

TOWN OF SAN ANSELMO

RESOLUTION NO. 3068

A RESOLUTION ESTABLISHING UNDERGROUND DISTRICT NO. 5  
LOCATED ALONG SIR FRANCIS DRAKE BOULEVARD FROM BRIDGE STREET  
WEST TO A POINT APPROXIMATELY 300 FEET EAST OF SAIS AVENUE

BE IT RESOLVED By the Council of the Town of San Anselmo as follows:

WHEREAS, a public hearing was called for Tuesday, October 25, 1988, at the hour of 8:00 PM in the Council Chambers in the Town Hall, San Anselmo, California, to ascertain whether the public necessity, health, safety or welfare, required the removal of poles, overhead wires and associated overhead structures, and the associated underground installation of wires and facilities for supplying electric, communication or similar or associated service, within that certain area of the Town described as follows: Sir Francis Drake Boulevard from Bridge Street to 300 feet East of Sais Avenue; and

WHEREAS, notice of such hearing was given to all affected property owners as shown on the last equalized assessment roll and to all affected utilities, in the manner and for the time required by law; and

WHEREAS, such hearing was duly held, and all interested persons were given an opportunity to be heard; and

WHEREAS, the Council determined after hearing on the subject that the Underground Utility District herein created is in the general public interest for the following reasons:

- 1) The undergrounding to be accomplished will avoid or eliminate an unusually heavy concentration of overhead distribution facilities.
- 2) The streets, roads or rights of way in the District are extensively used by the general public and carry a heavy volume of pedestrian and vehicular traffic.
- 3) The said streets, roads or rights of way adjoin or pass through a civic area.
- 4) The undergrounding to be accomplished will result in increased safety for pedestrian and vehicular traffic.

NOW, THEREFORE, BE IT RESLOVED by the Council and the Town of San Anselmo that, pursuant to Ordinance No. 899 of the Town of San Anselmo, the above described area is hereby declared an Underground Utility District, and is designated as Underground Utility District No. 5 of the Town of San Anselmo. Attached hereto, marked Exhibit "A", and hereby incorporated as a part of this resolution, is a map delineating the boundaries of said District:

RESOLVED, FURTHER, that the Council does hereby fix October 1, 1989 as the date on which affected property owners must be ready to receive underground service.

RESOLVED, FURTHER, that the Council does hereby order the removal of all poles, overhead wires and associated overhead structures and the underground installation of wires and facilities for supplying electric, communication or similar or associated service within Underground Utility District No. 5 on or before July 1, 1990, excluding any extensions which may be granted for good reason by the Council;

RESOLVED, FURTHER, that the 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 in Underground Utility District No. 5 which requires it, a maximum of one hundred feet of individual electric service trenching and conductor (as well as backfill, paving, and conduit, if required) to assist in the undergrounding of service.

Each other serving utility will provide service trenching and conductor in accord with its tariffs on file with the California Public Utilities Commission or as required by its Franchise Agreement with the Town.

RESOLVED, FURTHER, Each property owner in Underground Utility District No. 5 shall be responsible for the installation and maintenance of the conduit and termination box located on, under or within any structure on the property served and any associated trenching and conductors (as well as backfill, paving and conduit if required) beyond the initial one hundred feet as described above.

RESOLVED FURTHER, that the Town Clerk is hereby instructed to notify all affected utilities and all persons owning real property within Underground Utility District No. 5 of the adoption of this resolution within ten (10) days after the date of such adoption. Said Town Clerk shall further notify said property owners of the necessity that, if they or any person occupying such property desire to continue to receive electric, communication or other similar or associated service, they or such occupant shall, by the date fixed in this resolution, provide all necessary facility changes on their premises so as to

receive such service from the lines of the supplying utility or utilities at a new location, subject to applicable rules, regulations and tariffs of the respective utility or utilities on file with the Public Utilities Commission of the State of California. Such notification shall be made by mailing a copy of this resolution together with a copy of said Ordinance No. 899, to affected property owners as such are shown on the last equalized assessment roll and to the affected utilities.

The foregoing Resolution was adopted and passed at a regular meeting of the Town Council of the Town of San Anselmo held on October 25, 1988, by the following vote:

AYES: Chignell, Colteaux, Walsh, Zaharoff, Sharp

NOES: (none)

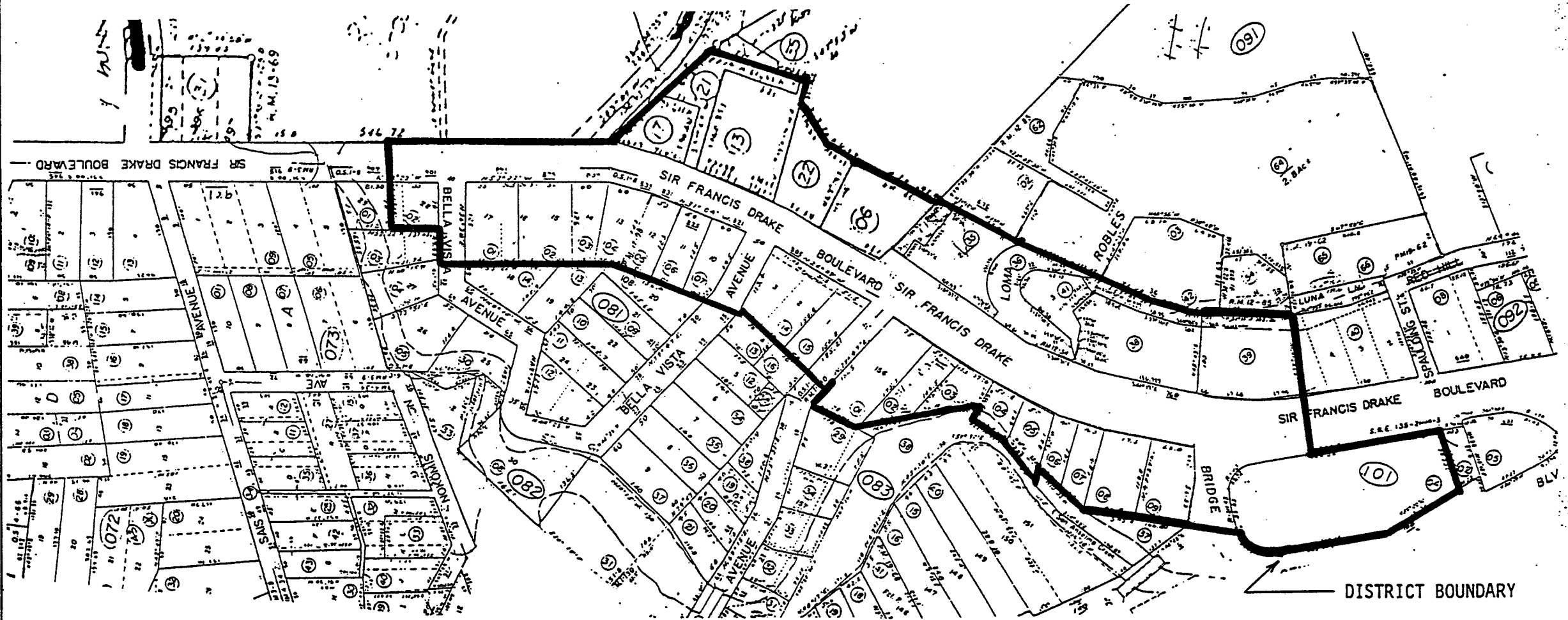
ABSENT: (none)

ATTEST:

*Caroline Foster*  
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Caroline Foster, Town Clerk

# EXHIBIT "A"

## UNDERGROUND DISTRICT NO. 5



TOWN OF SAN ANSELMO  
DEPARTMENT OF PUBLIC WORKS