

RESOLUTION OF INTENTION NO. 205797

OCT 26 1972

TO ESTABLISH THE DOWNTOWN STREET TREE
MAINTENANCE DISTRICT

BE IT RESOLVED, that the Council of The City of San Diego proposes and intends to establish a street tree maintenance district to pay the costs of maintenance of all trees, shrubs, plants, etc., planted or placed within the public rights of way or public easements located within the boundaries of the district hereinafter described in said City under the provisions of the San Diego Maintenance District Procedural Ordinance of 1969 authorized by Article XIII, Section 17, of the California Constitution and provided for in Sections 65.0201 through 65.0244 of the San Diego Municipal Code, such maintenance being particularly described as follows:

Section 1

DESCRIPTION OF MAINTENANCE

The proposed street tree maintenance consists in general of the following:

- a. Irrigation, fertilization and pruning and/or shaping of trees and shrubs;
- b. Removal of weeds, trash and litter from planter boxes and tree wells;
- c. Replacement of dead or diseased trees and shrubs;
- d. Repair of equipment and facilities;
- e. Pest control.

The maintenance to be performed in the Centre City Way
Zone consists of:

- a. Periodic sweeping and scrubbing of sidewalk areas;
- b. Cleaning and maintenance of street furniture,
drinking fountains, kiosks and trash receptacles;
- c. Repair and maintenance of irrigation system
and ornamental fountains;
- d. Replacement of annual plants;
- e. Irrigation, fertilization and pruning of trees,
shrubs and plants in planter areas.

The maintenance shall be for the period June 30, 1972,
through June 30, 1973.

Section 2

DESCRIPTION OF MAINTENANCE DISTRICT

The expenses of the contemplated maintenance hereinbefore
mentioned are made chargeable upon the district hereinafter
described and the Council does declare said district to be the
district benefited by the maintenance and to be assessed to pay
the costs and expenses thereof. The district is described as
follows, to wit:

All that real property in the said City of San Diego
included within the exterior boundary lines of the map designated
as the Downtown Street Tree Maintenance District of 1972 and
consisting of five pages, on file in the office of the City Clerk
under Document No. 741756, excepting therefrom all

public streets, roads, alleys, avenues and highways. Reference is hereby made to the map for a further full and more particular description of the maintenance district and the map so on file shall govern for all details as to the extent of the maintenance district.

Section 3

ASSESSMENT OF COST AND EXPENSE

It is proposed to assess the total amount of the maintenance costs of the district plus the incidental expenses thereto to all the real property within the district in conformance with the provisions of the San Diego Maintenance District Procedural Ordinance of 1969 and in proportion to the estimated benefits from the maintenance to be received by the individual parcels of real property.

The Council may order a portion of the costs of maintenance to be paid by the City from appropriate funds.

Estimated Cost of Maintenance	\$106,035.44
Estimated Cost of Incidentals	<u>8,483.00</u>
Estimated Total Cost	\$114,518.44
Less Estimated Cost of Proposed City Contribution	<u>8,000.00</u>
Remainder of Cost Proposed to be Assessed Against the Parcels Within the District	\$106,518.44

A statement of the proposed assessments levied against the several lots or parcels of land as shown on the map referred to

in Section 2 above is on file in the office of the Street Superintendent for public inspection. Assessments will be levied pursuant to Division 2, Article 5 of the San Diego Municipal Code.

Section 4

SPECIAL ZONES

It is proposed to create within the overall maintenance district a special zone as shown on the assessment diagram, said special zone containing facilities which require special maintenance in addition to that provided generally by the district. That property shown within the special zone has been determined to receive increased benefit from said special maintenance and the assessment levied within the special zone is commensurate with that benefit.

Section 5

TIME AND PLACE OF HEARING

NOTICE IS HEREBY GIVEN that NOV 21 1972 at 9:30 o'clock a.m. in the Council Chambers of the City Administration Building, Community Concourse, 202 C Street, in the City of San Diego, California, are the day, hour and place for the hearing when any person interested may object to the proposed maintenance or the amount of the assessment. Failure to make objections at that time shall be deemed to be a waiver of all objections and shall operate as a bar for any claim for damages.

Such protest, if any, must be in writing and must contain a description of the property in which each signer thereof is

interested, sufficient to identify the same, and shall be delivered to and filed with the City Clerk at a time no later than the hour set for the hearing.


Section 6

PUBLICATION OF NOTICE

The City Clerk is directed to cause a notice entitled "Notice of Maintenance District" to be published at least fifteen days before the date of the hearing in the San Diego Daily Transcript.

The City Clerk is directed to mail a copy of such notice, postage prepaid, to all persons owning real property proposed to be assessed whose names and addresses appear on the last equalized County Assessment Roll, all in the manner provided for in the San Diego Maintenance District Procedural Ordinance of 1969.

APPROVED: JOHN W. WITT, City Attorney

By 
Donald W. Detisch, Deputy

DWD:K
10-24-72

OCT 26 1972

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

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SAN DIEGO, CALIF.

Councilmen

- Gil Johnson
- Maureen F. O'Connor
- Henry L. Landt
- Leon L. Williams
- Floyd L. Morrow
- Bob Martinet
- Allen Hitch
- Jim Bates
- Mayor Pete Wilson

Yeas	Nays	Excused	Absent
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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AUTHENTICATED BY:

PETE WILSON
Mayor of The City of San Diego, California.

EDWARD NIELSEN
City Clerk of The City of San Diego, California.

(Seal)

By *Judith A. Nelson*, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number **206797** adopted **OCT 26 1972**

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