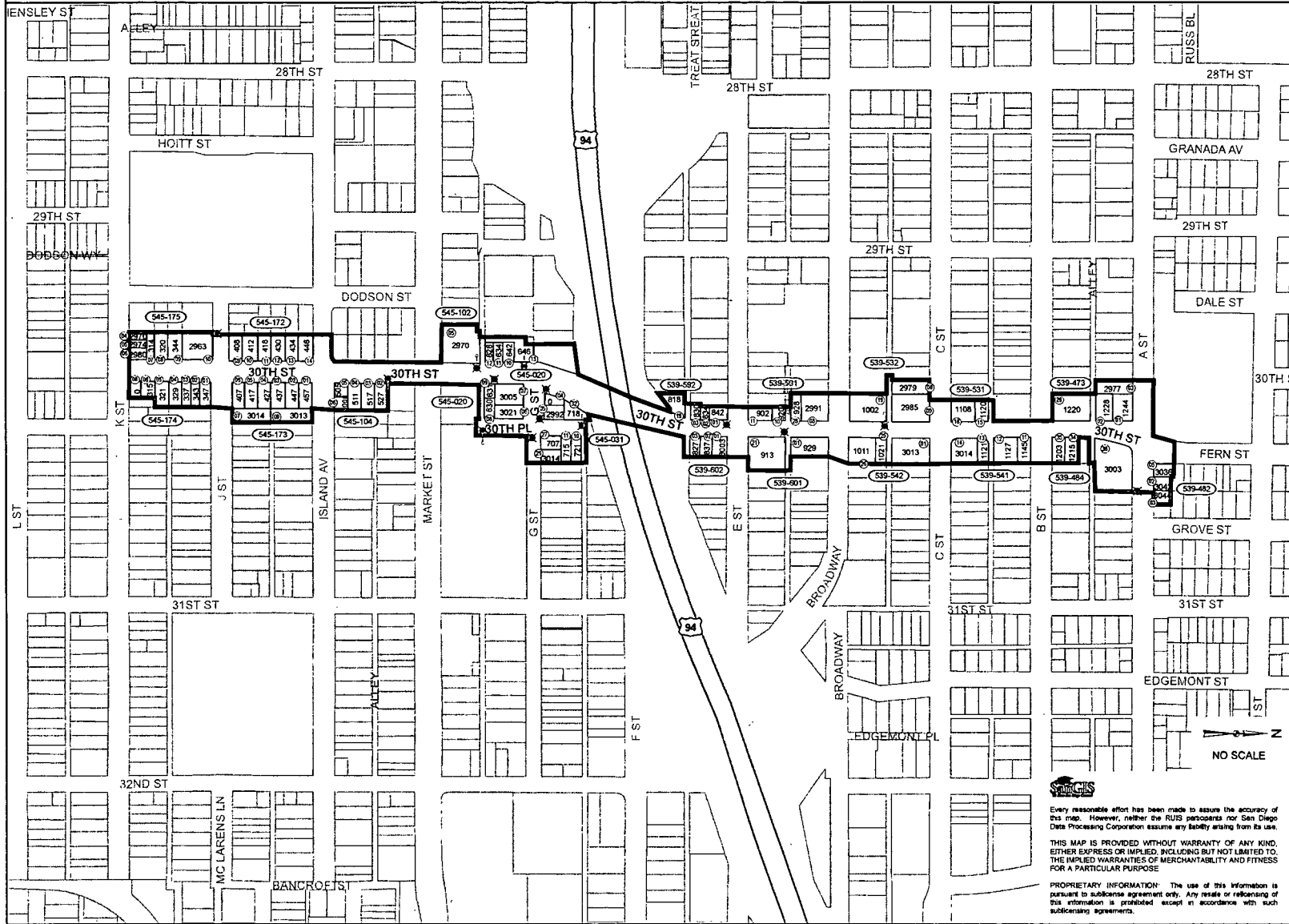
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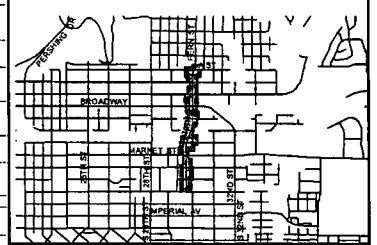
30TH ST PHASE IIIB (A ST TO K ST) UNDERGROUND UTILITY DISTRICT



LEGEND

- PROJECT BOUNDARY
- PARCELS
- PROPOSED STREET LIGHTS
- ASSESSOR'S BOOK & PAGE NO.
- ASSESSOR'S PARCEL NO.
- 1234 ADDRESS

VICINITY MAP



30TH ST PHASE IIIB (A ST TO K ST) UNDERGROUND UTILITY DISTRICT

CITY OF SAN DIEGO, CALIFORNIA ENGINEERING AND CAPITAL PROJECTS DEPARTMENT SHEET 1 OF 1 (REVISED)		W.O. NO. 370341
FOR CITY ENGINEER	DATE	ENGINEER/HEAD
DESCRIPTION	BY	APPROVED
DATE	AMOUNT	DATE
2/27/2017	ED/17/20	AMS
AS-BUILT	DATE STARTED	200-1728
CONTRACTOR	DATE COMPLETED	LAURET COOPERATIVE
INSPECTOR		34819-D

Every reasonable effort has been made to assure the accuracy of this map. However, neither the RUS participants nor San Diego Data Processing Corporation assume any liability arising from its use.

THIS MAP IS PROVIDED WITHOUT WARRANTY OF ANY KIND, EITHER EXPRESS OR IMPLIED, INCLUDING BUT NOT LIMITED TO, THE IMPLIED WARRANTIES OF MERCHANTABILITY AND FITNESS FOR A PARTICULAR PURPOSE.

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D-305149

2017/12/7

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