

RESOLUTION NUMBER R-282043

ADOPTED ON MAY 25 1993

RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO, CALIFORNIA, DECLARING ITS INTENTION TO ORDER CERTAIN CHANGES AND MODIFICATIONS IN CERTAIN ASSESSMENT DISTRICT PROCEEDINGS AND SETTING PUBLIC HEARINGS THEREON.

(Assessment District No. 4013 [Calle Cristobal])

WHEREAS, the City Council of The City of San Diego, California (the "Council"), has, pursuant to the terms and provisions of the Municipal Improvement Act of 1913, being Division 12 of the Streets and Highways Code of the State of California, previously undertaken proceedings and formed, confirmed and levied assessments in an assessment district designated as ASSESSMENT DISTRICT NO. 4013 (CALLE CRISTOBAL) (hereinafter referred to as the "Assessment District"); and

WHEREAS, this legislative body has received a request from the Fieldstone Company, the developer of certain properties within the Assessment District commonly referred to as Canyon Country West Units 1 through 3, inclusive (the "Subject Properties") and the owner of certain of the parcels included in the Subject Properties, to consider making changes and modifications to the assessments as currently apportioned and levied on the Subject Properties including, but not limited to, the parcels owned by The Fieldstone Company; and

WHEREAS, this legislative body did retain the services of Wildan Associates, as Assessment Engineer, to review such request and the Assessment Engineer has presented to this legislative

body a proposed Modification to Final Engineer's Report ("Modification to Report") in response to its review; and

WHEREAS, at this time it appears to this legislative body that it must consider whether certain changes and modifications to the assessments on the Subject Properties are necessary, and that, pursuant to the provisions of Section 10353 of said Streets and Highways Code, it is necessary that this legislative body adopt a resolution briefly describing the proposed changes and giving notice of a time and place for two public hearings where persons may appear and show cause why said changes should not be ordered; NOW, THEREFORE,

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

1. That the above recitals are all true and correct.
2. That the Modification to Report prepared by Willdan Associates, as Assessment Engineer, has been presented to this legislative body and is on file in the office of the City Clerk and available for inspection in such office.
3. That the public interest, convenience and necessity requires, and it is the intention of this legislative body, to order certain increases or decreases, as appropriate, in the assessments as currently apportioned and levied on said Subject Properties, as said increases or decreases are set forth in detail in said Modification to Report herewith submitted and which shall govern as to all details pertaining to the proposed modifications.
4. That Notice is hereby given that two (2) public hearings are hereby scheduled in the regular meeting place of the

legislative body, being Council Chambers, City Administration Building, 202 "C" Street, San Diego, California, on the following dates and times:

A. First public hearing: 29~~th~~ day of June, 1993 at 10:00 A.M.

B. Second public hearing: 13~~th~~ day of July, 1993 at 10:00 A.M.

At that time the legislative body will hear any protests or objections to the changes and modifications as proposed to be made by this resolution. Any interested person may appear before this legislative body and show cause why said changes and modifications should not be made in accordance with the provisions of this resolution. Any objections must be in writing and filed with the City Clerk by any interested person at any time not later than the time set for the second public hearing.

5. That the City Clerk is hereby directed to certify to the adoption of this resolution and cause a copy to be published once, not less than ten (10) days prior to the date set for the final public hearing. Said publication shall be in the DAILY TRANSCRIPT, a newspaper designated for legal publications under these proceedings.

6. That as said changes and modifications do propose the increase in assessments, the City Clerk is also directed, at least forty-five (45) days prior to the date fixed for the final public hearing, to mail a copy of said resolution to all property owners owning real property where any assessment is proposed to be increased. Said mailing shall be to the owner or owners of

said property as said names and addresses appear on the last equalized assessment roll, or as known to the City Clerk.

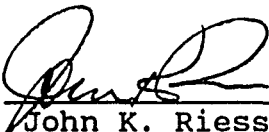
7. That these changes and modifications are hereby ordered pursuant to the provisions of Chapter 4.5 of Division 12 of the Streets and Highways Code of the State of California, the Municipal Improvement Act of 1913.

8. That for any and all information relating to these proceedings, including information relating to protest procedures, affected property owners or other interested persons may contact:

STEVEN W. WALLACE, STREET SUPERINTENDENT
CITY OF SAN DIEGO
CITY OPERATIONS BUILDING
1222 FIRST AVENUE, MS 507
SAN DIEGO, CA 92101
TELEPHONE: (619) 236-7056

APPROVED: JOHN W. WITT, City Attorney

By



John K. Riess
Deputy City Attorney

JKR:pev
05/11/93
Or.Dept:E&D
R-93-1874
Form=r+t

Passed and adopted by the Council of The City of San Diego on MAY 25 1993
by the following vote:

Council Members	Yeas	Nays	Not Present	Ineligible
Abbe Wolfsheimer	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Ron Roberts	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
John Hartley	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
George Stevens	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Tom Behr	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Valerie Stallings	<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"/>
Juan Vargas	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Susan Golding	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

SUSAN GOLDING
Mayor of The City of San Diego, California.

(Seal)

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

By Blonde B. Barnes, Deputy.

Office of the City Clerk, San Diego, California

Resolution R- 282043 MAY 25 1993
Number Adopted

RECEIVED
93 MAY 13 PM 3: 12
CITY CLERKS OFFICE
SAN DIEGO, CA

2004-11-13