

RESOLUTION NO. _____

BOARD OF SUPERVISORS, COUNTY OF SAN MATEO, STATE OF CALIFORNIA

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**RESOLUTION ESTABLISHING THE MIDDLEFIELD ROAD UNDERGROUND
UTILITY DISTRICT (PHASE III) ON MIDDLEFIELD ROAD
FROM MACARTHUR AVENUE TO FLYNN AVENUE**

RESOLVED, by the Board of Supervisors of the County of San Mateo, State of California, that

WHEREAS, this Board of Supervisors is authorized to form an Underground Utility District after holding a public hearing in accordance with the provisions of Section 4.40.030, Chapter 4.40, Title 4 of the San Mateo County Ordinance Code; and

WHEREAS, the City of Redwood City (City) has established an underground utility district on Middlefield Road from Main Street to MacArthur Avenue, hereinafter referred to as “City Project”; and

WHEREAS, the City will design and construct underground utility facilities on Middlefield Road from Main Street to MacArthur Avenue; and

WHEREAS, there are two segments of Middlefield Road from MacArthur Avenue to Flynn Avenue in which half of the roadway and the adjacent properties are within the County; and

WHEREAS, the City has agreed to incorporate the County portions of Middlefield Road (MacArthur Avenue to Flynn Avenue) in their project to underground

the utilities and construct street improvements; and

WHEREAS, this Board of Supervisors did, on September 10, 2013, adopt Resolution No. 072799 calling for a Public Hearing to determine whether the public necessity, health, safety or welfare requires the formation of the Middlefield Road Underground Utility District (Phase III) from MacArthur Avenue to Flynn Avenue, said hearing to be held on **Tuesday, October 22, 2013, at 9:00 a.m., in the Chambers of the Board of Supervisors in the Hall of Justice and Records, Redwood City, California**, for the removal of poles, overhead wires and associated overhead structures, and the underground installation of wires and facilities for supplying electric, communication, or similar or associated service, said District being shown on the certain plat entitled "Proposed Middlefield Road Underground Utility District (Phase III) in the Redwood City Area" in Exhibit A and described in Exhibit B, attached hereto; and

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

WHEREAS, such hearing has been duly and regularly held and all persons interested have been given an opportunity to be heard; and

WHEREAS, the public interest, convenience and necessity will be served thereby:

NOW THEREFORE, IT IS HEREBY DETERMINED AND ORDERED that:

1. The establishment of the Underground Utility District on a portion of Middlefield Road from MacArthur Avenue to Flynn Avenue, within a certain portion of Unincorporated Redwood City (North Fair Oaks area), is in the general public interest for each and all of the following reasons:
 - A. The undergrounding of electric, communication or similar, and associated facilities, to be accomplished as a result of the formation of the Middlefield Road Underground Utility District (Phase III) and pursuant to Section 4.40.030, Chapter 4.40, Title 4 of the San Mateo County Ordinance Code, an Ordinance of the County of San Mateo establishing regulations and procedures for the removal of overhead utility facilities and the installation of underground facilities in the Underground Utility District, will avoid or eliminate an unusually heavy concentration of overhead electric, communication or similar, or associated distribution facilities.
 - B. The street right-of-way in the Middlefield Road Underground Utility District (Phase III) is extensively used by the general public and carries pedestrian and vehicular traffic.
2. That the public necessity, health, safety, and welfare require the establishment of the Underground Utility District pursuant to said Ordinance which Underground Utility District shall be within a certain portion of unincorporated

Redwood City as more particularly shown on the certain plat entitled "Proposed Middlefield Road Underground Utility District (Phase III) in the Redwood City Area," which Underground Utility District shall be, and is hereby, established in the area described herein and as shown on said map, which Underground Utility District shall be designated "Middlefield Road Underground Utility District (Phase III) in the Redwood City Area" as shown in Exhibit A and described in Exhibit B, attached hereto.

3. That the public necessity, 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 in the Underground Utility District hereinabove described.
4. That July 31, 2014 is hereby affixed as the date by which all affected property owners within said areas must be ready to receive underground utility services, unless the County shall, at a later date, reduce or extend the time herein provided. The County 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 the Middlefield Road Underground Utility District (Phase III) in the Unincorporated Redwood City Area by December 31, 2017, unless the County shall, at a later date, reduce or extend said time.

5. Should the County reduce the time established in Section 4 hereof within which the affected property owners and the utility companies are to be ready to receive or complete the installation of underground utility services, the property owners and utilities affected by said reduction of time shall be given supplemental notice of the date prior to which the property owners are to be ready and the utility companies are to have completed the underground services, at least ninety (90) days in advance of said date. Should the County extend the time for the property owners or utilities to be ready to receive, or to complete, the underground facilities, the affected property owners and utilities shall be notified of the date to which the time has been extended at least sixty (60) days prior to the date fixed in Section 4 hereof.
6. The electric utility undertaking underground installation of its facilities shall use the underground conversion allocation computed pursuant to decisions of the Public Utilities Commission in the State of California for the purpose of providing to each premises in the district requiring it, and installation of the conduit and termination box located on, under, or within any structure on the premises served. Each property owner in this district shall be responsible for the maintenance of said conduit and termination box located on, under, or within any structure on the premises served.
7. That the Director of Public Works will hereby cause notification to be given to all affected utilities and all persons owning real property within the Middlefield Road Underground Utility District (Phase III) in the Unincorporated Redwood

City area of the established by the adoption of this Resolution, within ten (10) days after the date of such adoption.

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EXHIBIT "A"

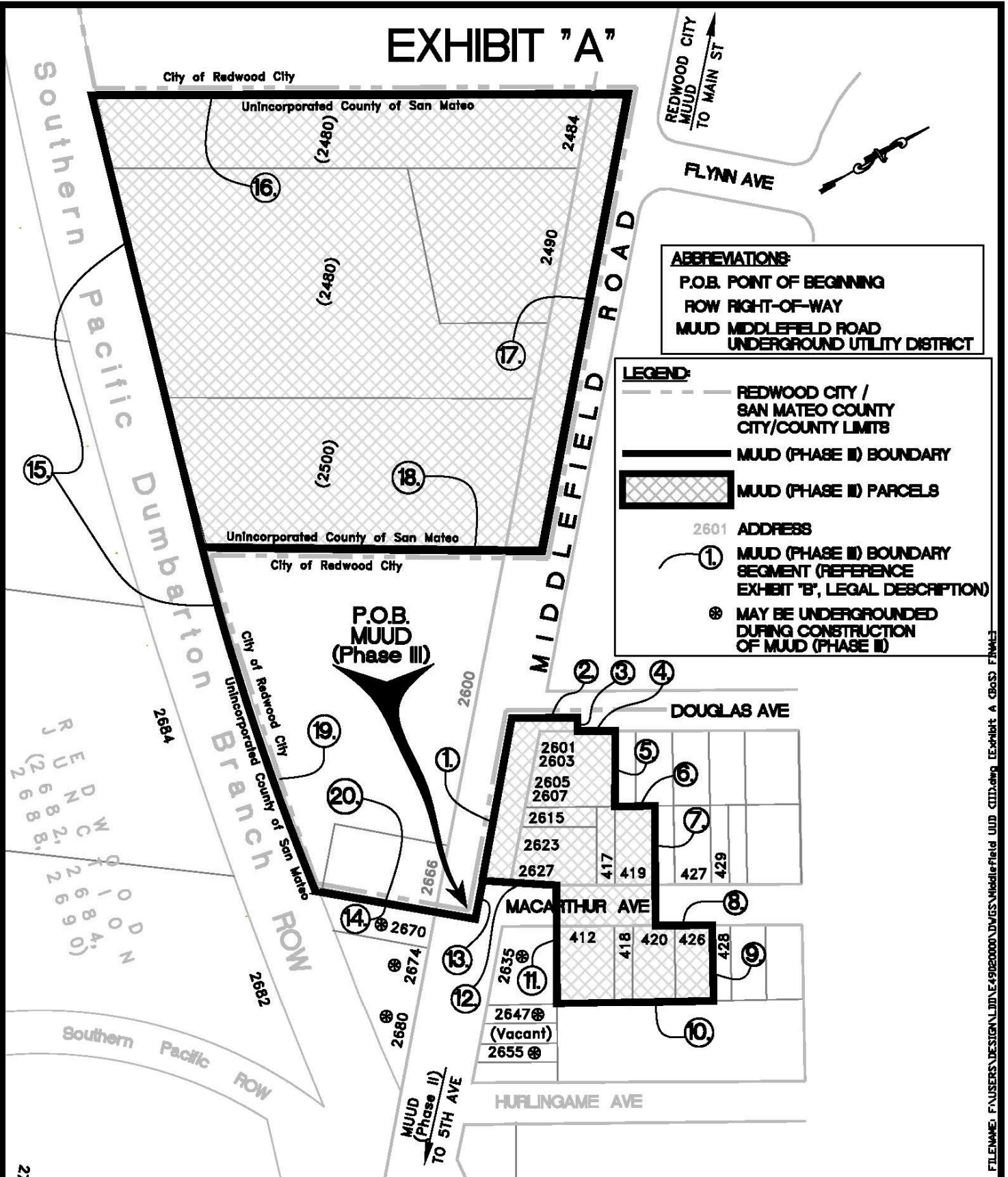


EXHIBIT B

PROPOSED BOUNDARY FOR THE MIDDLEFIELD ROAD UNDERGROUND UTILITY DISTRICT (PHASE III) (FLYNN AVENUE TO MACARTHUR AVENUE)

BEGINNING AT A COUNTY STANDARD MONUMENT AT AN ANGLE POINT ON THE CENTERLINE IN THE RIGHT-OF-WAY OF MIDDLEFIELD ROAD, WHICH ANGLE POINT IS ALSO LOCATED NEAR THE INTERSECTION OF MIDDLEFIELD ROAD AND MACARTHUR AVENUE AND ON THE CORPORATE LIMITS OF THE CITY OF REDWOOD CITY, AS SHOWN ON THE MAP ENTITLED "FALK INDUSTRIAL TRACT " FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN MATEO COUNTY, STATE OF CALIFORNIA ON JUNE 3, 1968 IN VOLUME 67 OF MAPS AT PAGE 51 AND THE MAP FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN MATEO COUNTY, STATE OF CALIFORNIA ON AUGUST 5, 1986 IN VOLUME 57 OF PARCEL MAPS AT PAGES 76-78;

1. THENCE NORTH 51° 04' 06" WEST 265.54 FEET MORE OR LESS ALONG SAID CORPORATE CITY LIMIT LINE TO AN ANGLE POINT IN SAID CORPORATE CITY LIMIT LINE, AS SHOWN ON SAID FIRST MENTIONED MAP;
2. THENCE NORTHEASTERLY 91 FEET MORE OR LESS ALONG SAID CORPORATE CITY LIMIT LINE AND THE CENTERLINE OF DOUGLAS AVENUE, AS SHOWN ON SAID FIRST MENTIONED MAP;
3. THENCE LEAVING SAID CORPORATE CITY LIMIT LINE SOUTHEAST 25 FEET ON A LINE PERPENDICULAR TO THE PREVIOUS COURSE TO THE EASTERLY RIGHT-OF-WAY LINE OF DOUGLAS AVENUE (FORMERLY REDWOOD AVENUE) AND A POINT ON THE WESTERLY LINE OF LOT 11, BLOCK 4, AS SHOWN ON THE MAP ENTITLED "PLAT OF DUMBARTON" FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN MATEO COUNTY, STATE OF CALIFORNIA ON AUGUST 10, 1907 IN VOLUME 5 OF MAPS AT PAGE 32;
4. THENCE NORTHEASTERLY 50 FEET MORE OR LESS ALONG SAID EASTERLY RIGHT-OF-WAY LINE TO THE NORTHWESTERLY CORNER OF LOT 10, BLOCK 4, AS SHOWN ON SAID LAST MENTIONED MAP;
5. THENCE SOUTHEASTERLY 100 FEET ALONG THE NORTHERLY LINE TO THE NORTHEASTERLY CORNER OF SAID LOT 10, AS SHOWN ON SAID LAST MENTIONED MAP;
6. THENCE NORTHEASTERLY 50 FEET ALONG THE WESTERLY LINES OF LOTS 20 AND 21, BLOCK 4, TO THE NORTHWESTERLY CORNER OF SAID LOT 21, AS SHOWN ON SAID LAST MENTIONED MAP;
7. THENCE SOUTHEASTERLY 150 FEET ALONG THE NORTHERLY LINE OF SAID LOT 21, AS SHOWN ON SAID MAP, AND ITS SOUTHEASTERLY PROLONGATION TO THE NORTHWESTERLY CORNER OF LOT 8, BLOCK 5, AS SHOWN ON SAID LAST MENTIONED MAP;
8. THENCE NORTHEASTERLY 75 FEET ALONG THE WESTERLY LINES OF LOTS 7 THRU 5, BLOCK 5, TO THE NORTHWESTERLY CORNER OF SAID LOT 5, AS SHOWN ON SAID LAST MENTIONED MAP;
9. THENCE SOUTHEASTERLY 100 FEET ALONG THE NORTHERLY LINE OF SAID LOT 5, TO ITS SOUTHEASTERLY CORNER, AS SHOWN ON SAID LAST MENTIONED MAP;
10. THENCE SOUTHWESTERLY 200 FEET ALONG THE EASTERLY LINES OF LOTS 5 THRU 12 IN SAID BLOCK 5, AS SHOWN ON SAID LAST MENTIONED MAP, TO THE SOUTHEASTERLY CORNER OF SAID LOT 12;
11. THENCE NORTHWESTERLY 150 FEET MORE OR LESS ALONG THE NORTHERLY LINES OF LOTS 13 THRU 16 IN SAID BLOCK 5, AS SHOWN ON SAID LAST MENTIONED MAP, AND ITS NORTHWESTERLY PROLONGATION TO THE WESTERLY RIGHT-OF-WAY LINE OF MACARTHUR AVENUE (FORMERLY BERESFORD AVENUE) AND A POINT ON THE EASTERLY LINE OF LOT 18, IN BLOCK 4, AS SHOWN ON SAID LAST MENTIONED MAP;
12. THENCE SOUTHWESTERLY 73.5 FEET MORE OR LESS ALONG THE EASTERLY LINE OF SAID

LOT 18, AS SHOWN ON SAID LAST MENTIONED MAP, TO THE SOUTHEASTERLY CORNER OF SAID LOT 18, SAID CORNER ALSO BEING ON THE NORTHERLY RIGHT-OF-WAY LINE OF MIDDLEFIELD ROAD, AND CONTINUING ON 43 FEET MORE OR LESS ALONG SAID NORTHEASTERLY PROLONGATION TO AN POINT IN THE CORPORATE CITY LIMIT LINE, AS SHOWN ON THE MAP ENTITLED "FALK INDUSTRIAL TRACT " FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN MATEO COUNTY, STATE OF CALIFORNIA ON JUNE 3, 1968 IN VOLUME 67 OF MAPS AT PAGE 51;

13. THENCE SOUTHEASTERLY 36 FEET MORE OR LESS ALONG SAID CORPORATE CITY LIMIT LINE TO THE POINT OF BEGINNING, AS SHOWN ON SAID FIRST MENTIONED MAP;

14. THENCE SOUTHWESTERLY 197.29 FEET MORE OR LESS ALONG SAID CORPORATE CITY LIMIT LINE, TO THE SOUTHEASTERLY CORNER OF LOT 1, AS SHOWN ON SAID FIRST MENTIONED MAP;

15. THENCE SOUTHWESTERLY 1,070 FEET MORE OR LESS ALONG SAID NORTHERLY RIGHT-OF-WAY LINE AND AN ARC CURVE TO THE RIGHT HAVING A RADIUS OF 5679.60 FEET TO THE SOUTHWESTERLY CORNER OF A PARCEL OF LAND IDENTIFIED AS "LANDS OF GOINES 54-111-110", AS SHOWN ON SAID SECOND FIRST MENTIONED PARCEL MAP, WHICH SOUTHWESTERLY CORNER IS ALSO AN ANGLE POINT IN THE CORPORATE LIMITS OF THE CITY OF REDWOOD CITY AND THE SOUTHEASTERLY CORNER OF PARCEL A, AS SHOWN ON THE MAP FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN MATEO COUNTY ON FEBRUARY 27, 1987 IN VOLUME 58 OF PARCEL MAPS AT PAGE 73;

16. THENCE NORTHEASTERLY 626 FEET MORE OR LESS ALONG SAID CORPORATE CITY LIMIT LINE TO THE NORTHEASTERLY CORNER OF SAID PARCEL A, AS SHOWN ON SAID LAST MENTIONED PARCEL MAP, AND CONTINUING 50.38 FEET MORE OR LESS ALONG SAID CORPORATE CITY LIMIT'S NORTHEASTERLY PROLONGATION TO AN ANGLE POINT IN THE CORPORATE CITY LIMIT LINE;

17. THENCE SOUTHEASTERLY 605 FEET MORE OR LESS ALONG SAID CORPORATE CITY LIMIT LINE, A LINE PARALLEL TO THE SOUTHERLY RIGHT-OF-WAY LINE OF MIDDLEFIELD ROAD, TO AN ANGLE POINT IN THE CORPORATE CITY LIMIT LINE AND THE INTERSECTION THEREOF WITH THE NORTHEASTERLY PROLONGATION OF THE WESTERLY LINE OF LOT 2, AS SHOWN ON THE FIRST MENTIONED MAP;

18. THENCE SOUTHWESTERLY 426 FEET MORE OR LESS ALONG SAID CORPORATE CITY LIMIT LINE TO THE SOUTHWESTERLY CORNER OF LOT 1 AND A POINT IN THE NORTHERLY RIGHT-OF-WAY LINE OF THE SOUTHERN PACIFIC COMPANY, AS SHOWN ON SAID FIRST MENTIONED MAP, WHICH POINT IS THE BEGINNING OF A NON-TANGENT CURVE, CONCAVE NORTHERLY WITH A RADIAL BEARING OF NORTH $12^{\circ}06'06''$ EAST AND A RADIUS OF 5679.60 FEET;

19. THENCE SOUTHEASTERLY 443 FEET MORE OR LESS ALONG SAID NORTHERLY RIGHT-OF-WAY LINE AND AN ARC CURVE TO THE LEFT HAVING A RADIUS OF 5679.60 FEET TO THE SOUTHEASTERLY CORNER OF SAID LOT 1, AS SHOWN ON SAID FIRST MENTIONED MAP AND THE FIRST MENTIONED PARCEL MAP ;

20. THENCE NORTHEASTERLY 197.29 FEET MORE OR LESS ALONG THE MOST EASTERLY LINE OF LOT 1, AND CONTINUING ALONG THE MOST EASTERLY LINE OF LOT 6 AND ITS NORTHEASTERLY PROLONGATION, TO THE POINT OF BEGINNING, AS SHOWN ON SAID FIRST MENTIONED MAP.

A PLAT SHOWING THE ABOVE DESCRIBED LANDS IS ATTACHED HERETO AND MADE A PART HEREOF AS "EXHIBIT A".

BASIS OF BEARINGS: THE BASIS OF ALL BEARINGS MENTIONED ARE DERIVED FROM THE MAP ON WHICH THEY ARE SHOWN AND REFERENCED IN THIS LEGAL DESCRIPTION.