

RESOLUTION NUMBER R- 311419

DATE OF FINAL PASSAGE NOV 20 2017

ITEM # 100A

11/14/17

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO AUTHORIZING THE RAILROAD RIGHT-OF-WAY LICENSE FROM THE SAN DIEGO METROPOLITAN TRANSIT SYSTEM FOR THE FALSE BAY SEWER PROJECT.

WHEREAS, on January 22, 1957, the City Council approved a License issued to the City by The Atchison, Topeka and Santa Fe Railway Company to construct and maintain two sewer pipes, an 8-inch sewer pipe and a 10-inch sewer pipe, in Tecolote Creek, by Resolution No. 137390 (Original License); and

WHEREAS, the San Diego Metropolitan Transit System (MTS) is the successor in interest to The Atchison, Topeka and Santa Fe Railway Company; and

WHEREAS, the portion of the False Bay Trunk Sewer Project within the Original License will consist of abandoning the existing 8-inch sewer pipe and realigning with a new 18-inch sewer pipe within a 30-inch steel encasement; and

WHEREAS, the existing 8-inch sewer pipe is an aging system and was scheduled for renewal in the future; and

WHEREAS, the San Diego Association of Governments' (SANDAG) Mid-Coast Transit Corridor trolley project is within this aging sewer system alignment, and SANDAG has requested a renewal of the sewer pipe now as a portion of their infrastructure project; and

WHEREAS, MTS desires to replace the Original License with a new proposed license for the construction and maintenance for the new 18-inch sewer pipe and the existing 10-inch sewer pipe (License); NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that the Mayor or his designee is authorized and directed to execute the Railroad Right-of-Way License between the

City of San Diego and the San Diego Metropolitan Transit System, on file in the Office of the City Clerk as Document No. RR- 311419

APPROVED: MARA W. ELLIOTT, City Attorney

By Hilda R. Mendoza
Hilda R. Mendoza
Deputy City Attorney

HRM:als
10/31/2017
Or.Dept:READ
Doc. No.: 1616040

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of NOV 14 2017

ELIZABETH S. MALAND
City Clerk

By City Clerk
Deputy City Clerk

Approved: 11/20/17
(date)

Kevin L. Faulconer
KEVIN L. FAULCONER, Mayor

Vetoed: _____
(date)

KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on NOV 14 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input 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 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"/>
Georgette Gomez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage NOV 20 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:

(Seal)

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

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

By *City Clerk*, Deputy

Office of the City Clerk, San Diego, California
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