

ORDINANCE NO. 9789 (NEW SERIES)

AN ORDINANCE ADDING SECTION 89.302
TO THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES
TO FORM AN UNDERGROUND UTILITY DISTRICT
FOR SOUTH SANTA FE AVENUE
UNDERGROUND UTILITY DISTRICT NO. 101

The Board of Supervisors of the County of San Diego ordains as follows:

Section 1. Section 89.302 is hereby added to the San Diego County Code of Regulatory Ordinances to read as follows:

Sec. 89.302 UNDERGROUND UTILITY DISTRICT NO. 101.

The following described portion of San Diego County, State of California, is hereby declared to be Underground Utility District No. 101 of the County of San Diego:

All those portions of Sections 32 and 33 in Township 11 South, Range 3 West and Section 4, Township 12 South, Range 3 West, San Bernardino Base and Meridian, in the County of San Diego, State of California, described as follows:

A strip of land of variable width lying between a line that is 50 feet Southwesterly of the proposed Southwesterly sideline and a line that is 50 feet Northeasterly of the proposed Northeasterly sideline of South Santa Fe Avenue, Road Survey 1874-2 (RS1874-2) as shown on Right-of-Way Maps thereof approved August 9, 2004 (2 sets, one of 8 sheets and one of 15 sheets), BOUNDED on the North by a line that is perpendicular to the centerline of South Santa Fe Avenue through Station 6+65.23 as shown on RS1874-2, AND BOUNDED on the South by a line that is perpendicular to said centerline through Station 108+49.22 as shown on RS1874-2 and by the Northeasterly boundary of Subdivision Map No. 6972 filed in said County Recorder's Office.

TOGETHER WITH that portion of the North San Diego County Development Board Right-of-Way (formerly A.T. & S.F. R/W) (hereinafter NCTD R/W), being a strip of land 100.00 feet in width, as shown on said RS 1874-2, BOUNDED on the North by a line perpendicular to the centerline of South Santa Fe Avenue as realigned and shown on RS1874-2, through Station 6+65.23, AND BOUNDED on the South by the centerline of Buena Creek as shown on RS1874-2.

TOGETHER WITH that portion lying Southwesterly of the Southwesterly line of said NCTD R/W, AND lying Northeasterly of a line that is parallel with and 50.00 feet Southwesterly of said Southwesterly line, BOUNDED on the North by a line that is perpendicular to the centerline of South Santa Fe Avenue as realigned and shown on RS1874-2, through Station 6+65.23, AND BOUNDED on the South by the Northerly line of Lot 17 of WOODLAND ACRES, according to Map thereof No. 2191 filed in said County Recorder's Office.

TOGETHER WITH a strip of land 160 feet wide lying 80 feet on each side of the centerline of Montgomery Drive as shown on RS1874-2, BOUNDED on the Northeast by a line that is perpendicular to said centerline through a point distant 160.00 feet Northeasterly of the centerline intersection of South Santa Fe Avenue and Montgomery Drive as shown on RS1874-2, measured along said centerline of Montgomery Drive, AND BOUNDED on the Southwest by the Northeasterly sideline of said South Santa Fe Avenue.

TOGETHER WITH a strip of land 100 feet wide, lying 30 feet Northerly and 70 feet Southerly of the Northerly sideline of Hannalei Drive (20-foot wide) as shown on WOODLAND ACRES, being also the R5128war_UUD101_2006-0060-A.doc 2 of 5 Northerly line of Lot 17, according to Map thereof No. 2191, BOUNDED on the East by the Easterly boundary of said Map 2191, AND BOUNDED on the West by a line perpendicular to the centerline of said Hannalei Drive, said line being distant 140.00 feet Westerly of the Westerly line of that portion of Lot 17 of said WOODLAND ACRES described in deed to the Vista Unified School District recorded September 20, 2002 as Document No. 2002-0809482 in the Office of the County Recorder of said County of San Diego.

TOGETHER WITH the Northeasterly 100 feet of said Lot 17 of Map 2191.

TOGETHER WITH that portion lying Northeasterly of a line that is parallel with and 50.00 feet Westerly and Southwesterly of the Westerly and Southwesterly sideline of Hannalei Drive as realigned and shown in said RS1874-2 (Sheet 7 of 8), AND lying Southwesterly of the Southwesterly sideline of South Santa Fe Avenue as realigned and shown on RS1874-2, BOUNDED on the North by a line perpendicular to the centerline of said Hannalei Drive through Station 6+29.46 (HD) as shown on RS1874-2, AND BOUNDED on the South by the Northerly sideline of Woodland Drive as realigned and shown on RS1874-2.

TOGETHER WITH a strip of land 160.00 feet wide, lying 80.00 feet on each side of the centerline of Woodland Drive as shown and realigned on RS1874-2, BOUNDED on the West by a line perpendicular to the centerline of said Woodland Drive through a point distant 200.00 feet Westerly of the centerline intersection of said Hannalei Drive and Woodland Drive as shown on RS1874-2, measured along said centerline of Woodland Drive, AND BOUNDED on the East by the Southwesterly sideline of said South Santa Fe Avenue as realigned and shown on RS1874-2.

TOGETHER WITH a strip of land 160.00 feet, lying 80.00 feet on each side of the centerline of Anna Lane as shown in Map 2191, BOUNDED on the South by a line that is perpendicular to said centerline through a point distant 200.00 feet Southerly of the centerline intersection of Anna Lane and Woodland Drive as shown in Map 2191, measured along said centerline of Anna

Lane, AND BOUNDED on the North by the Southerly sideline of Woodland Drive as shown in Map 2191.

TOGETHER WITH a strip of land 150.00 feet wide, lying 75.00 feet on each side of the centerline of York Drive as realigned and shown on RS1874-2, BOUNDED on the East by a line that is perpendicular to said centerline of York Drive through a point distant 400.00 feet Easterly of the centerline intersection of South Santa Fe Avenue and York Drive as shown on RS1874-2, measured along said centerline of York Drive, AND BOUNDED on the West by the Northeasterly sideline of South Santa Fe Avenue as shown on RS1874-2.

TOGETHER WITH that portion thereof lying Southerly and Westerly of a line that is 50 feet Northerly and Northeasterly of the Northerly and Northeasterly sideline of "Frontage Road" as shown on RS1874-2 R5128war_UUD101_2006-0060-A.doc 3 of 5 (Sheet 6 of 8) AND lying Northerly of the Northerly sideline of York Drive as realigned and shown on said Sheet 6, AND lying Northeasterly of the Northeasterly sideline of said South Santa Fe Avenue.

TOGETHER WITH that portion lying Southwesterly of a line that is 50 feet Northeasterly of the Northeasterly sideline of said NCTD R/W and lying Northeasterly of the Northeasterly sideline of said NCTD R/W, BOUNDED on the Northwest by the centerline of York Drive as realigned and shown on said RS 1874-2, AND BOUNDED on the Southeast by the centerline of Buena Creek Road, RS 2363 as shown on said RS 1874-2 (sheet 15 of 15).

TOGETHER WITH a strip of land 150 feet wide, 75 feet on each side of the centerline of Robelini Drive as it runs Southwesterly from the centerline of South Santa Fe Avenue, and continuing Westerly and Northwesterly along the centerline of El Valle Opulento as shown in said RS 1874-2, said strip being BOUNDED on the Northwest by a line that is at right angles to said centerline through Station 15+86.96 of Robelini Drive as shown on RS1874-2 (Sheet 10 of 15), AND BOUNDED in the Northeast by the centerline of said South Santa Fe Avenue as realigned and shown on RS1874-2.

TOGETHER WITH that portion lying between a line that is 50 feet Northwesterly of the Northwesterly sideline of Sycamore Avenue (RS2363) and 50 feet Southeasterly of the Southeasterly sideline of said Sycamore Avenue as shown on said RS 1874-2 (sheets 4 and 11 of 15) and BOUNDED on the Southwest by a line that is perpendicular with the centerline of Sycamore Avenue through Station 6+50.00 of Sycamore Avenue as shown on RS1874-2, AND BOUNDED on the Northeast by the Southwesterly sideline of South Santa Fe Avenue as realigned and shown on RS1874-2.

TOGETHER WITH a strip of land 200.00 feet wide, lying 100.00 feet on each side of the centerline of Buena Creek Road as realigned and shown on RS1874-2 (Sheet 15 of 15), BOUNDED on the Northeast by a line that is perpendicular to said centerline through Station 24+50.00 as shown on RS1874-2, AND BOUNDED on the Southwest by the Northeasterly sideline of South Sante Fe Avenue as realigned and shown on RS1874-2.

TOGETHER WITH that portion lying between lines that are 50 feet Northerly and Southerly of the Northerly and Southerly sidelines of Palmyra Drive as shown on Sheet 5 of 15 on said RS 1874-2, BOUNDED on the West by a line that is perpendicular to the centerline of Palmyra Drive through a point distant 150.00 feet Westerly of the centerline intersection of Palmyra Drive and South Santa Fe Avenue, measured along said centerline of Palmyra Drive, AND BOUNDED on the East by a line that is perpendicular to the centerline of Palmyra Drive through a point distant 150.00 feet Easterly of the R5128war_UUD101_2006-0060-A.doc 4 of 5 centerline intersection of Palmyra Drive and South Santa Fe Avenue, measured along said centerline of Palmyra Drive, as shown on RS1874-2.

TOGETHER WITH a strip of land 150 feet wide, 75 feet on each side of the centerline of Azalea Drive as shown on RS1874-2 (Sheet 6 of 15), BOUNDED on the West by a line that is perpendicular to the centerline of Azalea Drive through a point distant 150.00 feet Westerly of the centerline intersection of Azalea Drive and South Santa Fe Avenue, AND BOUNDED on the East by the Westerly sideline of South Santa Fe Avenue as shown on RS1874-2.

TOGETHER WITH that portion lying within a strip of land 150.00 feet wide, 75.00 feet on each side of the new centerline of Poinsettia Avenue (RS2365) which runs Northwesterly from the centerline Station 94+15.74 of South Santa Fe Avenue as realigned and shown on RS1874-2 (Sheet 13 of 15), to the centerline of Poinsettia Avenue as shown on Map No. 1963 filed in said County Recorder's Office, BOUNDED on the West by the centerline of Poinsettia Avenue according to said Map 1963, AND BOUNDED on the East by the Westerly sideline of said South Santa Fe Avenue.

TOGETHER WITH that portion lying within a strip of land 150.00 feet wide, 75.00 feet on each side of the centerline of Poinsettia Avenue as realigned and shown on RS1874-2, which runs Northeasterly from Station 14+50.00, and continuing Northeasterly and Westerly to Station 9+41.92 according to RS1874-2 (Sheet 13 of 15), BOUNDED on the South by a line that is perpendicular to said centerline through Station 14+50.00, AND BOUNDED on the Northwest by a line that is perpendicular to said centerline through Station 9+41.92.

TOGETHER WITH that portion lying Easterly of the Easterly sideline of South Santa Fe Avenue, as realigned and shown on RS1874-2, AND lying Westerly of a line that is parallel with and 100.00 feet Easterly of the centerline of NCTD R/W according to Subdivision Map No. 2056 (Sheet 5) filed in said County Recorder's Office, BOUNDED on the North by a line that runs Easterly, at right angles to the centerline of said South Santa Fe Avenue from Station 78+00.00 to the Westerly sideline of NCTD R/W and continues Southeasterly at right angles to the centerline of NCTD R/W, to said parallel line, AND BOUNDED on the South by a line that runs Easterly, at right angles to the centerline of South Santa Fe Avenue from Station 86+00.00 to the Westerly sideline of NCTD R/W and continues Northeasterly at right angles to the centerline of said NCTD R/W, to said parallel line.

TOGETHER WITH that portion lying within a strip of land 140.00 feet wide, 70.00 feet on each side of the centerline of Smilax Road as realigned and shown on RS1874-2 (Sheet 14 of 15), BOUNDED on the Southwest by the Southerly line of Block 96 of RANCHO LOS

VALLECITOS DE SAN MARCOS, according to Map thereof No. 806 on file in said Office of the County Recorder, AND BOUNDED on the Northeast by the Southwesterly sideline of South Santa Fe Avenue as realigned and shown on RS1874-2.

The Board of Supervisors shall by subsequent resolution set the dates by which all affected property owners shall be ready to receive underground utility service and by which the utility or utilities must remove all poles, overhead wires and associated overhead structures and make the necessary underground installation of wires and facilities for supplying electric, communication or similar or associated service within Underground Utility District No. 101 and notice of the adoption of such subsequent resolution shall be given by the Clerk of the Board of Supervisors in the manner provided in Section 89.107(a) and (b) of this Division.

Section 2. It is the finding of the Board of Supervisors of San Diego County that the public health, safety and welfare require the removal of poles, overhead wires and associated structures, and the underground installation of wires and facilities for supplying electric, communication or similar or associated service within Underground Utility District No.101. The Board of Supervisors further finds that Underground Utility District No.101, herein created, is in the general public interest because that portion of South Santa Fe Avenue, from Montgomery Drive to Bosstick Boulevard, within Underground Utility District No. 101, carries a heavy volume of traffic, and has a heavy concentration of overhead lines.

Section 3. This ordinance shall take effect and be in force thirty (30) days after the date of its passage, and before the expiration of fifteen (15) days after its passage it shall be published once, with the names of the members voting for and against the same in San Diego Commerce, a

newspaper of general circulation published in the County of San Diego.

PASSED, APPROVED AND ADOPTED this 19th day of July 2006

CCSF, 84.27, 4/77