

RESOLUTION NO. R-268548

JUN 09 1987

RESOLUTION OF THE CITY COUNCIL OF THE CITY
OF SAN DIEGO, CALIFORNIA, MAKING FINDINGS
AND OVERRULING PROTESTS AND OBJECTIONS,
CONFIRMING DIAGRAM AND ASSESSMENT,
ORDERING ACQUISITION, AND ORDERING
CITY CONTRIBUTION

(Park District No. 20 - BLUEBIRD CANYON)
(Assessment District No. 4017)

WHEREAS, in proceedings under Division 8 of the San Diego Park District Procedural Ordinance of 1969, as amended, which incorporates by reference provisions of the Municipal Improvement Act of 1913 (commencing with Section 10000, Streets and Highways Code), the City Council adopted its resolution of intention, Resolution No. 268254, ordering the Superintendent of Streets to cause the Report required by said Act to be prepared, and pursuant thereto the Superintendent of Streets caused said Report to be prepared, consisting of the description and depiction of the proposed acquisition, an estimate of the costs and expenses of said acquisition and incidental expenses in connection with the acquisition, a diagram showing the park district, and the proposed assessment of the costs and expenses of the proposed acquisition, said Report being on file with the City Clerk; and

WHEREAS, the City Council, by Resolution No. 268254, approved said Report, as filed, and appointed a time and place for a public hearing on the question of whether the public convenience and necessity require such acquisition; and

WHEREAS, notices of the passage of said Resolution No. R-268254 were duly published, posted and mailed, as provided by said Act, and said hearing was duly held at the time and place so fixed; 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 said Report, the diagram and assessment, the proposed acquisition, the boundaries of the proposed assessment district, the question of whether the public convenience and necessity require such acquisition, and in any way relating to the Report and the proceedings proposed by said resolution of intention; and

WHEREAS, the City Council has received evidence relating to the Report, the proposed acquisition, the boundaries of the proposed assessment district, the assessment, and the benefit to the property to be included in the proposed assessment district;

NOW, THEREFORE,

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

Section 1. Written protest or objection against the proposed acquisition and assessment has not been made by the owners of more than one-half of the area of the land included within the assessment district to be assessed for the acquisition. Each and all oral and written protests and

objections, if any, made or filed in the matter are hereby overruled and denied.

Section 2. The assessment contained in said Report is hereby confirmed.

Section 3. The City Council hereby declares that the Report is approved, and orders the acquisition to be made, as described in the resolution of intention and said Report. Reference is hereby made to said resolution of intention and said Report for a full and complete description of said acquisition and for further particulars.

Section 4. The City Council finds and determines that the public convenience and necessity require such acquisition and that the same is feasible and such acquisition shall be and is hereby ordered.

Section 5. The City shall contribute cash in the amount of \$41,804.12 for the payment of incidental expenses in connection with said acquisition.

APPROVED:

John W. Witt, City Attorney

By: 
Deputy

JKR:mrh
06/03/87
R-87-2498

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

Council Members	Yeas	Nays	Not Present	Ineligible
Abbe Wolfsheimer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bill Cleator	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 Struiksma	<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"/>
Judy McCarty	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Celia Ballesteros	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Maureen O'Connor	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

MAUREEN O'CONNOR
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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