

RESOLUTION NUMBER R- 290634

ADOPTED ON SEP 08 1998

RESOLUTION OF INTENTION TO LEVY AND COLLECT  
FISCAL YEAR 1998-1999 ANNUAL ASSESSMENTS ON  
CARMEL VALLEY NEIGHBORHOOD 10 MAINTENANCE  
ASSESSMENT DISTRICT.

BE IT RESOLVED, by the Council of The City of San Diego, that the Council hereby declares its intention to levy and collect assessments to pay a prescribed portion of the cost of future maintenance of the improvements, more generally described in Exhibit A (attached hereto and by this reference incorporated herein), located within the boundaries of the Carmel Valley Neighborhood 10 Maintenance Assessment District (the "District"), in said City for the fiscal year 1998-1999 pursuant to the provisions of California Streets and Highways Code sections 22500 et seq. and San Diego Municipal Code Chapter VI, Article V, Division 2 (referenced to herein as the "Law").

Section 1

DESCRIPTION OF AUTHORIZED ACTIVITIES

BE IT FURTHER RESOLVED, that the proposed maintenance consists in general of the maintenance of those improvements described in Exhibit "A," attached hereto. A detailed description of the proposed improvements is contained in the engineer's report (the "Report") submitted in connection with the District and filed in the Office of the City Clerk as Document No. RR- 290634.

Section 2

DESCRIPTION OF MAINTENANCE DISTRICT

BE IT FURTHER RESOLVED, that the District is described as follows:

All that real property in the City of San Diego included within the exterior boundary lines of the map designated as the District, filed in the office of the City Clerk as Document No.

M-414-99-1, excepting therefrom all public streets, roads, alleys, avenues and highways.

Reference is hereby made to the map and the Report for a further and more particular description of the District, so on file. Such map and Report shall govern for all details as to the extent of the District.

Section 3

ASSESSMENT OF COST AND EXPENSE

BE IT FURTHER RESOLVED, that the maintenance and expense of the contemplated maintenance are made chargeable upon the District, and the Council does declare that certain properties within the District receive special benefit from the maintenance of the improvements.

BE IT FURTHER RESOLVED, that the City Council proposes to assess those properties within the District which receive a special benefit from the maintenance for the total amount of the maintenance costs of the District, plus incidental expenses thereto, to be received by the individual parcels of real property within the District.

BE IT FURTHER RESOLVED, that the Council may order a portion of the costs of maintenance to be paid by the City from appropriate funds. The proposed budget for the District is as follows:

FUND

<u>DESCRIPTION</u>	<u>OPERATIONS</u>	<u>RESERVE</u>	<u>TOTAL</u>
<b>BEGINNING BALANCE</b>	\$ 0.00	\$ 0.00	\$ 0.00
<b>REVENUE:</b>			
Assessments	\$ 23,750.00	\$ 0.00	\$ 23,750.00
<b>TRANSFER</b>	(\$ 0.00)	\$ 0.00	\$ 0.00
<b>EXPENSE:</b>			
Personnel	\$ 0.00	\$ 0.00	\$ 0.00
Contractual	0.00	0.00	0.00
Incidental	<u>23,750.00</u>		<u>\$ 23,750.00</u>
<b>TOTAL EXPENSE</b>	\$ 23,750.00	\$ 0.00	\$23,750.00
<b>ENDING BALANCE</b>	\$ 0.00	\$ 0.00	\$0.00

BE IT FURTHER RESOLVED, that reference is hereby to the Report for a statement of the proposed assessments upon assessable lots and parcels of land within the District.

Section 4

TIME AND PLACE OF HEARING

NOTICE IS HEREBY GIVEN that on November 10, 1998 at 10:00 a.m. in the Council Chambers of the City Administration Building, Community Concourse, 202 C Street, in the City of San Diego, California, is the day, hour and place for the hearing when any person interested may protest in person to the proposed maintenance or the amount of the assessment. This hearing may be continued from time to time by the City Council. 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 at a time no later than the hour set for the hearing or continuance thereof.


Persons desiring to make inquiries regarding these proceedings are hereby advised that they may contact the Acting Program Supervisor at the City Administration Building, 202 "C" Street, MS 7B, San Diego, California 92101 or telephone (619) 533-4513.

Section 5

NOTICE OF HEARING

The City Clerk is directed to cause a notice and a ballot to be mailed at least forty-five (45) days before the date of the hearing, postage prepaid, to all property owners within the district whose names and addresses appear on the last equalized County Assessment Roll, all in the manner and form provided for in the California Constitution, article XIID, section 4 and California Government Code sections 53739, 53750, 53753 and 53753.5.

APPROVED: CASEY GWINN, City Attorney

By   
Kelly J. Salt  
Deputy City Attorney

KJS:pev  
8/25/98  
9/10/98 Cor.Copy  
Or.Dept:Fin.&Tech.Svcs  
R-99-261  
Form=ilcar.frm

EXHIBIT A

- 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