

(R-82-1785)

RESOLUTION NUMBER R- 256290

Adopted on APR 26 1982

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIEGO DECLARING ITS INTENTION TO DESIGNATE AN AREA OF BENEFIT IN NORTH CITY WEST AND SETTING THE TIME AND PLACE FOR HOLDING A PUBLIC HEARING THEREOF.

WHEREAS, the City Council of The City of San Diego (herein referred to as the "City") in Resolution No. R-253297 stated its intention to initiate proceedings for the designation of a Facilities Benefit Assessment Area of Benefit in North City West pursuant to Ordinance No. O-15318 of the City (herein referred to as the "Ordinance") which area of benefit will specially benefit from the acquisition, improvement and construction of certain public improvements more particularly described in Part 2 of the report referred to in these recitals (herein referred to as the "Public Facilities Projects"); and

WHEREAS, this City Council in Section 2 of Resolution No. R-253297 directed the City Manager with the assistance of appropriate city agencies and interested landowners to make and file with the City Clerk a report pursuant to Section 61.2203 of the Ordinance; and

WHEREAS, the City Manager with the assistance of the City Engineering and Development Department made and filed with the City Clerk the report referred to in Section 2 of the Resolution No. R-253297 entitled the "North City West Public Facilities Financing Plan, March, 1982" and the "North City West Facilities

Benefit Assessment Phase I Report, April, 1982" (herein referred to as the "Report"); and

WHEREAS, this City Council has examined and considered the Report, including the community financing plan and capital improvement program with respect to the proposed Public Facilities Projects; the proposed boundaries of the Facilities Benefit Assessment Area of Benefit; the general description of the Public Facilities Projects; the estimated costs for the construction of said Public Facilities Projects; the method pursuant to which the costs are to be apportioned among the parcels within the Area of Benefit and the amount of the Facilities Benefit Assessments which will be charged to each such parcel; the basis and methodology by which automatic annual increases in the Facilities Benefit Assessment will be computed, assessed and levied pursuant to Section 61.2212 of the Ordinance; and the amount of the contribution or advance which the City or other public entity will make toward the total cost of the Public Facilities Projects.

NOW, THEREFORE, this City Council DOES HEREBY RESOLVE, DETERMINE AND ORDER as follows:

Section 1: This City Council hereby declares its intention to designate an area of benefit within North City West to finance the cost of the Public Facilities Projects pursuant to the Ordinance.

Section 2: This City Council is satisfied with the correctness of the Report, including, without limitation, the community financing plan and capital improvement program with

respect to said Public Facilities Projects; the proposed boundaries of the Facilities Benefit Assessment Area of Benefit; the description of the Public Facilities Projects; the estimated costs for the construction of the Public Facilities Projects; the method pursuant to which the costs are to be apportioned among the parcels within the Facilities Benefit Assessment Area of Benefit, and the amount of the Facilities Benefit Assessments which will be charged to each such parcel; the basis and methodology by which automatic increases in the Facilities Benefit Assessments will be computed, assessed and levied pursuant to Section 61.2212 of the Ordinance; and the amount of the contribution or advance which the City or other public entity will make toward the total cost of the Public Facilities Projects. This City Council does hereby confirm and approve the Report.

Section 3: The Public Facilities Projects will be undertaken and completed as described in the Report.

Section 4: The community financing plan and capital improvement program with respect to the Public Facilities Projects will be as set forth in the Report.

Section 5: The boundaries of the Facilities Benefit Assessment Area of Benefit will be set forth in the Report.

Section 6: The method pursuant to which the cost of the Public Facilities Project is to be apportioned among the parcels within the Facilities Benefit Assessment Area of Benefit and the amount of the Facilities Benefit Assessments which will be charged to each such parcel will be as set forth in the Report.

Section 7: This City Council hereby determines it necessary to provide for automatic increases in the amount of Facilities Benefit Assessments for landowners who have not paid their Facilities Benefit Assessments without the necessity for further proceeding pursuant to Section 61.2122 of the Ordinance in order to reflect increases in the cost of money during the period between the imposition of the Facilities Benefit Assessment, the payment of Facilities Benefit Assessments and completion of the Public Facilities Projects. This City Council further determines that the basis and methodology for computing such increases set forth in the Report is reasonable and appropriate in order to provide an equitable distribution of the cost of the Public Facilities Projects to community developers and the ultimate purchasers of developed properties.

Section 8: The amount of contribution or advance which the City or other public entity will make toward the total cost of the Public Facilities Project will be as set forth in the Report.

Section 9: The City Council shall hold a public hearing to consider the designation of the Facilities Benefit Assessment Area of Benefit as proposed in this resolution on the 25th day of May, 1982, 10:30 a.m. at the City Council Chambers, 202 "C" Street, San Diego, California.

Section 10: The City Clerk is hereby authorized and directed to give notice of the public hearing described in Section 9 hereof by publishing this resolution in the Daily Transcript at least two weeks before the date set forth herein

and by mailing copies of this resolution to each owner of property located within the proposed area of benefit at the addresses shown on the last equalized property tax assessment roll, or as otherwise known to the City Clerk pursuant to Section 61.2205 of the Ordinance.

APPROVED: John W. Witt, City Attorney

By Janis Sammartino Gardner
Janis Sammartino Gardner
Deputy City Attorney

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Or.Dept:E&D
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Passed and adopted by the Council of The City of San Diego on _____
by the following vote:

APR 26 1982

Councilmen	Yeas	Nays	Not Present	Ineligible
Bill Mitchell	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Bill Cleator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Susan Golding	<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"/>
Ed Struiksma	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mike Gotch	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Dick Murphy	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lucy Killea	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input 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.

(Seal)

CHARLES G. ABDELNOUR

City Clerk of The City of San Diego, California.

By Charles G. Abdelnour, Deputy.

Office of the City Clerk, San Diego, California

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