

RESOLUTION NUMBER R- 311233

DATE OF FINAL PASSAGE JUL 25 2017

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO ESTABLISHING UNDERGROUND UTILITY DISTRICTS ON RESIDENTIAL BLOCK 6K1 OF NORTH CLAIREMONT AND BLOCK 7T OF ALLIED GARDENS FINANCED PRIMARILY THROUGH THE CITY OF SAN DIEGO UNDERGROUNDING SURCHARGE FUND.

WHEREAS, by Resolution No. R- 311233, a public hearing was called for on JUL 11 2017, 2017 at the hour of 2:00 PM 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 6K1  
North Clairemont**

- Lots 2349 through 2405, Map 2944 together with Lake Forest Avenue, Ogalala Avenue, Moraga Avenue and Otomi Avenue
- Lots 2282 through 2313, Lots 2338 through 2346 Moraga Avenue, Moccasin Avenue, Lake Forest Avenue, Ogalala Avenue and Neosho Place
- Lots 2314 through 2337, Map 2944 together with Moraga Avenue, Neosho Place, and Ogalala Avenue
- Lots 2266 through 2281, 2347 and 2348, Map 2944 together with Lake Forest Avenue, Moccasin Avenue and Moraga Avenue
- Lots 2224 through 2265, Map 2944 together with Otomi Avenue, Ogalala Avenue, Moraga Avenue and Norwalk Avenue
- Lots 2202 through 2217, Map 2929 together with Lake Forest Avenue, Luna Avenue, and Moraga Avenue
- Lots 2187 through 2201, Map 2929 together with Luna Avenue, Moraga Avenue, and the unnamed alley
- Lots 2167 through 2186, Map 2929 together with Moraga Avenue, Luna Avenue, Pocahontas Avenue and the unnamed alley

- Lots 632 through 654, Map 3138 together with Otomi Avenue, Moccasin Avenue, Pocahontas Avenue and Luna Avenue
- Lots 605 through 631, Map 3138 together with Otomi Avenue, Moccasin Avenue, Moccasin Place, Pocahontas Avenue, Lakehurst Avenue, and Pocahontas Place
- Lots 64 through 103, Map 2943 together with Lakehurst Avenue, Pocahontas Court, Pocahontas Avenue, Coconino Way and Coconino Court
- Lots 48 through 62, Map 2943 together with Pocahontas Avenue, Coconino Avenue and Lakehurst Avenue
- Lots 1 through 47, Map 2943 together with Coconino Way, Lakehurst Avenue, Clairemont Drive and the unnamed alley
- Lots 3147 through 3171, Map 3008 together with Luna Avenue, Pocahontas Avenue, Lakehurst Avenue and Coconino Way
- Lots 3109 through 3146, Map 3008 together with Clairemont Mesa Boulevard, Clairemont Drive, Lakehurst Avenue, Coconino Way, Luna Avenue, the unnamed alley and the unnamed walkway
- Lots 3073 through 3066, Map 3008 together with Jemez Drive

**Residential Project Block 7T  
Allied Gardens**

- Lot 1370, Map 3218
- Lots 3 through 11, Map 5200 together with Princess View Court Parcels 1 and 2, Parcel Map 1055
- Lots 13 through 59, Portion of Lot 60, Lots 61 through 74, Map 5240 together with Princess View Place, Princess Way, Fontaine Street, Conestoga Way and Fontaine Place
- Lots 297 through 385, Map 5468 together with Fontaine Street, Linna Place, Hamlet Avenue, Viar Avenue, Margerum Avenue and the unnamed walkway
- Lots 233 through 292, 294, 295, and 296, Map 5468 together with Formal Court, Fontaine Street, Hamlet Avenue, Viar Avenue, Hamlet Court and the unnamed walkway
- Parcels 1 and 2, Parcel Map 7276 together with Formal Court
- Portion Lot 67, Ranch Mission Referees Partition, Superior Court Case 348
- Portions of Lot 70, Rancho Mission of San Diego, Superior Court Case 15191
- Lots 9 through 55, Lots 59 through 119, Map 5221 together with Red River Drive, Laramie Way, Lone Star Street and Saguaro Way
- Parcels 1 and 2, Parcel Map 18669 together with Laramie Way and Lone Star Street
- Lots 121 through 150, Map 5351 together with Laramie Way, Laramie Court and Saguaro Way
- Lots 9 and 10, Map 6522 together with Laramie Way
- Lot 1, Map 6943
- Parcel 1, Parcel Map 19530

- Lots 194 through 251, Map 5401 together with Lone Star Drive, Lone Star Street and Saguaro Way
- Lot 281, Map 5492

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 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: 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 the 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: MARA W. ELLIOTT, City Attorney

By   
Ryan P. Gerrity  
Deputy City Attorney

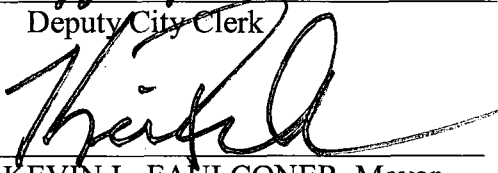
RPG:jls  
May 2, 2017  
Or.Dept:Transportation & Storm Water  
Doc. No.: 1494247

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JUL 11 2017.

ELIZABETH S. MALAND  
City Clerk

By   
Deputy City Clerk

Approved: 7/24/17  
(date)

  
KEVIN L. FAULCONER, Mayor

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_  
KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on JUL 11 2017, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Barbara Bry	<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"/>
Chris Ward	<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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
David Alvarez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Georgette Gomez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage JUL 25 2017

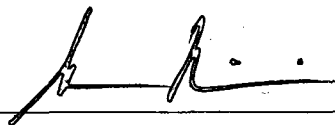
(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

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- 311233