

ORDINANCE NO. _____ .9941 (NEW SERIES)

AN ORDINANCE ADDING SECTION 89.311
TO THE SAN DIEGO COUNTY CODE
TO FORM AN UNDERGROUND UTILITY DISTRICT
ON SPRING STREET,
UNDERGROUND UTILITY DISTRICT NO. 110

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

Section 1. Section 89.311 is hereby added to the San Diego County Code of Regulatory Ordinances to read as follows:

Sec. 89.311 UNDERGROUND UTILITY DISTRICT NO. 110.

The following described portion of San Diego County, State of California, is hereby declared to be Underground Utility District No. 110 of the County of San Diego:

Those portions of Section 3 and Section 4 of Township 17 South, Range 1 East, San Bernardino Base and Meridian, in the County of San Diego, State of California, according to official plat thereof, being a strip of land 100.00 feet wide, the sidelines of said strip being parallel to and lying 50.00 feet on each side of the following described centerline:

BEGINNING at a point on the East-West Centerline of said Section 4, Township 17 South, Range 1 East, lying South 86°27'04" West (South 86°42'43" West per Record of Survey No. 4192, filed February 14, 1957 in the Office of the County Recorder of San Diego County) 100.00 feet from the West Quarter Corner of Said Section 3, Township 17 South, Range 1 East, said Corner is delineated as Engineer's Station 0+00 on Road Survey No. 659, dated May 1937 (R.S. 659, known as Olive Vista Drive, 40.00 feet wide, 20.00 foot half width), a copy of which is on file in the Office of the County Engineer of said County; thence along the East-West Centerline of said Section 4, North 86°27'04" East, 100.00 feet to said West Quarter Corner of Section 3, thence along the Centerline of said Olive Vista Drive, North 86°27'04" East (North 86°03'45" East per R.S. 659), a distance of 2911.47 feet to the center of said Section 3; thence continuing along the centerline of said Olive Vista Drive North 86°26'58" East, 1617.37 feet to the Easterly line of that land described in Final Order of Condemnation in favor of Jamul-Dulzura Union School District recorded July 2, 1992 as Document No. 1992-0418170 in the Office of said County Recorder, said line also being the **POINT OF TERMINUS**.

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. 110 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 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 110. The Board of Supervisors further finds that Underground Utility District No.110, herein created, is in the general public interest because that portion of Spring Street, from Spring Gardens Road to Broadway, within Underground Utility District No. 110, carries a heavy volume of vehicular traffic and is extensively used for vehicular and pedestrian traffic.

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 the San Diego Commerce, a newspaper of general circulation published in the County of San Diego.

PASSED, APPROVED AND ADOPTED by the Board of Supervisors of the County of San Diego this 24th day of June, 2008.