

GARDEN GROVE CITY COUNCIL

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE
ESTABLISHING UNDERGROUND UTILITY DISTRICT NO. 26 UNDER CALIFORNIA
PUBLIC UTILITIES COMMISSION RULE 20-A AND TITLE 11-CHAPTER 11.24 OF THE
GARDEN GROVE MUNICIPAL CODE

WHEREAS, a Public Hearing was set for Tuesday, July 25, 2017, at 6:30 p.m. in the Community Meeting Center, Garden Grove, California, to ascertain whether public necessity, health, safety or welfare requires the removal and underground of poles, overhead wires, and facilities for supplying electric, communication, or associated services, within the area of road right-of-way on Magnolia Street between Garden Grove Boulevard and Orangewood Avenue, as identified on the map entitled "Proposed Underground Utility District No. 26", attached hereto as Exhibit "A";

WHEREAS, it has been recommended that such an underground utility district, hereafter called "District", be formed within the area of road right-of-way on Magnolia Street between Garden Grove Boulevard and Orangewood Avenue, as identified in Exhibit "A"; and

WHEREAS, a Public Hearing was duly and regularly held on July 25, 2017, in the Council Chamber of the Community Meeting Center, Garden Grove, California, and all persons interested were given an opportunity to be heard.

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of Garden Grove:

1. Hereby finds that the public necessity, health, safety, or welfare requires the removal and underground of poles, overhead wires, and facilities for supplying electric, telephone, cable communication, and associated services within the District.
2. Hereby authorizes Underground Utility District funds to be used as provided under California Public Utilities Commission Rule 20-A.
3. Hereby declares the above-referenced property, as shown on the map entitled "Proposed Underground Utility District No. 26" and attached hereto as Exhibit "A," is designated as Underground Utility District No. 26.
4. Hereby orders that the above-referenced utility facilities be removed and installed underground.
5. Hereby orders that each utility which undertakes underground installation of its facilities shall use the underground conversion allocation, computed pursuant to decisions of the Public Utilities Commission of the State of

California, for the purpose of providing to each property premises in the District requiring it, a maximum of one hundred (100) feet of individual service trenching and conductors, as well as conduit, backfill and paving, if required. Each property owner in the District shall be responsible for the maintenance of the conduit and termination box located on, under, or within any structure on the premises served.

6. Hereby orders that all above-referenced removal and underground installation of utilities shall be accomplished by December 30, 2020, and that affected property owners shall be ready by such date to receive underground service of the affected utilities.

7. Hereby directs the City Clerk to notify all affected utilities and all affected persons owning real property within the District of the adoption of this Resolution within ten (10) days after the date of such adoption. The City Clerk shall further notify said property owners that the City will contract to provide all necessary facility changes on their premises so as to receive electric, communication, or other similar or associated service from the lines of the supplying utility or utilities on file with the Public Utilities Commission of the State of California. The property owner/tenants shall cooperate with the City's contractor and the cost of the conversions shall be per the terms stated above. Such notification by the City Clerk shall be made by mailing a copy of this Resolution and a copy of Chapter 24 of Title 11 of the City's Municipal Code to affected property owners as such are shown on the last equalized assessment roll and to the affected utilities.