

RESOLUTION NUMBER R- 309079

DATE OF FINAL PASSAGE JUL 07 2014

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO ESTABLISHING UNDERGROUND UTILITY DISTRICTS IN THE COMMUNITIES OF BAY PARK (PROJECT BLOCK 6H), JAMACHA LOMITA (PROJECT BLOCK 4Y) AND ROLANDO (PROJECT BLOCK 7G2), FINANCED THROUGH THE CITY OF SAN DIEGO UNDERGROUNDING SURCHARGE FUND.

WHEREAS, by Resolution No. R- 308930, a public hearing was called for 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 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 Districts):

**Residential Project Block 4Y
San Felipe Street**

- Lots 201 through 352, Map 2931 together with Sawtelle Avenue, Sunnyside Avenue, Encinitas Avenue, Cardiff Street, Skyline Street, Sabre Street and San Vicente Street
- Lots 903 through 996, Map 2991 together with Billow Drive, Skyline Drive, San Felipe Street, Wade Street and San Vicente Street
- Lots 1 through 15, Map 3009 together with Wade Street, Dell Anne Place and Potrero Street
- Lots 1 through 32, 35 through 38, Map 9200 together with Carlsbad Court and Carlsbad Street
- Parcels 1 through 5, Parcel Map 9636 together with Carlsbad Street
- Lots 42 through 139, Map 7071 together with Ashmore Lane, Braun Ave, Worthington Street, Potrero Street, Carlsbad Street and San Vicente Street
- Portion Lot 898, Lots 899 through 901, portion Lot A, Lot B, Map 2998 together with Cardiff Street, Jamacha Road, Carlisle Street and Wade Street
- Lot 1, Map 4681 together with Jamacha Road, Cardiff Street and Carlisle Drive

- Lots 140 through 254, Map 7291 together with Braun Avenue, Worthington Street and San Vicente Street
- Lots 255 through 329, Map 7644 together with Osage Street, Carlsbad Street and Innsdale Avenue
- Lots 1 through 200, Map 2915 together with San Vicente Street, Sunnyside Avenue, Encinitas Avenue, Cardiff Street and Skyline Drive
- Lots 580 through 595 and Lots 598 through 613, Map 2952 together with Sawtelle Avenue, San Vicente Street and San Felipe Street
- Portions of Lots 10 and 11, Block K, Map 1041 westerly of Map 7291

**Residential Project Block 6H
Trenton Av**

- Portions Lots 2, 3 and 4, Partition Map of Pueblo Lot 1209, S.C.C. 8341 together with Balboa Avenue, Modoc Drive, Ute Drive
- Portion Lot 876, Lots 877 through 951, Lots 954 through 960, Lots 963 through 977, Portion of Lot 978, Map 2865 together with Shawnee Road, Sioux Avenue, Pridemore Place, Ottawa Avenue, Mark Terrace, Rappahannock Avenue
- Lots 1 through 6, Map 9788
- Lots 1187 through 1202, Map 2872 together with Ute Drive
- Parcels 1 through 4, Parcel Map 12464 together with Shawnee Road and Mark Terrace
- Parcels 1 through 4, Parcel Map 7415 together with Rappahannock Avenue
- Lots 1 through 10, Block 6, Map 2869 together with Baker Street and Ticonderoga Street
- Lots 6 through 11, Block 7, Map 2869 together with Baker Street and Chicago Street
- Lots 24 through 36, Block 3, Map 2869 together with Baker Street and Chicago Street
- Lots 11 through 27, Block 5, Map 2869 together with Baker Street and Ticonderoga Street
- Lots 1 through 144, Parcel A and B, Map 5353, together with Sioux Avenue, Via Beltran, Vista De La Orilla, Via Del Conquistador, Vista De La Bahia, Mount Laurence Drive and Brandywine Street
- Lots 1 through 3, Lot 5, Map 1086 together with Ticonderoga Street
- Parcels 1 and 2, Parcel Map 2867 together with Ticonderoga Street
- Lots 1 through 10, Block 5, Map 2751 together with Borreson Street, Baker Street and Ticonderoga Street
- Lots 1 through 10, Block 4, Map 2751 together with Borreson Street, Baker Street and Ticonderoga Street
- Lots 19 through 23, Block 3, Map 2751 together with Baker Street and Lloyd Street
- Lots 12 and 13, Block 2, Map 2751 together with Baker Street and Lloyd Street
- Lot 11, Block 2, Map 2709 together with Baker Street and McGraw Street
- Lots 12 and 13, Block 1, Map 2709 together with Baker Street, McGraw Street and Morena Boulevard
- Parcels 1 through 3, Parcel Map 16382 together with Ticonderoga Street
- Lots 1 and 2, Map 4993 together with Baker Street
- Portion Lot 21, Map 753 together with Ticonderoga Street and Baker Street

**Residential Project Block 6H
Trenton Av**

- Portions of Lots 1 through 10, Block 1, Map 983 together with Morena Boulevard, Paul Jones Avenue and Bunker Hill Street as vacated to public use
- Lots 1 through 15, 25 through 48, Portions of Lots 16 through 24, Block 2, Map 983 together with Paul Jones Avenue, Bunker Hill Street, Ethan Allen Avenue, Ticonderoga Street, Morena Boulevard and the unnamed alley
- Lots 1 through 48, Block 3, Map 983 together with Ethan Allen Avenue, Bunker Hill Street, Princeton Avenue, Ticonderoga Street and the unnamed alley
- Lots 1 through 48, Block 4, Map 983 together with Moultrie Avenue, Bunker Hill Street, Princeton Avenue, Ticonderoga Street and the unnamed alley
- Lots 1 through 13, Portions Lots 14 and 15, Lots 16 through 48, Block 5, Map 983 together with Moultrie Avenue, Bunker Hill Street, Trenton Avenue, Ticonderoga Street and the unnamed alley
- Lots 1 through 45, Portion Lot 46, Block 6, Map 983 together with Moultrie Avenue, Bunker Hill Street, Trenton Avenue, Brandywine Street and the unnamed alley
- Lots 1 through 45, Portion Lot 46, Block 7, Map 983 together with Moultrie Avenue, Bunker Hill Street, Princeton Avenue, Brandywine Street and the unnamed alley
- Lots 1 through 46, Block 8, Map 983 together with Ethan Allen Avenue, Bunker Hill Street, Princeton Avenue, Brandywine Street and the unnamed alley
- Lots 1 through 43, Portions Lots 44 through 46, Block 9, Map 983 together with Ethan Allen Avenue, Bunker Hill Street, Paul Jones Avenue, Brandywine Street and the unnamed alley
- Parcel 1, Parcel Map 3797 together with Brandywine Street and the unnamed alley
- Portions Lots 1 through 14, Lots 24 through 46, Block 10, Map 983 together with Paul Jones Avenue, Brandywine Street, Morena Boulevard, the unnamed alley and Bunker Hill Street as vacated to public use
- Portions Lots 1, 2, 3, 6, 7, 8, Block 11, Map 983 together with Morena Boulevard and Brandywine Street
- Lots 1, 2, 3 and a portion of Lot 4, Map 1053 together with Ticonderoga Street, Morena Boulevard and Baker Street
- Parcels A, B and C, Parcel Map 170 together with Morena Boulevard
- Parcel 1, Parcel Map 18113 together with Paul Jones Avenue, Brandywine Street and Morena Boulevard
- Portion of Lot 5, Partition Map Pueblo Lot 1209, S.C.C. 8341 together with Brandywine Street, Paul Jones Avenue and Balboa Avenue
- Lots 1 through 29, Lots 32 through 54, Portions Lots 55 and 56, Map 3667 together with Brandywine Street, Mount Sandy Drive, Mount Laurence Drive, Don Lorenzo Drive, Trenton Avenue, and Balboa Avenue
- Parcels 1 and 2, Parcel Map 12996 together with Mount Laurence Drive and Balboa Avenue
- Together with A.T. & S.F. Railway and Interstate 5 from Baker Street north to Balboa Avenue

**Residential Project Block 7G2
Acorn Street**

- Portions of Lots 66 through 75, Map 1829 together with College Avenue
- Lots 1 through 5, Map 10626 together with 62nd Street
- Portions of Lot 6, Map 346 southerly of El Cajon Boulevard
- Portion of Lot 7, Map 346 southwesterly of Map 10626
- Lots 30 through 44, Map 2835 together with Acorn Street, College Avenue and the unnamed alley
- Lots 1 through 29, Map 2713 together with Madeline Street, Estelle Street, College Ave and 62nd Street
- Lots 1 through 60, 63 through 66, 69 through 73, Map 4550 together with Acorn Street, 62nd Street, Madeline Street, 63rd Street, Seminole Drive, Estelle Street and the unnamed alleys
- Parcels 1 through 3, Parcel Map 18571 together with 62nd Street and the unnamed alley
- Lot 13, Map 4691 together with 63rd Street
- Portions of Lot 9, Map 346 (northeast and southwest of Parcel Map 18571) together with 62nd Street, 63rd Street and the unnamed alley
- Lots 1 through 16, Map 2910 together with Stanley Avenue, 62nd Street, 63rd Street and the unnamed alleys
- Lot 1, Map 3569 together with Acorn Street, 62nd Street, and the unnamed alleys
- Lots 10 through 12, Map 4691 together with Stanley Avenue, 63rd Street and the unnamed alley
- Parcels 1 and 2, Parcel Map 8906 together with Stanley Avenue and Seminole Drive
- Lots 1 through 6, Map 3868 together with 63rd Street, Acorn Street and Seminole Drive
- Lots 1 through 36, the unnumbered lot, Map 2606 together with Stanley Avenue, Virginia Avenue, Catherine Avenue and Seminole Drive
- Lots 1 through 20, the unnumbered lot, Lots 22 through 32, Map 4966 together with Reville Way, Reville Drive and Acorn Street
- Lots 1 through 8, Map 2908 together with Virginia Avenue and Acorn Street
- Lots 9 through 16, Map 3005 together with Catherine Avenue and Acorn Street
- Lots 1 through 5, Map 5335 together with Acorn Street and Seminole Drive
- Portions of Lot 21, Map 346 westerly of Map 2606 together with Seminole Drive
- Parcels 1 and 2, Parcel Map 15437 together with Acorn Street

**Residential Project Block 7G2
Acorn Street**

- Lots 1 through 57, Map 2710 together with Bradford Street, Estelle Street and Seminole Street
- Portions of Lot 20, Map 346 southerly of Acorn together with Acorn Street

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;

WHEREAS, a Notice of Exemption was recorded with the San Diego County Clerk, dated December 4, 2013; 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 creation of the above described Districts is in the general public interest because in each District: such undergrounding will avoid or eliminate an unusually heavy concentration of overhead facilities; the street or road or right of way is extensively used by the general public and carries a heavy volume of pedestrian or vehicular traffic; the street or road or right of way adjoins or passes through a civic area or public recreation area or an area of unusual scenic interest to the general public; or the street, road, or right of way is considered an arterial street or major collector.

2. 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 Districts set forth above and that pursuant to Chapter VI, Article One, Division Five of the San Diego Municipal Code, the above Districts are hereby declared to be underground utility districts in the City of San Diego, and any maps and document referred to above are hereby incorporated as a part of this resolution.

3. The Mayor or his designee is hereby authorized to establish schedules (District Schedules) for the underground conversion of all poles, overhead wires, and associated structures in each District.

4. 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

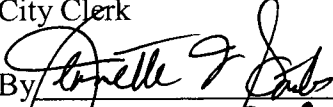


Ryan P. Gerrity
Deputy City Attorney


RPG:jls
4/22/2014
Or.Dept: Transportation & Storm Water Dept.
Doc. No. 764930

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JUN 23 2014

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 7/7/14
(date)


KEVIN L. FAULCONER, Mayor

Vetoed: _____
(date)

KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on JUN 23 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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marti Emerald	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage JUL 07 2014

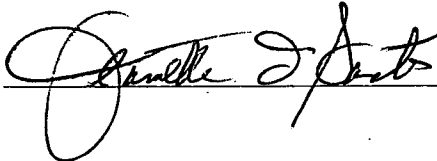
(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

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

Resolution Number R- 309079