

RESOLUTION NUMBER R- 261870

ADOPTED ON NOV 5 1984

RESOLUTION OF INTENTION TO LEVY AND COLLECT
ASSESSMENT IN THE CARMEL MOUNTAIN RANCH
LANDSCAPE AND LIGHTING MAINTENANCE DISTRICT.

BE IT RESOLVED, that the Council of The City of San Diego proposes and intends to levy and collect assessments to pay the cost of future maintenance of all trees, plants, etc, planted or placed within the open space areas as designated, located within the boundaries of the district, in said City under the provisions of the San Diego Maintenance District Procedural Ordinance of 1975, Sections 65.0201 through 65.0220 of the San Diego Municipal Code, the Landscaping and Lighting Act of 1972, California Streets and Highways Code section 22500, et seq. Such maintenance being more particularly described as follows:

Section 1

DESCRIPTION OF MAINTENANCE

The proposed landscape maintenance consists in general of the following:

- a. Irrigation
- b. Fertilization
- c. Removal of weeds, trash and litter
- d. Pruning of trees and shrubs
- e. Replacement of dead or diseased trees and shrubs
- f. Repair of facilities

The maintenance shall be for a period commencing July 1, 1985 and ending on June 30, 1986.

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 benefitted by the maintenance and to be assessed to pay the costs and expenses thereof. The district is described as follows:

All that real property in said City of San Diego included within the exterior boundary lines of the map designated as the Carmel Mountain Ranch Landscape and Lighting Maintenance District consisting of 6 sheets and filed in the office of the City Clerk under Document No. 769051, excepting therefrom all public streets, public lands, roads, alleys, avenues and highways. Reference is hereby made to the map for a further full and more particular description of the maintenance district on 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 maintenance costs of the district, plus the incidental expenses thereto, less a City contribution of \$2,000 for open space lands to be maintained, to all the real property within the district in conformance with the provisions of the San Diego Maintenance

District Procedural Ordinance of 1975 and in proportion to the estimated benefits from the maintenance to be received by the individual parcel of real property.

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

A state 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 Chapter VI, Article 5, Division 2 of the San Diego Municipal Code.

Section 4

HEARING WAIVED

NOTICE IS HEREBY GIVEN that because the property owners have unanimously waived their rights to any notice of hearing on the proposed formation of the district pursuant to Streets and Highways Code Section 22608.1, the hearing normally required will not be held. Failure to make objections at the time of passage of this resolution will 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 prior to the date the City Council acts upon this resolution.

Persons desiring to make inquiries regarding these proceedings are hereby advised that they may contact the Street

Superintendent at the City Operations Building, 1222 First Avenue, San Diego, California 92101 or telephone (619) 236-6010.

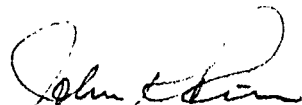
Section 5

NOTICE WAIVED

In light of the unanimous petition of the property owners and the attached waiver of notice signed by all of the property owners within the proposed district the City Council acting pursuant to California Streets and Highways Code Section 22608.1 waives the noticing required for the formation of this district.

APPROVED: John W. Witt, City Attorney

By



John K. Riess
Deputy City Attorney

JKR:mem:834.4
10/16/84
Or.Dept:E&D
R-85-704
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NOV 5 1984

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

Councilmen	Yeas	Nays	Not Present	Ineligible
Bill Mitchell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bill Cleator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Gloria McColl	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
William Jones	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ed Struiksmma	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mike Gotch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Dick Murphy	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Uvaldo Martinez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Roger Hedgecock	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

ROGER HEDGECOCK
.....
Mayor of The City of San Diego, California.

CHARLES G. ABDELNOUR
.....
City Clerk of The City of San Diego, California.

By *Jane A. Blackwell* , Deputy.

(Seal)

Office of the City Clerk, San Diego, California	
Resolution Number R-261870	Adopted NOV 5 1984

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