

RESOLUTION NO. 2014-07

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS ALTOS
EXTENDING THE DATE SET FOR THE CITY'S USE OF THE
UNDERGROUNDING PORTION OF THE FIRST STREET UNDERGROUND
UTILITY DISTRICT ON FIRST STREET BETWEEN MAIN STREET AND
SAN ANTONIO ROAD AND EXTENDING THE TIME FOR REMOVAL OF
POLES, OVERHEAD WIRES, AND ASSOCIATED OVERHEAD STRUCTURES
WITHIN SAID DISTRICT**

WHEREAS, the City Council of the City of Los Altos ("City") hereby acknowledges that this action is categorically exempt from CEQA pursuant to Section 15302(d) of the Guidelines which exempts replacement or reconstruction of existing structures or facilities with new structures located on the same site as the structure to be replaced and has substantially the same purpose and capacity; and

WHEREAS, Pacific Gas & Electric required that an underground utility district be formed on First Street between Main Street and San Antonio Road; and

WHEREAS, Ordinance No. 67-12, adopted March 21, 1967, establishes procedures for the formation of an underground utility district, which has been followed; and

WHEREAS, Ordinance No. 67-12 further establishes regulations and procedures for the converting of aerial electric and communication facilities along with the removal of their associated support structures to underground facilities for the supply of electric, communication, or similar services in designated districts within the City; and

WHEREAS, on May 26, 2010, the City scheduled a duly noticed public meeting for the purpose of ascertaining whether the public necessity, health, safety, or welfare required the removal of poles, overhead wires and associated overhead structures on First Street between Main Street and San Antonio Road; and

WHEREAS, the City Council approved the formation of an underground utility district; and

WHEREAS, on August 24, 2010, the City Council held a duly noticed public hearing, at which hearing the City Council considered all testimony and evidence, including any written protests previously submitted, and all persons desiring to submit written or oral testimony regarding the City's First Street Underground Utility District or otherwise desiring to be heard on the matter; and

WHEREAS, California Public Utilities Code Rule 20A funds are available to pay for aerial to underground electrical service conversions and undergrounding of public utility main and service lines, as more fully described in Ordinance No. 10-356, adopted September 14, 2010.

NOW THEREFORE, BE IT RESOLVED, that pursuant to Section 3 of Ordinance No. 10-356, the City Council of the City of Los Altos hereby determines:

1. That the public streets, alleys and ways, or portions thereof from which such poles and overhead wires and associated overhead structures must be removed, and such underground installation made, are all those within the District, excluding all transmission facilities of 60kV or higher and support pole(s).
2. That the use of the undergrounding portion of the District is expected to be no later than **December 31, 2016**, or at a date set by Council by resolution. All properties that are to receive underground electric, telephone or cable television service shall be ready to receive such underground service on or before that date.
3. That removal of poles, overhead wires, and associated overhead structures shall be completed no later than **December 30, 2017**, or at a date set by Council by resolution.

I HEREBY CERTIFY that the foregoing is a true and correct copy of a Resolution passed and adopted by the City Council of the City of Los Altos at a meeting thereof on the 8th day of April, 2014 by the following vote:

AYES: BRUINS, CARPENTER, PEPPER, SATTERLEE
NOES: NONE
ABSENT: FISHPAW
ABSTAIN: NONE



Megan Satterlee, MAYOR

Attest:



Jon Maginot, CMC, CITY CLERK