

RESOLUTION NUMBER R- 307677

DATE OF FINAL PASSAGE SEP 19 2012

RESOLUTION CALLING A PUBLIC HEARING TO DETERMINE WHETHER THE PUBLIC HEALTH, SAFETY OR GENERAL WELFARE REQUIRES THE FORMATION OF UNDERGROUND UTILITY DISTRICTS ON 28TH ST., 31ST ST., FANUEL ST. (PHASE III), HOWARD AVE., PARADISE VALLEY RD., TROJAN AVE., AND VIA DE LA VALLE FINANCED PRIMARILY THROUGH SDG&E ANNUAL ALLOCATION FUNDS (RULE 20A - CASE 8209).

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:

28th Street (Island to Clay)

- Lots 1, 2, 9 and 10, Block 11, Map 29 together with 28th Street and J Street closed and vacated to public use
- Lots 1, 2 and 10, Portion Lot 9, Block 20, Map 29 together with 28th Street and J Street closed and vacated to public use
- Portions Lots 26, 46 through 50, Lots 27 through 45, Block 51, Map 178 together with 28th Street
- Portions Lots 23 through 25, Block 13, together with Lot 26 and portion Lot 25, Block 13, Map 208 opened to public use as 28th Street and the unnamed alley

- Portions Lots 18 and 19, Lots 22 through 24, Block 1, Map 981 together with L Street and the unnamed alley
- Portions Lots I, H and G, Block 1, Map 208 together with 28th Street, L Street and the unnamed alley
- Lots A, B and C, Portions Lots G through L, Block 6, Map 208 together with 28th Street and L Street
- Lots 21 through 23, Block 2, Map 981 together with L Street, Imperial Avenue, 28th Street and the unnamed alley
- Portions Lots G through L, Block 7, Map 208 together with 28th Street and Imperial Avenue
- Lots 19 through 23, Block 3, Map 981 together with 28th Street, Imperial Avenue and the unnamed alley
- Portions Lots J through L, Block 12, Map 208 together with 28th Street
- Lots 13, 14, 19, 20 and 35, Portions Lots 15 through 18, Block 317, Map 379 together with 28th Street
- Lots 21 through 24, Block 1, Map 969 together with 28th Street and Valley Place
- Lots 25 through 28, Block 320, Map 281 together with 28th Street, Valley Place and Webster Avenue
- Lots 23 and 24, Portions Lots 25 and 26, Block 319, Map 281 together with Webster Avenue, 28th Street and the unnamed alley
- Lots 25 through 28, Block 315, Map 379 together with 28th Street, Sampson Street and Everett Street
- Portions Lots 1 through 4, Block 314, Map 379 together with 28th Street, Clay Street and Sampson Street

**31st Street (Distribution)
Market to L St**

- Lots 22 through 28, Block 99, Map 927 together with 31st Street, Island Avenue and the unnamed alley
- Lots 1, 2, 47 and 48, Block 112, Map 927 together with 31st Street, Island Avenue and the unnamed alley
- Lots 21 through 26, Portions Lots 27 and 28, Block 100, Map 927 together with 31st Street, Island Avenue, J Street and the unnamed alley
- Lots 1 through 48, Block 111, Map 927 together with 31st Street, the unnamed alley and J Street both closed and vacated to public use
- Lots 1 through 24, Lot 48 and portion Lot 47, Block 110, Map 927 together with 31st Street, K Street, the unnamed alley and J Street closed and vacated to public use
- Lots 12 and 13 and a portion Lot 14, Block 101, Map 927 together with 31st Street, J Street, K Street and the unnamed alley
- Lots 19 through 30, Block 102, Map 435 together with 31st Street, K Street, L Street and the unnamed alley
- Lots 1, 2, 47 and 48, Block 109, Map 435 together with 31st Street, K Street, L Street and the unnamed alley
- Lots 23 through 26, Portions Lots 27 and 28, Block 103, Map 435 together with L Street, K Street and the unnamed alley

- Lots 1, 2, 47 and 48, Portion Lot 3 Block 108, Map 435 together with L Street, K Street and the unnamed alley

**32nd Street
Market St to F St**

- Lots 25 through 28, Block 113, Map 982 together with 32nd Street.
- Lots 1 through 5, Lots 45 through 48, Block 113, Map 547 together with 32nd Street, G Street and the unnamed alley.
- Lots 1 through 6, Lots 47 and 48, Block 114, Map 547 together with 32nd Street, G Street and the unnamed alley.
- Lot 24, Block 127, Map 547 together with 32nd Street, and the unnamed alley.
- Lots 17 through 24, Block 127, Map 167 together with the unnamed alley.
- Parcel 1, Parcel Map 13675 together with G Street closed and vacated to public use.
- Parcel 1, Parcel Map 14458.

**Fanuel Street (Phase III)
(Grand Av to Pacific Beach Dr / Bay)**

- Lots 21 through 23, Block 255, Map 854 together with Fanuel Avenue, Thomas Avenue and the unnamed alley
- Lots 37 through 40, Block 254, Map 854 together with Fanuel Avenue, Thomas Avenue and the unnamed alley
- Lots 17 through 23, Block 266, Map 854 together with Fanuel Avenue, Thomas Avenue, Reed Avenue and the unnamed alley
- Portions Lots 1 through 4, Portions Lots 37 through 40, Block 267, Map 854 together with Fanuel Avenue, Thomas Avenue, Reed Avenue and the unnamed alley
- Parcel 1, Parcel Map 20158 together with Fanuel Avenue and the unnamed alley
- Parcel 1, Parcel Map 13340 together with Fanuel Ave and Reed Avenue
- Portions Lots 17 through 20, Lots 21 and 22, Block 289, Map 946 together with Oliver Avenue, and the unnamed alley
- Lots 1 through 4, Lots 37 and 40, Block 288, Map 923 together with Fanuel Avenue, Oliver Avenue, Reed Avenue and the unnamed alley
- Lots 18 through 22, Block 300, Map 946 together with Oliver Avenue, Pacific Beach Drive and the unnamed alley
- Lots 1 through 3, Lots 21 through 32, Lots 35 through 40, Block 301, Map 923 together with Fanuel Avenue, Gresham Street, Pacific Beach Drive and the unnamed alley
- Parcel 1, Parcel Map 18788 together with Pacific Beach Drive and the unnamed alley
- Lots 34 through 40, Block 302, Map 923 together with Gresham Street and Pacific Beach Drive
- Portion of Lot 94, Map 1864 together with Pacific Beach Drive, Riviera Drive and Gresham Street
- Portions Lots 87 and 89, Lots 85, 86, 88, Map 1864 together with Gresham Street, Pacific Beach Drive, Fanuel Street and La Palma Street
- Lots 83 and 84, Map 1864 together with Fanuel Street and Pacific Beach Drive
- Lots 32 through 34, Map 1834 together with Fanuel Street
- Lot 35, Map 1864 together with Fanuel Street and La Palma Street

**Howard Avenue
Park Blvd to Texas St**

- Lots 12 through 15, Portions Lots 16 and 17, Block 131, Amended Map of University Heights, by d'Hemecourt together with Howard Avenue, Georgia Street and the unnamed alley
- Parcels 1 and 2, Parcel Map 20818 together with Howard Avenue, Georgia Street and the unnamed alley
- Lots 20 and 21, Portion Lot 22, Block 130, Amended Map of University Heights, by d'Hemecourt together with Howard Avenue, Florida Street and the unnamed alley
- Lots 18 through 21, Portion Lot 17, Block 129, Amended Map of University Heights, by d'Hemecourt together with Howard Avenue, Florida Street, Alabama Street and the unnamed alley
- Lots 18 through 22, Portions Lots 16 and 17, Block 128, Amended Map of University Heights, by d'Hemecourt together with Howard Avenue, Alabama Street, Mississippi Street and the unnamed alley
- Lots 1 through 26, Block 127, Amended Map of University Heights, by d'Hemecourt together with Howard Avenue, Mississippi Street, Louisiana Street and the unnamed alleys closed and vacated to public use
- Lots 13 through 19, Block 126, Amended Map of University Heights, by d'Hemecourt together with Howard Avenue, Louisiana Street and the unnamed alley
- Lot 2, Map 6200 together with Howard Avenue and the unnamed alley
- Lots 1, 2, 46, 47 and 48, Block 147, Amended Map of University Heights, by d'Hemecourt together with Howard Avenue, Louisiana Street and the unnamed alley
- Lots 41 through 48, Block 146, Amended Map of University Heights, by d'Hemecourt together with Howard Avenue, Louisiana Street and the unnamed alley
- Lot 1, Map 14226 together with Howard Avenue and the unnamed alley
- Lots 1 and 2, Block 145, Amended Map of University Heights, by d'Hemecourt together with Howard Avenue and Alabama Street and the unnamed alley
- Lots 1 and 48, Portions Lots 2, 3, 46 and 47, Block 144, Amended Map of University Heights, by d'Hemecourt together with Howard Avenue, Alabama Street, Florida Street and the unnamed alley
- Lots 1, 2, 46 through 48, Block 143, Amended Map of University Heights, by d'Hemecourt together with Howard Avenue, Florida Street, Georgia Street and the unnamed alley
- Lots 1, 41 through 48, Block 142, Amended Map of University Heights, by d'Hemecourt together with Howard Avenue, Georgia Street and the unnamed alley

**Paradise Valley Road
Potomac St to Parkland Wy**

- All of Paradise Valley Road west of Potomac Street to the westerly limit of the 25' water easement along the westerly boundary of Map 9881

**Trojan Avenue
54th St to 56th St**

- Parcel 1, Parcel Map 11841 together with 54th Place
- Lots 16 through 19 and Lots 34 through 37, Map 2754 together with Trojan Avenue, 54th Place, Bernardine Place and Sharron Place
- Portions Lots 10 and 11, Map 734 together with Trojan Avenue and Sharron Place

**Via de la Valle
Highland Ct to Via de la Valle**

- All of Via De la Valle within the Southwest Quarter of the Southwest Quarter of Section 1, Township 14 South, Range 4 West, San Bernardino Base and Meridian

NOW, THEREFORE,

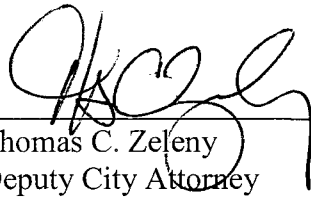
BE IT RESOLVED, by the Council of the City of San Diego, as follows:

1. Notice is hereby given that a public hearing will be held by the Council of the City of San Diego on OCT 08 2012, 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 overhead structures and the underground installation of wires and facilities for supplying electric, communication, community antenna television or similar or associated service in the Districts 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 Districts as described above shall be final and conclusive.

3. The City 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 I. GOLDSMITH, City Attorney

By 
Thomas C. Zeleny
Deputy City Attorney

TCZ:cfq
9/4/2012
Or.Dept:Trans.
Document Number: 431951

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of 9/18/2012

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 9.19.12
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor

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