

RESOLUTION NUMBER R- 306463

DATE OF FINAL PASSAGE DEC 14 2010

RESOLUTION CALLING A PUBLIC HEARING TO DETERMINE WHETHER THE PUBLIC HEALTH, SAFETY OR GENERAL WELFARE REQUIRES THE FORMATION OF POTOMAC STREET (CALLE TRES LOMAS TO SEA BREEZE DR.) 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" further governs the undergrounding of 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:

- Lot 9 of Map PARADISE HILLS, Subdivision Map No. 1936.
- Portion of QSEC 8I with a line having a direction of N 70°51'15" E from the northwest corner of 2145 Sea Breeze Dr with an offset of ±117 feet from the centerline of Potomac Street of Map RHO DE LA NACION – POR QSEC 8I, Subdivision Map No. 166 (M 815).
- Lots 1 through 10 in Block 6 of Map HUNTINGTON PARK UNIT NO. 2, Subdivision Map No. 2911.

- Portion of QSEC 8I with line having a direction of N 70°51'15" E from the southwest corner of 2205 Sea Breeze Dr with an offset of ±117 feet from the centerline of Potomac Street of Map RHO DE LA NACION – POR QSEC 8I, Subdivision Map No. 166 (M 815).
- Lots 19 through 26 in Block 5 of Map HUNTINGTON PARK UNIT NO. 2, Subdivision Map No. 2911.
- Lots 11 through 13 in Block 6 of Map HUNTINGTON PARK UNIT NO. 3, Subdivision Map No. 3026.
- Lots 14 through 17 in Block 6 of Map HUNTINGTON PARK UNIT NO. 3, Subdivision Map No. 3026.
- Lots 9 through 11 in Block 7 of Map HUNTINGTON PARK UNIT NO. 3, Subdivision Map No. 3026.
- Lots 27 through 34 in Block 5 of Map HUNTINGTON PARK UNIT NO. 2, Subdivision Map No. 2911.
- Lots 12 through 14 in Block 2 of Map HUNTINGTON PARK UNIT NO. 3, Subdivision Map No. 3026.
- Lot 29 in Block 7 of Map NORTH KNOLLS, Subdivision Map No. 3653.
- Lots 167 through 170 in Block 10 of Map HOMESITES UNIT NO. 5, Subdivision Map No. 3614.
- Lots 1 through 5 in Block 11 of Map TRES LOMAS, Subdivision Map No. 2160.

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

- POTOMAC STREET between lines extending southeasterly from the southwest corner of Lot 9 in Block 7 of Map PARADISE HILLS, Subdivision Map No. 1936 & southwesterly from the southeast corner of Lot 170 of Map HOMESITES UNIT NO. 5, Subdivision Map No. 3614.
- CALLE TREPADORA between line extending southeasterly from the southeast side of Lot 14 of Map HUNTINGTON PK. UNIT NO. 3, Subdivision Map No. 3026 and intersection with Potomac St.

- VALNER WAY between line extending southeasterly from the east side of Lot 11 in Block 7 of HUNTINGTON PARK UNIT NO 3, Subdivision Map No. 3026 with an offset of ±60 feet from the southeast corner and intersection with Potomac St.
- CALLE SERENA between lines extending easterly from the northeast corner of Lot 17 in Block 6 HUNTINGTON PARK UNIT NO 3, Subdivision Map No. 3026 & westerly from the southwest corner of Lot 12 in Block 2 of Map HUNTINGTON PK. UNIT NO. 3, Subdivision Map 3026.
- SEA BREEZE DR extending ±117 feet northwesterly and southeasterly from the intersection of Potomac St.

WHEREAS, Exhibit Attachment POTOMAC STREET (CALLE TRES LOMAS TO SEA BREEZE DR.) Map, and Exhibit Attachment GENERAL BOUNDARY DESCRIPTION FOR POTOMAC STREET (CALLE TRES LOMAS TO SEA BREEZE DR.) UNDERGROUND UTILITY DISTRICT 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 JAN 25 2011, at the hour of 2:06 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 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.

APPROVED: JAN GOLDSMITH, City Attorney

By   
Ryan Kohut  
Deputy City Attorney

RK:cfq  
11/01/2010  
Or.Dept:E&CP/ROWE  
ProLaw 2010-02670

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of DEC 7 2010.

ELIZABETH S. MALAND  
City Clerk

By   
Deputy City Clerk

Approved: 12.14.10  
(date)

  
JERRY SANDERS, Mayor

Vetoed: \_\_\_\_\_  
(date)

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JERRY SANDERS, Mayor