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10/08

RESOLUTION NUMBER R- 307725

DATE OF FINAL PASSAGE OCT 16 2012

A RESOLUTION ESTABLISHING UNDERGROUND UTILITY
DISTRICT RESIDENTIAL PROJECT BLOCK 6DDI
FINANCED THROUGH THE CITY OF SAN DIEGO
UNDERGROUNDING SURCHARGE FUND.

WHEREAS, by Resolution No. R- 307678, a public hearing was called for on OCT 08 2012, 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 structures and the underground installation of wires and facilities for supplying electric, communication, community antenna television or similar or associated service within that certain areas of the City of San Diego more particularly described as follows [the District]:

Residential Project Block 6DD1

- Lots 1 thru 5, Map 5692 together with Moraga Avenue, Monair Drive, and Southview Drive
- Lots 2 and 5, Map 9435 together with Monair Drive, Moraga Avenue, Balboa Terrace
- Lots 60 through 95, Map 5177 together with Cadden Way, Cadden Court
- Lots 1 through 36, Map 4950 together with Paducah Drive, Cadden Drive, Southview Drive and Moraga Avenue
- Lots 37 through 59, Map 5126 together with Southview Drive and Moraga Avenue
- Lots 1 through 54, Map 4140 together with Kenosha Avenue and Elsinore Place
- Lots 3461 through 3566, Lots 3568 through 3626 together with Moraga Avenue, Tacoma Street, Yucca Avenue, Caflur Avenue, Fox Place, Fox Avenue, Wicopee Place, Ecochee Avenue, Elsinore Place, Kenosha Avenue, Moraga Place, and Paducah Drive
- Lots 3627 through 3787, Map 3389 together with Taos Drive, Quapaw Avenue, Nemaha Drive, Taos Place, Ecochee Avenue, Fox Avenue
- Lots 3387 through 3391, Lots 3397 through 3434 together with Quapaw Avenue, Kamloop Avenue, Taos Drive, Moraga Avenue and Moraga Court
- Together with those portions of Morena Boulevard and Balboa Avenue.

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QUALITY CONTROL

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WHEREAS, notice of such hearing has been given by the City 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 City Council of the City of San Diego, as follows:

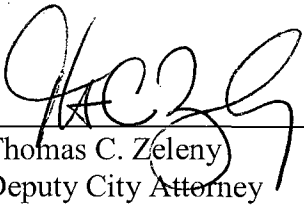
1. The City Council hereby finds and determines that the public health, safety or general welfare require the removal of poles, overhead wires and associated overhead structures and the underground installation of wires and facilities for supplying electric, communication, community antenna television or similar or associated service within the areas set forth above pursuant to Chapter VI, Article 1, Division 5 of the San Diego Municipal Code; the above described area is hereby declared to be an underground utility district in the City of San Diego; and any maps and documents referred to above are hereby incorporated as a part of this resolution.

2. The Mayor or his designee is hereby authorized to establish a schedule (District Schedule) for the underground conversion of all poles, overhead wires, and associates structures.

3. The Mayor or his designee is hereby instructed to notify, within fifteen calendar days of the effective date of adoption of the District Schedule, all affected Utility Companies and all Affected Persons as defined in Chapter VI, Article 1, Division 5 of the San Diego Municipal Code, of the provisions of the District Schedule, of the date by which all poles and related overhead structures shall be removed, and of the applicable date by which all work required to convert the facilities shall be accomplished. The Mayor or his designee shall further notify said affected persons as defined in Chapter VI, Article 1, Division 5 of the San Diego Municipal

Code that if they desire to continue to receive electric, communication, community antenna television or similar or associated service they shall permit 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 supplying utility company's relocated underground lines, 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 adoption of this resolution) and subject to all other applicable requirements of State law and City ordinances.

APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Thomas C. Zeleny
Deputy City Attorney

TCZ:cfq
9/4/2012
Or.Dept:Trans.
Document Number: 432065

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of OCT 08 2012.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 10-16-12
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor

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