

RESOLUTION NUMBER R- 306571

DATE OF FINAL PASSAGE JAN 28 2011

A RESOLUTION ESTABLISHING AN UNDERGROUND UTILITY DISTRICT FOR RESIDENTIAL PROJECT BLOCK 8A (GOLDEN HILL) FINANCED THROUGH THE CITY OF SAN DIEGO UNDERGROUNDING SURCHARGE FUND.

WHEREAS, by Resolution No. R- 306469, a public hearing was called for on DEC 07, 2010, at the hour of 10:00 a.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]:

- Lots 33 through 48 in BLOCK 30; Lots 1 through 16 and Lots 33 through 48 in BLOCK 29 of MAP – H M HIGGINS ADD
- Lots 25 through 48 in BLOCK 31; Lots 1 through 48 in BLOCK 32 of MAP 309 H M HIGGINS ADD
- Lot 1 of MAP 14912 – SOUTHPARK TOWNHOMES
- Lots 25 through 48 in BLOCK 60; Lots 1 through 6, Lots 16 through 30, Lots 47 and 48 of MAP 309 – H M HIGGINS ADD
- Lot 1 of MAP 15110 – 2741 “A” STREET CONDOMINIUMS
- Lot 1 of MAP 15323 – 2728 “B” STREET
- Portion of Lot 1 of Parcel Map 19534 – CONDO PARKHILL TOWNHOMES DOC04-0884824 (SEE SHEET 2)
- Lots 1 through 21; Portion of Lots 28 and 29; Lots 30 through 48 in BLOCK 28 of MAP 838 – PROUT’S RESUB

- Lots 1 through 16; Lots 18 through 22; Portion of Lots 23 and 24; Lots 25 to 30; and Lots 33 through 48 in BLOCK 27 of MAP 309 – H M HIGGINS ADD
- Lots 1 through 48 in BLOCK 33; Lots 1 through 14 and Lots 17 through 48 in Block 34 of MAP 309 – H M HIGGINS ADD
- Lot 1 in MAP 15522 - 2633 C STREET
- Lot 1 through 48 in BLOCK 58 and Lots 1 through 48 in BLOCK 57 of MAP 309 – H M HIGGINS ADD

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

- RUSS BOULEVARD from the northeast corner of Lot 27 in BLOCK 30 to the centerline intersection of 28th St BLOCK 60 of MAP 309 – H M HIGGINS ADD
- A STREET from the northeast corner of Lot 19 in BLOCK 29 to centerline of 28th St in BLOCK 60 of MAP 309 – H M HIGGINS ADD
- ALLEY from the northwest corner of Lot 33 in BLOCK 29 to the northeast corner of Lot 48 in BLOCK 59 of MAP 309 – H M HIGGINS ADD.
- B STREET from southeast corner of Lot 30 in BLOCK 29 to ±100 feet westerly offset from southeast corner of Lot 48 in BLOCK 59 the of MAP 309 – H M HIGGINS ADD.
- ALLEY between the intersection with the east side of 28th St in BLOCK 58 of MAP 309 – H M HIGGINS ADD and line extending northerly with an offset of ±25 feet from the northeast corner of Lot 27 in BLOCK 28 of MAP 838 – PROUTS RESUB.
- C STREET from the northeast corner of Lot 19 in BLOCK 27 to the intersection of 28th St in Blocks 57 and 58 of MAP 309 – H M HIGGINS ADD.
- ALLEY between C St and Broadway from the northwest corner of Lot 33 in BLOCK 27 of MAP 309 – H M HIGGINS ADD to northeast corner of Lot 48 in BLOCK 57 of MAP 309 – H M HIGGINS ADD.
- ALLEY between the south side of Russ Boulevard in BLOCK 30 and north side of B St in BLOCK 29 in BLOCK 29 of MAP 309 – H M HIGGINS ADD.
- ALLEY between the south side of C St. and north side of Broadway west of Lot 16 and 33 in BLOCK 27 of MAP 309 – H M HIGGINS ADD.
- 26TH STREET between the south side of Russ Boulevard in BLOCK 30 and north side of Broadway in BLOCK 27 of MAP 309 – H M HIGGINS ADD.
- 27TH STREET between the south side of Russ Boulevard in BLOCK 60 and north side of Broadway in BLOCK 57 of MAP 309 – H M HIGGINS ADD.

- 28TH STREET between the centerline of A St in BLOCK 59 and the north side of Broadway in BLOCK 57 of MAP 309 – H M HIGGINS ADD.
- 28TH STREET between the centerlines of Russ Boulevard and centerline of A St in BLOCK 60 of MAP 309 – H M HIGGINS ADD.

WHEREAS, Exhibit Attachment RESIDENTIAL PROJECT BLOCK 8A (GOLDEN HILL) Map, and Exhibit Attachment GENERAL BOUNDARY DESCRIPTION FOR RESIDENTIAL PROJECT BLOCK 8A (GOLDEN HILL) UNDERGROUND UTILITY DISTRICT Legal Descriptions, depict 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 One, Division Five 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 One, Division Five 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 associates structures in said District.


3. The Mayor is hereby instructed to notify all affected persons as defined in Chapter VI, Article One, Division Five 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 One, Division Five 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 One, Division Five of the San Diego Municipal Code.

4. That the Mitigated Negative Declaration [MND], Project No. 206474, on file with the Office of the City Clerk, has been completed in compliance with the California Environmental Quality Act of 1970 (California Public Resources Code section 21000 et seq.), as amended, and the State guidelines thereto (California Code of Regulations section 15000 et seq.), and that the final MND, together with any comments received during the public review process has been reviewed and considered by this Council prior to approving this Project, and that this declaration reflects the independent judgment of the City of San Diego as Lead Agency.

5. That pursuant to California Public Resources Code section 21081.6, the Council adopts the Mitigation Monitoring and Reporting Program, or alternations to implement the changes to the Project as required by this body in order to mitigate or avoid significant effects on the environment.

6. That the City Clerk is directed to file a Notice of Determination [NOD] with the Clerk of the Board of Supervisors for the County of San Diego regarding the Project.

APPROVED: JAN GOLDSMITH, City Attorney

By 
Ryan Kohut
Deputy City Attorney

RK:cfq
10/25/09
Or.Dept:E&CP
ProLaw 2010-02671

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JAN 25 2011.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 1-28-11
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor

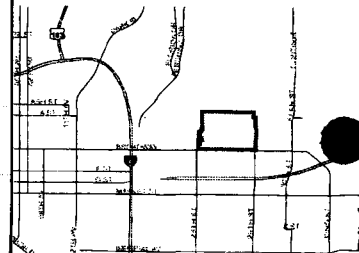
DISTRICT 8 BLOCK 8A UNDERGROUND UTILITY DISTRICT



LEGEND

- DISTRICT BOUNDARY
- PARCELS
- PREVIOUSLY UNDERGROUND
- PROPOSED STREET LIGHTS
- 123-456 ASSESSOR'S BOOK & PAGE NO.
- 5 ASSESSOR'S PARCEL NO.
- 1234** ADDRESS

VICINITY MAP



DISTRICT 8 BLOCK 8A UNDERGROUND UTILITY DISTRICT

CITY OF SAN DIEGO, CALIFORNIA
ENGINEERING AND CAPITAL PROJECTS DEPARTMENT
SHEET 1 OF 1 SHEETS

W/D NO. _____

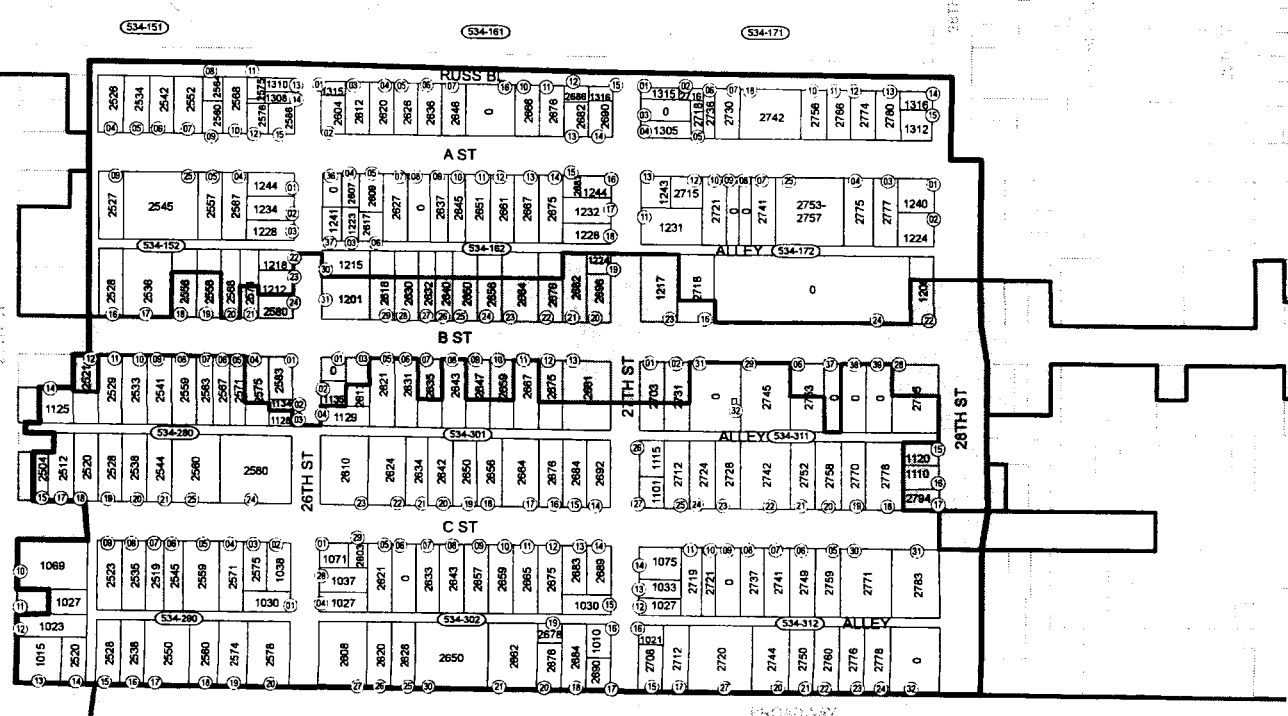
FOR CITY REVIEW		DATE		APPROVED
DESCRIPTION	BY	APPROVED	DATE	FILED
REVIEW	02/24/10	AMS		
				DESIGN ENGINEER
				CONTROL/DATE/FILED
				200-1725
				LATEST COORDINATES
AS-BUILT				
CONTRACTOR		DATE STARTED		
INSPECTOR		DATE COMPLETED		



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