

RESOLUTION NUMBER R- 283091

ADOPTED ON NOV 30 1993

RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO, CALIFORNIA, MAKING CERTAIN PRELIMINARY FINDINGS, PASSING UPON PROTESTS AND APPROVING AMENDED "REPORT."

(Community Facilities District No. 1 [Miramar Ranch North])

WHEREAS, the Council of The City of San Diego (the "Council") has previously declared its intention and ordered the preparation of a "Modification to Community Facilities District Report - Community Facilities District Report - Community Facilities District No. 1 (Miramar Ranch North) - City of San Diego" (the "Modification to Report") relating to proposed changes and modifications within an existing Community Facilities District, being Community Facilities District No. 1 (Miramar Ranch North) of The City of San Diego (the "District"), to alter the types of authorized public facilities and the existing rate and method of apportionment of the special tax and to reduce the authorized bonded indebtedness within the District, pursuant to the terms and provisions of the Mello-Roos Community Facilities Act of 1982 (the "Act"), as amended; and

WHEREAS, notice of a public hearing relating to the proposed changes and modifications has been given, and the Modification to Report, as ordered by this Agency, has been presented to this Agency and has been made a part of the record of the hearing on the Resolution of Consideration to order certain changes and modifications; and

WHEREAS, all communications relating to said proposed changes and modifications have been presented, and it has further been determined that a majority protest as defined by law has not been received against these proceedings; and

WHEREAS, the Modification to Report as now submitted further containing changes and modifications to the proceedings, as applicable, is hereby approved; and

WHEREAS, inasmuch as there are less than twelve (12) registered voters residing within the territory of the District, and have been for at least the preceding ninety (90) days, this legislative body is desirous to submit a proposal to approve the alteration of the types of authorized public facilities and the existing rate and method of apportionment of the special tax and the reduction in the authorized bonded indebtedness within the District to the landowners of the District, said landowners being the qualified electors as authorized by law; 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 written protests received, if any, do not represent a majority protest as defined by the applicable provisions of the Act.
3. The Community Facilities District Report - Community Facilities District No. 1 (Miramar Ranch North) - City of San Diego," as now submitted, including changes and modifications as set forth in the Modification to Report, if any and as applicable, shall stand as the "Report" for all future

proceedings and all terms and contents are approved as set forth therein.

4. It is hereby determined by this legislative body to proceed with the proposed changes and modifications to the types of authorized public facilities and the existing rate and method of apportionment of the special tax and the reduction of the authorized bonded indebtedness within the District.

5. It is hereby further determined by this legislative body that all proceedings prior hereto were valid and taken in conformity with the requirements of law, and specifically the provisions of the "Mello-Roos Community Facilities Act of 1982," and this finding is made pursuant to the provisions and authorization of Section 53325.1 of the Government Code of the State of California.

APPROVED: JOHN W. WITT, City Attorney

By   
C.M. Fitzpatrick  
Assistant City Attorney

CMF:pev  
11/18/93  
Or.Dept:E&D  
R-94-834  
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Passed and adopted by the Council of The City of San Diego on NOV 30 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
George Stevens	<input type="checkbox"/>	<input checked="" 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

(Seal)

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

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

By Linda Suzano, Deputy.

Office of the City Clerk, San Diego, California	
Resolution Number <u>R-283091</u>	Adopted <u>NOV 30 1993</u>

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SAN DIEGO, CA