

RESOLUTION NUMBER R- 309081

DATE OF FINAL PASSAGE JUL 07 2014

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO ESTABLISHING UNDERGROUND UTILITY DISTRICTS ON HOWARD AVENUE, WIGHTMAN STREET, HILLTOP DRIVE, WOODROW AVENUE, BAKER STREET/SHAWNEE ROAD, SEMINOLE DRIVE, AND 25TH STREET, FINANCED PRIMARILY THROUGH SDG&E ANNUAL ALLOCATION FUNDS (RULE 20A - CASE 8209).

WHEREAS, by Resolution No. R- 308931, 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):

**Howard Avenue
Texas Street to I-805**

- Lot 1, Map 6200 together with Texas Street, Howard Ave and Arizona Street
- Lots 1, 2, portions of Lots 46 and 47, Lot 48, Block 148, Amended Map of University Heights by D'Hemecourt LP 8, PG 36 together with Howard Avenue, Arizona Street and the unnamed alley
- Lots 18, 19 and 20, portions of Lots 21, 22 and 23, Block 124, Amended Map of University Heights by D'Hemecourt LP 8, PG 36 together with Howard Avenue, Arizona Street, Hamilton Street and the unnamed alley
- Portion of Lot 16, Lots 17 through 21, Block 123, Amended Map of University Heights by D'Hemecourt LP 8, PG 36 together with Howard Avenue, Hamilton Street and Oregon Street.
- Block 122, Amended Map of University Heights by D'Hemecourt LP 8, PG 36 together with Howard Avenue and the portion of Idaho Street as closed and vacated to public use
- Portion of Lot 16, Lots 17 through 21, Portions of Lots 22 and 23, Block 121, Amended Map of University Heights by D'Hemecourt LP 8, PG 36 together with Idaho Street, Howard Avenue, Utah Street and the unnamed alley

- Lots 18 through 21, Portions of Lots 22 and 23, Block 120, Amended Map of University Heights by D'Hemecourt LP 8, PG 36 together with Utah Street, Howard Ave, Kansas Street and the unnamed alley
- Lots 17 through 26, Block 119, Amended Map of University Heights by D'Hemecourt LP 8, PG 36 together with Kansas Street, Howard Avenue, 30th Street and the unnamed alley
- Lots 15 through 20, Portions of Lots 21 and 22, Block 118, Amended Map of University Heights by D'Hemecourt LP 8, PG 36 together with 30th Street, Howard Avenue, Ohio Street and the unnamed alley
- Parcel 1, Parcel Map 13465 together with Ohio Street, Howard Avenue and the unnamed alley
- Lot 20, Portions of Lots 21 and 22, Block 117, Amended Map of University Heights by D'Hemecourt LP 8, PG 36 together with Illinois Street, Howard Avenue and the unnamed alley
- Portions of Lots 16 and 17, Lots 18 through 21, Portions of Lots 22 and 23, Block 116, Amended Map of University Heights by D'Hemecourt LP 8, PG 36 together with Illinois Street, Howard Avenue and Iowa Street
- Lots 18 through 21, Block 115, Amended Map of University Heights by D'Hemecourt LP 8, PG 36 together with Iowa Street, Howard Avenue and the unnamed alley
- Lots 1, 2, 47 and 48, Block 158, Amended Map of University Heights by D'Hemecourt LP 8, PG 36 together with Howard Ave, Iowa Street and the unnamed alley

**Howard Avenue
Texas Street to I-805**

- Lots 1, 2, Portions of Lots 3 and 4, Lots 47 and 48, Block 157, Amended Map of University Heights by D'Hemecourt LP 8, PG 36 together with Iowa Street, Howard Avenue, Illinois Street and the unnamed alley
- Lots 1 and 2, Portions of Lots 45 through 47, Lot 48, Block 156, Amended Map of University Heights by D'Hemecourt LP 8, PG 36 together with Ohio Street, Howard Avenue and Illinois Street
- Lots 1 through 16, Portion of Lot 32, Lots 33 through 48, Block 155, Amended Map of University Heights by D'Hemecourt LP 8, PG 36 together with 30th Street, Howard Avenue, Ohio Street and the unnamed alley as closed and vacated to public use
- Lot 1, Portion Lot 2, Lots 47 and 48, Block 154, Amended Map of University Heights by D'Hemecourt LP 8, PG 36 together with Kansas Street, Howard Avenue, 30th Street and the unnamed alley
- Lots 1 and 2, Portions of Lots 46 and 47, Lot 48, Block 153, Amended Map of University Heights by D'Hemecourt LP 8, PG 36 together with Utah Street, Howard Avenue, Kansas Street and the unnamed alley
- Lots 1 through 4, Portions of Lots 5, 45 and 46, Lots 47 and 48, Block 152, Amended Map of University Heights by D'Hemecourt LP 8, PG 36 together with Idaho Street, Howard Avenue, Utah Street and the unnamed alley
- All of Block 151, Amended Map of University Heights by D'Hemecourt LP 8, PG 36 together with Oregon Street, Howard Avenue, Idaho Street and portions of Idaho Street and Polk Avenue as closed and vacated to public use and Lots 1 and 2, portion Lot 46,

Lots 47 and 48, Block 150, Amended Map of University Heights by D'Hemecourt LP 8, PG 36 together with Howard Avenue, Hamilton Street and Oregon Street

- Lots 1 and 2, portions of Lots 3 and 4, Lots 47 and 48, Block 149, Amended Map of University Heights by D'Hemecourt LP 8, PG 36 together with Howard Avenue, Arizona Street and Hamilton Street

**Wightman Street
Chamoune Avenue to Euclid Avenue**

- Lots 23 through 26, Block 1, Map 1147 together with Wightman Street, 46th Street and the unnamed alley
- Lots 23 through 26, Block 2, Map 1147 together with Wightman Street, 46th Street, Menlo Avenue and the unnamed alley
- Portion of Lot 22, Lots 23 through 29, Block 3, Map 1147 together with Wightman Street, Menlo Avenue, 47th Street and the unnamed alley
- Portions Lots 25 and 26, Lots 23 and 24, Block 4, Map 1147 together with Wightman Street, 47th Street and the unnamed alley
- Lots 1 and 48, portions of Lots 2 and 3, Block 5, Map 1147 together with Wightman Street, 47th Street and the unnamed alley.
- Lots 1 and 2, portion of Lot 3, Portion of 46, Lots 47 and 48, Block 6, Map 1147 together with Wightman Street, 47th Street, Menlo Avenue and the unnamed alley
- Lots 1, 2, 47 and 48, Block 7, Map 1147 together with Wightman Street, Menlo Avenue, 46th Street and the unnamed alley
- Lots 1, 2, 47 and 48, Block 8, Map 1147 together with Wightman Street, 46th Street and the unnamed alley

**Hilltop Drive
Boundary Street to Toyne Street**

- Lots 1, 2, 35, and 36, Block 1, Map 1619 together with Boundary Street, Hilltop Drive and 39th Street
- Lots 1, 2, 43 and 44, Block 2, Map 1619 together with 39th Street, Hilltop Drive and Quail Street
- Lots 1, 2, 43 and 44, Block 3, Map 1619 together with Quail Street, Hilltop Drive and 40th Street
- Lots 1, 2, 43 and 44, Block 4, Map 1619 together with 40th Street, Hilltop Drive and Raven Street
- Lots 1, 43 and 44, Block 5, Map 1619 together with Raven Street, Hilltop Drive and 41st Street
- Lots 1, 2, 43 and 44, Block 1, Map 1844 together with 41st Street, Hilltop Drive and Morrison Street
- Lots 1, 2, portion of Lot 42, Lots 43 and 44, Block 6, Map 1844 together with Morrison Street, Hilltop Drive and 42nd Street
- Lots 1 and 2, Block 7, Map 1844 together with 42nd street and Hilltop Drive
- Lots 1 and 2, Block 1, Map 2604 together with Hilltop Drive

- Portion of Lot 25, Map 283 together with Hilltop Drive and 42nd Street
- Portions of Lots 25 through 28, Lots 29 through 48, Block 2, Map 515 together with 42nd Street, Hilltop Drive and 41st Street
- Lots 14 through 26, Block 14, Map 517 together with 41st Street, Hilltop Drive and 40th Street
- Lots 8 through 13, portion of Lot 14, Block 15, Map 517 together with 40th Street, Hilltop Drive and Quail Street
- Lots 8 through 14, Block 16, Map 517 together with Quail Street, Hilltop Drive and 39th Street
- Lots 8 through 13, Block 17, Map 517 together with 39th Street and Hilltop Drive

**UU16 Woodrow Av
Calvacado St to Armacost Rd**

- Lots 44, 45, 69 through 77, 93 through 113, 196 and 197, Map 4747 together with Woodrow Avenue, Armacost Road and Shipley Court

**UU302 Baker St Shawnee Rd
Moreno Bl to Shawnee Rd N**

- Portion of Lot 4, Map 1053 together with Baker Street
- Portion of Lot 21, Map 753 together with Baker Street
- Lots 1 and 2, Map 4993 together with Baker Street
- Lots 1, 9 and 10, Map 2751 together with Baker Street and Borreson Street
- Lots 11 through 19, Block 5, Map 2869 together with Baker Street and Ticonderoga Street
- Lots 1 through 8, 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 Chicago Street and Baker 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, McGraw 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 and McGraw Street
- Lots 963 through 971, Map 2865 together with Shawnee Road and Rappahannock Avenue
- Lots 957 through 960, Map 2865 together with Shawnee Road and Mark Terrace
- Lots 941 through 946, Map 2865 together with Shawnee Road, Mark Terrace and Sioux Avenue
- Lots 932 through 939, Map 2865 together with Shawnee Road and Sioux Avenue
- Portion Lot 876, Lots 877 through 888, map 2865 together with Shawnee Road and Pridemore Place
- Lots 922 through 931, Map 2865 together with Shawnee Road and Pridemore Place
- Parcels 1 and 4, Parcel Map 12464 together with Shawnee Road

**Seminole Drive
Stanley Av to Estelle St**

- Parcels 1 and 2, PM 8906 together with Seminole Drive
- Lots 3 through 6, Map 3868 together with Seminole Drive and Acorn Street
- Lots 27 and 36, Map 2606 together with Stanley Avenue and Seminole Drive
- Portion Lot 21, Map 346 together with Seminole Drive
- Lots 1 through 4, Map 5335 together with Seminole Street and Acorn Street
- Portion of Lot 20, Map 346 together with Acorn Street and Seminole Drive
- Lot 1, Map 2710 together with Seminole Drive and Bradford Street
- Lots 35 and 57, Map 2710 together with Seminole Drive and Bradford Street
- Lots 50 through 57, Map 4550 together with Seminole Drive and Acorn Street

**25th SB Street
Coronado SB Avenue to Grove Avenue**

- Portions of Lots 1 through 4, Map 4712 together with 25th Street
- Portion Lot 43, Map 1768 together with 25th Street
Together with all of 25th Street northerly to Coronado Ave

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.

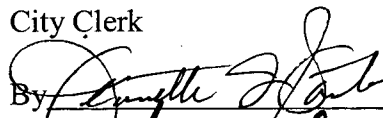
APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Ryan P. Gerrity
Deputy City Attorney


RPG:jls
4/22/2014
Or.Dept: Transportation & Storm Water Dept.
Doc. No. 764684

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
Shierr 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

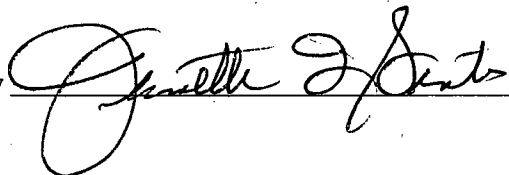
(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

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- **309081**