

R-75-2621

RESOLUTION NO. 213473

JUN 5 1975

RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN DIEGO, CALIFORNIA, ORDERING CHANGES
IN THE ASSESSMENT AND IN AN INDIVIDUAL
ASSESSMENT; ELIMINATING CERTAIN PROPERTY
TO BE ACQUIRED; AND CORRECTING MAP OF
PROPERTY TO BE ACQUIRED

(Park District No. 12F - TECOLOTE CANYON)

WHEREAS, in proceedings under the San Diego Park District Procedural Ordinance of 1969 the Council adopted resolution of intention, Resolution No. 210795, ordering the City Manager to prepare the Report required by said Act, and pursuant thereto the City Manager prepared said Report, consisting of a description of the property to be acquired for park and recreation purposes, an estimate of the cost and expense thereof, a diagram showing the assessment district, and a proposed assessment of the cost and expense of the proposed improvements, said Report being on file with the City Clerk; and

WHEREAS, the Council adopted Resolution No. 210796 approving said Report, as filed, and appointing the time and place of hearing thereon; and

WHEREAS, on July 18, 1974, the Council conducted a public hearing on said Report and heard all persons desiring to be heard thereon and in connection therewith, and following said public hearing the Council adopted Resolution No. 211118 overruling protests, confirming the assessment as set forth in said Report, ordering the acquisition referred

to therein, and providing for the City's contribution, in cash and in City-owned lands or lands being acquired by the City; and

WHEREAS, on October 24, 1974, the Council adopted Resolution No. 211828 ordering certain changes in the assessment and in certain individual assessments and increasing the City's cash contribution; and

WHEREAS, the amount of another individual assessment set forth in the assessment as approved and confirmed has been found to be in error, and should be corrected; and

WHEREAS, an accurate survey of the property proposed to be acquired has revealed that a portion thereof does not have value for park and recreation purposes and is not necessary or useful to the total acquisition, and that the same may be eliminated without any detrimental effect to the total acquisition, and it therefore should be eliminated; and

WHEREAS, it appears that a clerical error was made in the depiction of the property to be acquired in City Drawing No. 16248-2-D, in that the same does not reflect certain properties ordered to be acquired as shown on City Drawing No. 16248-1-D, and that Drawing No. 16248-2-D should therefore be corrected to reflect said omitted properties; and

WHEREAS, said corrections and changes can be effected without increasing the amount of the assessment or any individual assessments; and

WHEREAS, said corrections and changes may be made

without notice or hearing as provided by Sections 10351 and 10352 of the Streets and Highways Code; NOW, THEREFORE,

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

1. The Council hereby orders that the assessment heretofore confirmed and approved, as amended by Resolution No. 211828, and the amount of an individual assessment and the total amount of the assessment be and the same are hereby changed in accordance with Exhibit "A" of the "Schedule of Changes" attached hereto and made a part hereof; and the Superintendent of Streets is authorized and directed to change the assessment, and the amount of said individual assessment, in conformance therewith.

2. The City Clerk is authorized and directed forthwith to mail a corrected notice of assessment due and payable to the individual property owner affected by said change.

3. The Council hereby orders that the boundary of the property to be acquired, as shown on City Drawing No. 16248-2-D, be and the same is hereby changed in accordance with the revised boundaries as shown on City Drawing No. 13490-B, and the property between the revised boundary and the original boundary of the property to be acquired is hereby eliminated from the property to be acquired in connection with these proceedings; and the Street Superintendent is authorized and directed to change the applicable city

drawings in conformance with this order.

4. The Council hereby orders that City Drawing No. 16248-2-D be and the same is hereby corrected to conform to the area ordered to be acquired as shown on City Drawing No. 16248-1-D by the addition of Lots 13 through 16, inclusive, Block D, Tecolote Heights; and the Street Superintendent is authorized and directed to correct said city drawing in conformance with this order.

APPROVED: JOHN W. WITT, City Attorney

By H. Valderhans
Deputy

SCHEDULE OF CHANGES

EXHIBIT A

<u>ASSESSMENT NUMBER</u>	<u>ORIGINAL AMOUNT</u>	<u>NEW AMOUNT</u>
2277	\$775.40	\$155.08
NEW TOTAL ASSESSMENT		\$1,357,271.72

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

Councilmen	Yeas	Nays	Excused	Absent
Gil Johnson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Maureen F. O'Connor	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lee Hubbard	<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 checked="" type="checkbox"/>
Floyd L. Morrow	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Bob Martinet	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jim Ellis	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jess D. Haro	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Mayor Pete Wilson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

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

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

By LaVerne E. Miller, Deputy.

(Seal)

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SAN DIEGO, CALIF.

Office of the City Clerk, San Diego, California

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Number Adopted