

RESOLUTION NUMBER R- 308929

DATE OF FINAL PASSAGE MAY 15 2014

RESOLUTION CALLING A PUBLIC HEARING TO DETERMINE WHETHER THE PUBLIC HEALTH, SAFETY OR GENERAL WELFARE REQUIRES THE FORMATION OF UNDERGROUND UTILITY DISTRICT IN RESIDENTIAL BLOCKS OF COMMUNITY AREAS OF MISSION HILLS, PACIFIC BEACH AND STOCKTON 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:

**UU15 Hancock St
(Witherby St to Washington St)**

- Parcel A, Parcel Map 640
- Lots 1, 2, 3, 10, 11 and 12, Block 185, Map of Middletown together with Sutherland Street
- Portions Lots 1 through 6, Lots 7 through 12, Block 196, Map of Middletown together with Sutherland Street and Hancock Street
- Parcels 1 and 2, Parcel Map 17813 together with Hancock Street
- Parcels 1 and 2, Parcel Map 17788 together with Hancock Street

- Lot 2, Portions Lots 3 through 5, Block 207, Map of Middletown together with Hancock Street
- Parcels 1 and 2, Parcel Map 17789 together with Hancock Street
- Lot 2, Block 212, Map of Middletown together with Hancock Street
- Parcels 1 and 2, Parcel Map 16495 together with Hancock Street
- Lots 1 through 4, Block 219, Map of Middletown together with Hancock Street and Coutts Street closed and vacated to public use.
- Portions Lot 1 through 3, Lots 4 through 7, Block 224, Map of Middletown together with Hancock Street and Coutts Street closed and vacated to public use
- Portions Lot 9 through 16, Block 223, Map of Middletown together with Hancock Street and Coutts Street closed and vacated to public use

**UU30 Mission Bl
(Loring St to Turquoise St)**

- Lots 23 through 26, Block 1, Map 977 together with Mission Boulevard, Sapphire Street, the unnamed alley and the portion of Mission Boulevard closed and vacated to public use
- Portion of Lot 2, Lots 3 through 5, Lots 29 through 32, portion of Lot 33, Block 2, Map 977 together with Mission Boulevard, Sapphire Street, and the unnamed alley
- Portion of Lot 2, Lots 3 and 4, Lots 30 through 32, portion of Lot 33, Block 3, Map 977 together with Mission Boulevard, Sapphire Street, and the unnamed alley
- Portion of Lot 2, Lots 3 and 4, Block 3, Map 1039 together with Mission Boulevard and Tourmaline Street
- Lots 15 and 16, Block 4, Map 977 together with Mission Boulevard, Sapphire Street, the unnamed alley and the portion of Mission Boulevard closed and vacated to public use
- Lots 15, Block 4, Map 1039 together with Mission Boulevard, Tourmaline Street, and the portion of Mission Boulevard closed and vacated to public use
- Lots 1 and 2, Map 2263 together with Tourmaline Street, Mission Boulevard and the unnamed alley
- Portions of Lot 5 of Pueblo Lot 1783, Map 839 together with Tourmaline Street, Mission Boulevard and the unnamed alley
- Lots 27 through 35, Block 3, Map 1033 together with Mission Boulevard and the unnamed alley
- Lots 27 through 34, Block 3, Map 941 together with Mission Boulevard
- Lots 49 through 52, Block 4, Map 1033 together with Mission Boulevard and the unnamed alley
- Lots 49 through 52, Block 4, Map 941 together with Mission Boulevard
- Lots 1 through 8, Block 2, Map 941 together with Mission Boulevard inclusive of southerly to Loring Street
- Lot 1, portions of Lots 2, 3, and 4, Block 1, Map 941 together with Mission Boulevard, Opal Street and the unnamed alley

**UU17 32nd St
(Market to Imperial Av)**

- Lots 24 through 28, Block 112, Map 927 together with 32nd Street, Market Street and the unnamed alley

- Lots 1, 2, 47 and 48, Block 129, Map 927 together with 32nd Street, Island Avenue, Market Street and the unnamed alley
- Lots 1, 2, 47 and 48, portion of Lot 46, Block 130, Map 927 together with 32nd Street, Island Avenue, J Street and the unnamed alley
- Lots 1 and 2, Block 131, Map 927 together with 32nd Street, J Street and the unnamed alley
- Lots 25 and 26, Block 110, Map 927 together with 32nd Street and K Street
- Lots 47 and 48, Block 131 ½, Map 1256 together with 32nd Street, K Street and the unnamed alley
- Lots 1, 2, 25 and 26 Block 132, Map 435 together with 32nd Street, K Street, L Street and the unnamed alley
- Lots 21 through 26, Block 109, Map 435 together with 32nd Street, K Street, L Street and the unnamed alley
- Lot 1 and portions of Lots 2, 25 and 26, Block 133, Map 435 together with 32nd Street, L Street and the unnamed alley
- Lots 23 through 27, Block 108, Map 435 together with 32nd Street, L Street and the unnamed alley

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), Project Nos.299805, 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. Notice is hereby given that a public hearing will be held by the Council of the City of San Diego on June 23, 2014, 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

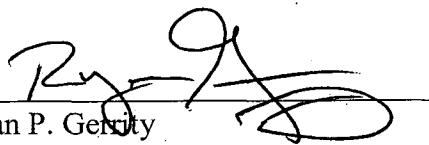
wires and associated overhead structures and the underground installation of wires and facilities for supplying electric, communication, community antenna television or similar or associated service in the Districts described above.

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 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.

4. The City Council shall consider the information contained in the Mitigated Negative Declaration, Project No. 299805 to determine if they have been completed in compliance with CEQA, and state and local guidelines and regulations adopted pursuant thereto, and that said Mitigated Negative Declaration reflects the independent judgment of the City of San Diego as Lead Agency.

APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Ryan P. Gentry
Deputy City Attorney

RPG:jls
4/15/2014
Or.Dept: Transportation & Storm Water Dept.
Doc. No. 761663

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of MAY 12 2014 .

ELIZABETH S. MALAND
City Clerk

By *May Berman*
Deputy City Clerk

Kevin L. Faulconer
KEVIN L. FAULCONER, Mayor

Approved: 5/15/14
(date)

Vetoed: _____
(date)

KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on MAY 12 2014, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Sherri Lightner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ed Harris	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Todd Gloria	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Myrtle Cole	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mark Kersey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lorie Zapf	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Scott Sherman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
David Alvarez	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Marti Emerald	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage MAY 15 2014

(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

AUTHENTICATED BY:

KEVIN L. FAULCONER
Mayor of The City of San Diego, California.

ELIZABETH S. MALAND
City Clerk of The City of San Diego, California.

(Seal)

By , Deputy

Office of the City Clerk; San Diego, California

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