

# STAFF REPORT



ITEM NO. 11  
CITY OF OCEANSIDE

DATE: December 17, 2008  
TO: Honorable Mayor and City Councilmembers  
FROM: Development Services Department  
SUBJECT: **GRANT OF UNDERGROUND ELECTRICAL AND COMMUNICATION EASEMENTS TO SAN DIEGO GAS AND ELECTRIC COMPANY**

## **SYNOPSIS**

Staff recommends that the City Council approve the grant of easement to the San Diego Gas and Electric Company ("SDG&E") for a single-phase transformer cabinet located in Lot 21 of Libby Lake Village, per Map 15696, to serve the AT&T Lightspeed Project, and authorize the Mayor to execute the document.

## **BACKGROUND**

SDG&E is proposing to build a single-phase transformer cabinet in Lot 21 of Libby Lake Village on a strip of land approximately 10 feet long and 7.5 feet wide. The proposed request concerns the AT&T Service Area Expansion Project. The new single-phase transformer will serve the AT&T underground high-speed telecommunication and wireless facilities.

AT&T is upgrading its network to provide advanced digital TV, faster high-speed internet access and home phone service. The AT&T upgrade consists of placing a new utility cabinet near an existing AT&T utility cabinet within public right-of-way. The new cabinets are 48 inches tall, generally 26 inches deep and 50 inches wide with attached or integrated power panel on the side. Each cabinet can serve from 200-500 homes. These nationwide upgrades will enable AT&T to transmit the above-mentioned services over their existing network infrastructure. These upgrades are part of the AT&T Lightspeed Project implemented throughout California and the nation.

The upgraded AT&T cabinet will be located within the North River Road right-of-way but the proposed SDG&E facility that will serve this cabinet will have to be located outside the right-of-way due to the road and walkway design.

In order for SDG&E to complete the connection of the service to AT&T facilities, it is requiring that an easement be granted to support its facilities outside of the right-of-way.

**ANALYSIS**

City Council approval and authorization is needed to grant the requested easements to SDG&E for the respective project. Therefore, staff recommends that the City Council approve the grant of easement and authorize the Mayor to execute the document.

**FISCAL IMPACT**

All costs associated with the installation of the electrical service for the AT&T cabinet are included in the AT&T Lightspeed Project and will be paid by AT&T. No fiscal impact or additional costs are anticipated for this purpose.

**COMMISSION OR COMMITTEE REPORT**

Does not apply.

**CITY ATTORNEY'S ANALYSIS**

The referenced documents have been reviewed by the City Attorney and approved as to form.

**RECOMMENDATION**

Staff recommends that the City Council approve the grant of easement to the San Diego Gas and Electric Company ("SDG&E") for a single-phase transformer cabinet located in Lot 21 of Libby Lake Village, per Map 15696, to serve the AT&T Lightspeed Project, and authorize the Mayor to execute the document.

PREPARED BY:

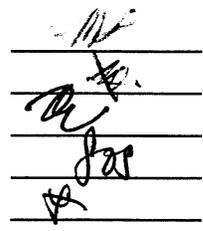
  
\_\_\_\_\_  
Maryam Wagner  
Senior Engineering Assistant

SUBMITTED BY:

  
\_\_\_\_\_  
Peter A. Weiss  
City Manager

REVIEWED BY:

Michelle Skaggs Lawrence, Deputy City Manager  
George Buell, Development Services Director  
Douglas E. Eddow, Real Estate Manager  
Scott O. Smith, City Engineer  
Teri Ferro, Financial Services Director

  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Attachments:

- Grant Deed
- Exhibit A
- Maps (3 pages)

Recording Requested by  
San Diego Gas & Electric Company

When recorded, mail to:

San Diego Gas & Electric Company  
8335 Century Park Court, Suite 100  
San Diego, CA 92123-1569  
Attn: Real Estate Records - CP11D

SPACE ABOVE FOR RECORDER'S USE

Project No.: 739186-020  
Const. No.: 2890820  
A.P.N.: Pending New Subdivision  
Sketch No.: A-2204

Transfer Tax None  
**SAN DIEGO GAS & ELECTRIC COMPANY**

EASEMENT

THE CITY OF OCEANSIDE, A MUNICIPAL CORPORATION, hereinafter called "Grantor", grants to SAN DIEGO GAS & ELECTRIC COMPANY, a corporation, "Grantee", an easement and right of way to erect, construct, improve, reconstruct, relocate, repair, maintain and use facilities consisting of: (1) Underground electric facilities, and appurtenances for the transmission and distribution of electricity, (2) Underground communication facilities, and appurtenances, together with the right of ingress thereto and egress therefrom over said easement and over other practical routes across Grantor's land situated in the City of Oceanside, County of San Diego, State of California described as follows:

Lot 21 of Libby Lake Village, according to Map thereof No. 15696, filed in the Office of the County Recorder of said County of San Diego.

The said easement in the aforesaid land is described in Exhibit "A", consisting of 1 sheet, and shown and delineated on Exhibit "B", consisting of 3 sheets, all attached hereto and made a part hereof.

In order to provide adequate working area for Grantee, Grantor shall not erect, place or construct, nor permit to be erected, placed or constructed any building or other structure, park any vehicle, plant any trees and/or shrubs within eight feet of the front of the door or hinged opening of any aboveground facilities installed within this easement.

Grantor will exercise only such reserved rights in said land as will not interfere with or prohibit the free and complete use and enjoyment by Grantee, its successor or assigns, of the rights hereby granted. Grantee shall have the right to assign any or all rights granted in this easement in whole or in part to other companies providing utility or communication services. Grantee shall have the right to top, cut, remove, or trim interfering plants and trees, and to keep said easement free from and to prevent any person, including Grantor and successors and assigns, from erecting, placing, or storing on said easement any flammable or other hazards and any structures, objects, or earth fills/cuts or other obstructions.

Dated \_\_\_\_\_

THE CITY OF OCEANSIDE, A MUNICIPAL CORPORATION

BY: \_\_\_\_\_

NAME: JIM WOOD

TITLE: MAYOR

Prepared by: PDC-SCB

Checked: \_\_\_\_\_

Date: 10.22.2008

STATE OF CALIFORNIA )

COUNTY OF SAN DIEGO )

On \_\_\_\_\_, before me \_\_\_\_\_  
\_\_\_\_\_ (name, title of officer), appeared \_\_\_\_\_

\_\_\_\_\_, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature \_\_\_\_\_

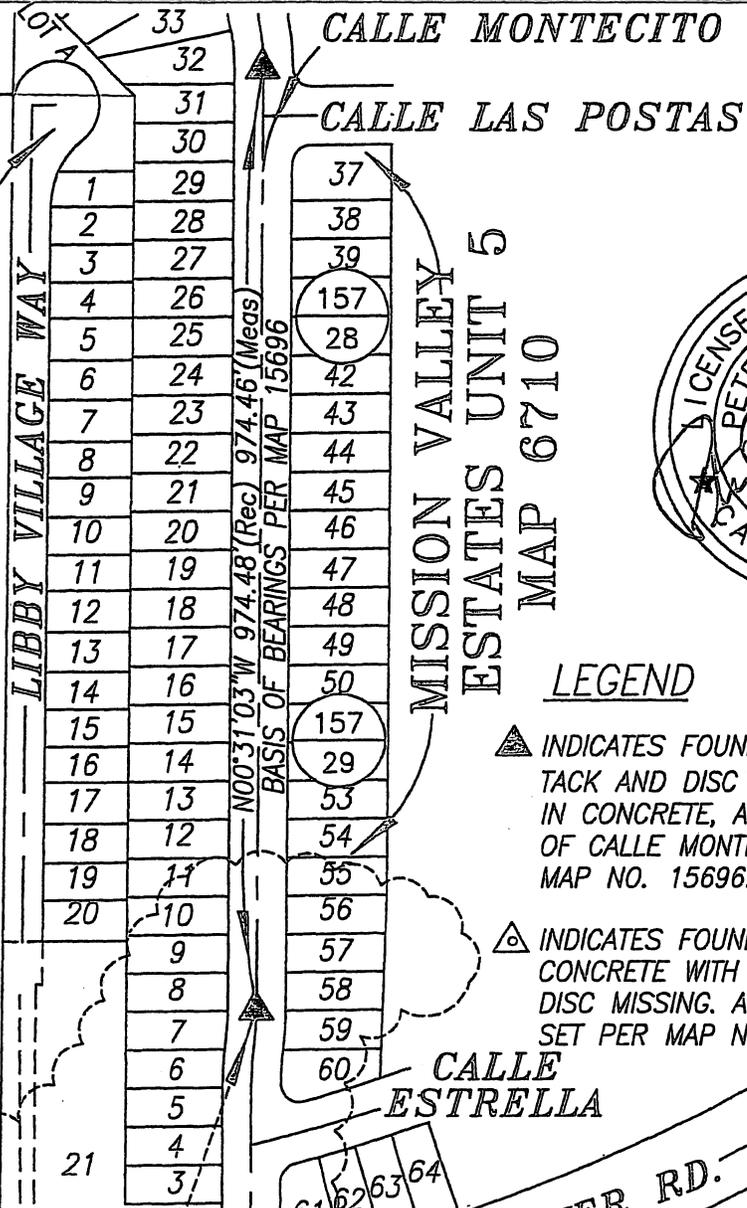




157  
06  
SHT 1 OF 3



LAMPLIGHTER OCEANSIDE  
MOBILE HOME PARK  
LIBBY LAKE VILLAGE  
MAP 15696  
LIBBY VILLAGE WAY



MISSION VALLEY  
ESTATES UNIT 5  
MAP 6710

**LEGEND**

- ▲ INDICATES FOUND 3/4" IRON PIPE WITH TACK AND DISC STAMPED "RCE 14505" IN CONCRETE, ACCEPTED AS CENTERLINE OF CALLE MONTECITO AS SHOWN ON MAP NO. 15696.
- △ INDICATES FOUND 3/4" IRON PIPE IN CONCRETE WITH FILLED TACK @ CENTER, DISC MISSING. ACCEPTED AS MONUMENT SET PER MAP NO. 6710.

SEE SHT 3 & 4  
TIE DETAIL

REF: MAP 6710  
MAP 15696  
P.M. 14211  
SUR M-3260

P.M. 14211

P.D.C. FILE: 3900-60.DWG  
SDG&E JOB: R080649/S080562

2

3

SHEET 1 of 3

**SAN DIEGO GAS & ELECTRIC**  
SAN DIEGO, CALIFORNIA  
**AT&T LIGHTSPEED - NC**  
4660 1/2 N. RIVER RD.  
OCEANSIDE, CA

ORIGINATOR: S. BROOKE	OK TO INSTALL:
SURVEYED BY: PDC/JWL	R/W OK:
DRAWN BY: PDC/CRM	DATE:
DATE: 10-19-2008	THOS. BROS. 1066-H7
SCALE: 1"=200'	

PROJECT NO. 739186-020
CONST. NO. 2890820
DRAWING NO. <b>A-2204</b>

NO.	SUPPLEMENTS	DATE:	BY	APP'D

157  
06

SHT 1 OF 3



LAMPLIGHTER OCEANSIDE  
MOBILE HOME PARK

LIBBY LAKE VILLAGE  
MAP 15696

MISSION VALLEY

ESTATES UNIT 5

CALLE MONTECITO 974.48'(Rec) 974.46'(Meas)

MAP 6710

S'LY TERMINUS  
OF A PORTION  
OF CENTERLINE  
OF CALLE  
MONTECITO, AS  
SHOWN MAP NO.  
15696.

CALLE ESTRELLA

NORTH RIVER RD.

SEE SHT 4  
TIE DETAIL

P.M. 14211

1

2

3

P.D.C. FILE: 3900-60.DWG  
SDG&E JOB: R080649/S080562

SHEET 2 of 3

SAN DIEGO GAS & ELECTRIC

SAN DIEGO, CALIFORNIA

AT&T LIGHTSPEED - NC

4660 1/2 N. RIVER RD.

OCEANSIDE, CA

ORIGINATOR:  
S. BROOKE

SURVEYED BY:  
PDC/JWL

DRAWN BY:  
PDC/CRM

DATE:  
10-20-2008

SCALE:  
1"=100'

OK TO INSTALL:

R/W OK:

DATE:

THOS. BROS.  
1066-H7

PROJECT NO.

739186-020

CONST. NO.

2890820

DRAWING NO.

A-2204

NO.	SUPPLEMENTS	DATE:	BY	APP'D

# LIBBY LAKE VILLAGE MAP 15696

21



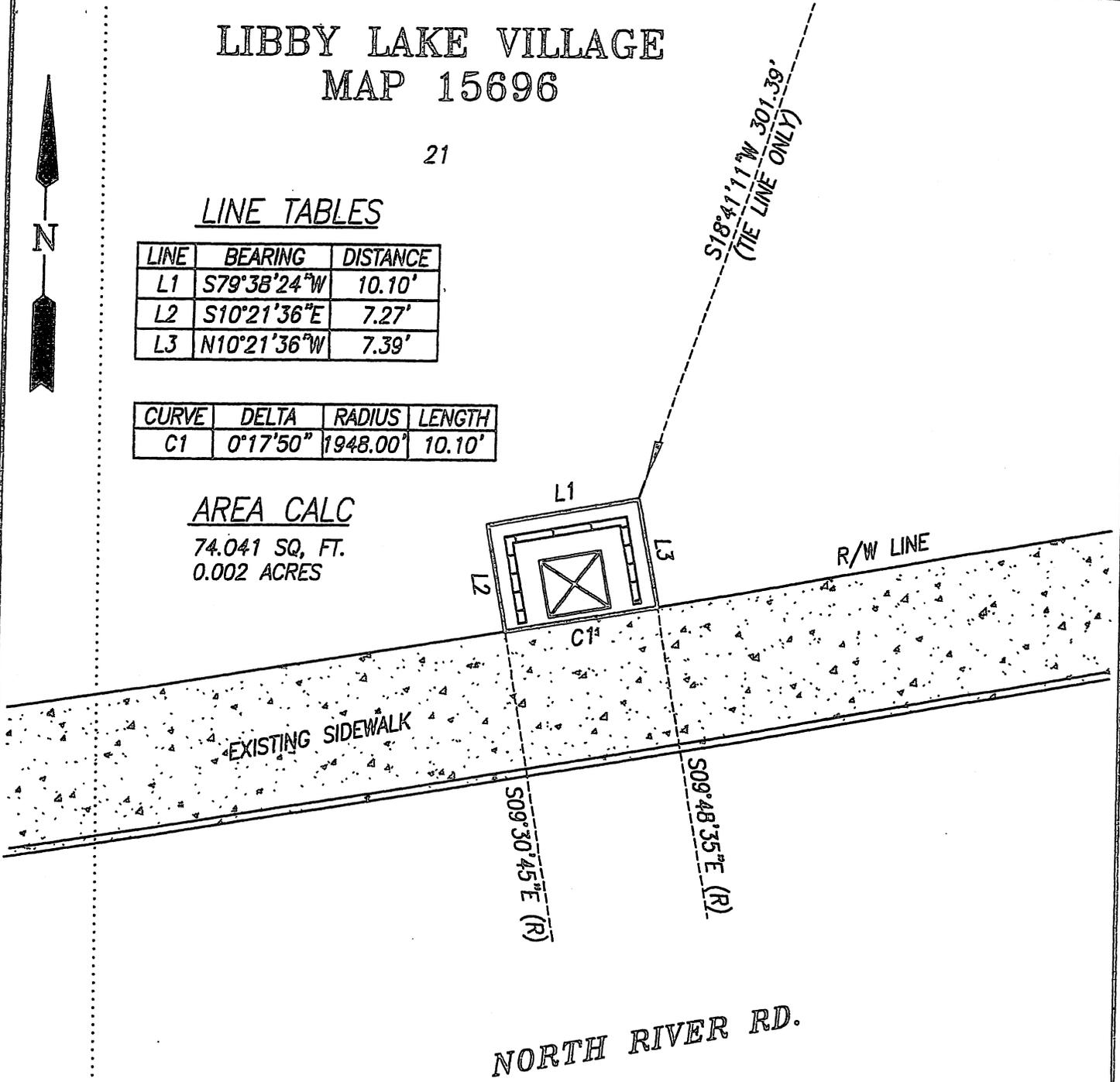
## LINE TABLES

LINE	BEARING	DISTANCE
L1	S79°38'24"W	10.10'
L2	S10°21'36"E	7.27'
L3	N10°21'36"W	7.39'

CURVE	DELTA	RADIUS	LENGTH
C1	0°17'50"	1948.00'	10.10'

## AREA CALC

74.041 SQ. FT.  
0.002 ACRES



NORTH RIVER RD.

P.D.C. FILE: 3900-60.DWG  
SDG&E JOB: R080649/S080562

SHEET 3 of 3

**SAN DIEGO GAS & ELECTRIC**  
SAN DIEGO, CALIFORNIA  
**AT&T LIGHTSPEED - NC**  
4660 1/2 N. RIVER RD.  
OCEANSIDE, CA

ORIGINATOR: S. BROOKE	OK TO INSTALL:
SURVEYED BY: PDC/JWL	R/W OK:
DRAWN BY: PDC/CRM	DATE:
DATE: 10-20-2008	THOS. BROS. 1066-H7
SCALE: 1"=20'	

PROJECT NO. 739186-020
CONST. NO. 2890620
DRAWING NO. <b>A-2204</b>

NO.	SUPPLEMENTS	DATE:	BY	APP'D