

RESOLUTION NO. 206592

SEP 26 1972

RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO, CALIFORNIA, MAKING FINDINGS, CONSIDERING PROTESTS, ORDERING THE DISTRICT FORMED AND ORDERING THE PROPOSED MAINTENANCE IN THE MATTER OF THE TIERRASANTA OPEN SPACE MAINTENANCE DISTRICT.

WHEREAS, in proceedings under the San Diego Maintenance District Procedural Ordinance of 1969 (commencing with Section 65.0201 of the San Diego Municipal Code) this Council adopted Resolution of Intention No. 206273 August 10, 1972, which declared the Council's intent to order the formation and establishment of an open space maintenance district for the maintenance of certain open space areas in the Tierrasanta Community in the City of San Diego; and

WHEREAS, prior to the adoption of the above-referenced resolution of intention the Council considered and approved the City Engineer's preliminary report as required by Sections 65.0217 and 65.0220 of the San Diego Municipal Code, said report having been filed in the office of the City Clerk under Document No. 741049 and approved by Resolution No. 206272; and

WHEREAS, the Council by the above-referenced resolution of intention appointed a time and place for a public hearing on the question of whether the public convenience and necessity require the establishment of the proposed open space maintenance district and the required maintenance; and

WHEREAS, notice of the time and place fixed for the hearing of protests in the matter of the Tierrasanta Open Space Maintenance District has been given in the manner required by law; and

WHEREAS, said hearing was held at the time and place so fixed and all continuances thereof, if any, were duly made and ordered; and

WHEREAS, at said hearing all persons desiring to be heard were fully heard and all oral and written protests and objections, if any, were fully heard and this Council gave all persons present an opportunity to hear and be heard in respect to the report and the proceedings proposed by said resolution of intention; and

WHEREAS, the Council has received evidence relating to the report, the proposed maintenance, the boundaries of the proposed assessment district, the contemplated contract, the assessment, if any, and the benefits to the property to be included in the proposed assessment district; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, as follows:

1. Each and all oral and written protests and objections, if any, made or filed in the matter of the Tierrasanta Open Space Maintenance District are hereby overruled and denied.

2. The Tierrasanta Open Space Maintenance District, the boundaries of which are described in Resolution of Intention No. 206273, is hereby ordered formed.

3. The maintenance described in Resolution of Intention No. 206273 is hereby ordered performed.

4. The assessments, if any, described in said Resolution of Intention No. 206273 are hereby approved and confirmed.

APPROVED: JOHN W. WITT, City Attorney

By *Donald W. Detisch*
Donald W. Detisch, Deputy

206592

DWD:K
9-14-72

SEP 26 1972

Passed and adopted by the Council of The City of San Diego on _____,
by the following vote:

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CITY CLERK'S OFFICE

1972 SEP 20 AM 11:00

SAN DIEGO, CALIF.

Councilmen	Yeas	Nays	Excused	Absent
Gil Johnson	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Maureen F. O'Connor	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Henry L. Landt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Leon L. Williams	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Floyd L. Morrow	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bob Martinet	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Allen Hitch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jim Bates	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Pete Wilson	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

AUTHENTICATED BY:

PETE WILSON

Mayor of The City of San Diego, California.

(Seal)

EDWARD NIELSEN

City Clerk of The City of San Diego, California.

By *Edward Nielsen*, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number **206592** Adopted **SEP 26 1972**