

RESOLUTION NUMBER R- 286273

ADOPTED ON AUG 15 1995

RESOLUTION OF THE CITY COUNCIL OF
THE CITY OF SAN DIEGO, CALIFORNIA
SETTING A PUBLIC HEARING TO
DETERMINE WHETHER THE PUBLIC
CONVENIENCE AND NECESSITY REQUIRE
THE ACQUISITION OF OPEN SPACE IN AN
ASSESSMENT DISTRICT.

ASSESSMENT DISTRICT NO. 4084
(NEIGHBORHOOD 8A OPEN SPACE ACQUISITION)

WHEREAS, this City Council is considering the initiation of proceedings pursuant to the Municipal Improvement Act of 1913, being Division 12 of the Streets and Highways Code of the State of California and/or The City of San Diego Improvement District Procedural Ordinance of 1982, as amended, for the formation of an assessment district within a portion of The City of San Diego (the "City") designated as Assessment District No. 4084 (Neighborhood 8A Open Space Acquisition) (the "Assessment District"), which Assessment District includes, and is coterminous with, the Carmel Valley Community Planning Area, the Sorreno Hills Community Planning Area and the Torrey Pines Community Planning Area, to finance the acquisition of open space as more fully described below; and

WHEREAS, the City Council desires to set a public meeting and a public hearing in order to determine if the public convenience and necessity require such acquisition; and

WHEREAS, the City has previously retained the services of Boyle Engineering (the "Assessment Engineer") to perform engineering services related to the formation of the Assessment District and the Assessment Engineer has prepared a preliminary investigation report describing the Assessment District, the estimated cost of the open space acquisition and assessment proceedings and the estimated total assessments with respect to the Assessment District, NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, that it does hereby find, resolve, determine and order, as follows:

1. That the foregoing Recitals are true and correct.
2. That the City Council does hereby set a public meeting and a public hearing to be conducted on October 3,, 1995, at 10:00 a.m. ~~xxxx~~, and October 17, 1995, at 10:00 a.m. ~~xxxx~~, respectively, or as soon thereafter as possible in the City Council Chambers located at 202 "C" Street, San Diego, California, for the purpose of receiving evidence and testimony as to whether the public convenience and necessity require the acquisition of the following open space within the proposed Assessment District:

Acquisition of Parcel A and Parcel B
in Neighborhood 8A in the Carmel Valley
Community Planning Area

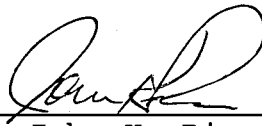
3. That at the respective times and places set forth in said notice of public meeting and public hearing, the City Council shall receive all evidence and testimony from all interested parties as to whether the public convenience and

necessity require the acquisition of the open space described above.

4. That the City Clerk is hereby directed to cause notice of this public meeting and public hearing to be given by publication once in a newspaper of general circulation within the proposed Assessment District pursuant to Government Code Section 6061, by mailing notice to each property owner within the proposed Assessment District and otherwise in accordance with applicable law.

5. The investigation report of the Assessment Engineer presented to this Council is hereby preliminarily approved. The report is subject to amendment, modification and completion in accordance with the assessment procedures to be undertaken by the City.

APPROVED: JOHN W. WITT, City Attorney

By 

John K. Riess
Senior Deputy City Attorney

JKR:mrh
08/02/95
Or.Dept:Eng.
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