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4/5/16

RESOLUTION NUMBER R- 310341

DATE OF FINAL PASSAGE APR 13 2016

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO ESTABLISHING UNDERGROUND UTILITY DISTRICTS ON CASS STREET, INGRAHAM STREET, HUGHES STREET, MOUNT ACADIA BOULEVARD, GOLFCREST DRIVE, CORONADO AVENUE, AND SEMINOLE DRIVE (PHASE II), FINANCED PRIMARILY THROUGH SDG&E ANNUAL ALLOCATION FUNDS (RULE 20A - CASE 8209).

WHEREAS, by Resolution No. R- 310270, a public hearing was called for on FEB 23 2016, 2016 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):

**UU143 Cass Street
Grand Avenue to Pacific Beach Drive**

- Lot 1 through 8, 39 and 40, Block 257, Map 854 together with Cass Street and portions of Thomas Avenue and the unnamed alley
- Lots 17 through 21, Block 258, Map 854 together with Cass Street and portions of Thomas Avenue and the unnamed alley
- Lots 19 through 24, Block 263, Map 854 together with Cass Street and portions of Thomas Avenue, Reed Avenue and unnamed alley
- Lots 19 through 22, Block 1, Map 1098 together with Cass Street and portions of Reed Ave, Oliver Avenue and the unnamed alley
- Lots 1, 2, 38 through 40, Block 2, Map 1098 together with Cass Street and portions of Reed Avenue, Oliver Avenue and the unnamed alley
- Lots 1, 2, 39, 40, Block 3, Map 1098 together with Cass Street and portions of Oliver Avenue and the unnamed alley
- Lots 18 through 21, Block 4, Map 1098 together with Cass Street and portions of Oliver Avenue and the unnamed alley

**UU141 Ingraham Street
Beryl Street to Garnet Avenue**

- Lots 17 through 23, Map 854 together with Ingraham Street inclusive southerly adjacent to the north half of Block 218 and the unnamed alley
- Block 184 and Block 185, Map 791 together with Ingraham Street and Haines Street closed and vacated to public use
- Lots 11 through 30, Block 162, all of Block 163, all of Block 184, all of Block 185, Map 946 together with Ingraham Street, portion of Emerald Street, portion of Emerald Street closed and vacated to public use, Haines Street closed and vacated to public use and the unnamed alleys closed and vacated to public use
- Portions Lots 1 through 3, Lots 4 and 5, Block 183, Map 854 together with Ingraham Street and the unnamed alley
- Lots 1, 38 through 40, portions Lots 2 and 3, Block 164, Map 854 together with Ingraham Street, Emerald Street, Diamond Street and the unnamed alley
- Lots 39 and 40, Block 145, Map 854 together with Ingraham Street, Diamond Street and the unnamed alley
- Lots 1, Block B, Map 1873 together with Ingraham Street and Missouri Street
- Lots 17 through 23, Block 146, Map 948 together with Ingraham Street, Diamond Street, Missouri Street and the unnamed alley
- Lots 19 through 23, Block 125, Map 948 together with Ingraham Street, Missouri Street, Chalcedony Street and the unnamed alley
- Lots 1 and 20, Block A, Map 1873 together with Ingraham Street, Missouri Street, Chalcedony Street and the unnamed alley
- Lots 19 through 22, Block 108, Map 946 together with Ingraham Street, Chalcedony Street, Law Street and unnamed alley
- Portion of Lot 36, Map 854 as shown on Record Survey 1457 as the westerly 55 feet together with Ingraham Street and Chalcedony Street
- Parcel 1, Parcel Map 20191 together with Ingraham Street and the unnamed alley
- Lots 1 and 2, Map 2386 together with Ingraham Street , Law Street and the unnamed alley
- Lot 1 and portion of Lot 2, Block 1, Map 2386 together with Ingraham Street, Law Street and the unnamed alley
- Lots 1 and 2, Map 2439 together with Ingraham Street and unnamed alley
- Lots 20 through 24, Block 87, Map 946 together with Ingraham Street, Law Street and the unnamed alley

**UU101 Hughes Street
58th Street to Jodi Street**

- Lots 2 through 27, Map 4578 together with Hughes Street and Audrey Lane
- Parcels 1 and 2, Record Survey 6137 together with Hughes Street and Audrey Lane
- Parcels 1 and 2, Parcel Map 5231 together with Hughes Street
- Parcel 3, Parcel Map 4570 together with Hughes Street
- Portions of Lots 25 and 28, Map 748 together with Hughes Street
- Lots 8 and 9, Map 10583 together with Hughes Street
- Parcel 2, Parcel Map 12025 together with Hughes Street
- Lots 29, 31 through 45, Map 4578 together with Hughes Street

**UU621 Mt. Acadia Boulevard
Mount Alifan Drive to Mt. Burnham Drive**

- Lots 204 through 214, Lots 434 through 437, Map 3698 together with Mount Acadia Boulevard and Acworth Avenue
- Lots 1 and 2, Map 5197 together with Mount Acadia Boulevard and Acworth Avenue
- Lots 281 through 302, Map 3698 together with Mount Acadia Boulevard, Acworth Avenue and Mount Ararat Drive
- Lots 303 through 323, Map 3698 together with Mount Acadia Boulevard, Acworth Avenue and Mount Ararat Drive
- Lots 344 through 361, Map 3698 together with Mount Acadia Boulevard and Mount Ararat Drive
- Lot 449, Map 3698 together with Mount Acadia Boulevard and Mount Ararat Drive
- Portions of Pueblo Lots 1212 and 1221, Miscellaneous Map 36 together with Mount Acadia Boulevard

**UU584 Golfcrest Drive
Jackson Drive to Wandemere Drive**

- Lots 21 through 28 and Lot 115 Map 5051 together with Golfcrest Drive and Glenflora Avenue
- Lots 116 through 124, Map 5051 together with Golfcrest Drive, Glenflora Avenue and Casper Drive
- Lots 125 through 148, Map 5097 together with Golfcrest Drive, Glenflora Avenue and Wandemere Drive
- Lots 520 and 566, Map 5664 together with Golfcrest Drive

**UU193 Coronado (SB) Avenue
27th St (SB) Street to Madden Avenue**

- Lots 243 through 250, Map 5833 together with Coronado Avenue
- Lots 150 and 151, Map 5645 together with Coronado Avenue and Dearborn Drive
- Lots 99 through 105, Map 5645 together with Coronado Avenue, Dearborn Drive and 27th Street
- Lot 2, Map 5798 together with 27th Street and a portion of Coronado Avenue
- Lots 92 through 98, Map 5439 together with Coronado Avenue and Dearborn Avenue
- Lots 1 through 7, Map 5439 together with Coronado Avenue and Dearborn Avenue

**UU630 Seminole Drive
El Cajon Boulevard to Stanley Avenue**

- Lots 1 through 4, Map 2399 together with Filipo Street
- Portions Lot 24, Map 346 together with Seminole Drive and Solita Street
- Lots 23 and 24, Map 2399 together with Seminole Drive
- Lots 1 through 3, Map 5465 together with Seminole Drive
- Parcel 1, Parcel Map 18955 together with Seminole Drive
- Portions Lot 22, Map 346 together with Seminole Drive and Solita Street
- Portions Lot 23, Map 346 together with Seminole Drive
- Portion Parcel 1, Parcel Map 21029 together with Seminole Drive and Art Street
- Parcel 1, Map 5649 together with Seminole Drive and Art 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 September 11, 2015; 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
February 2, 2016
Or.Dept:Transportation & Storm Water
Doc. No.: 1214142

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of APR 05 2016.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 4/11/16
(date)


KEVIN L. FAULCONER, Mayor

Vetoed: _____
(date)

KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on APR 05 2016, 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"/>
Lorie Zapf	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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"/>
Chris Cate	<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 APR 13 2016.

(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.

(Seal)

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

By *Steph Brady*, Deputy

Office of the City Clerk, San Diego, California

Resolution Number R- 310341