

RESOLUTION NUMBER R- 300726

ADOPTED ON AUG 01 2005

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIEGO ACTING AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 2 (SANTALUZ) AUTHORIZING THE LEVY OF SPECIAL TAXES WITHIN IMPROVEMENT AREA NO. 1, IMPROVEMENT AREA NO. 3, AND IMPROVEMENT AREA NO. 4, FOR FISCAL YEAR 2005/2006.

WHEREAS, the City of San Diego previously established Community Facilities District No. 2 (Santaluz) [CFD No. 2] and designated Improvement Areas therein, pursuant to the terms and provisions of the Mello-Roos Community Facilities Act of 1982, as amended, being Chapter 2.5, Part 1, Division 2, Title 5 of the Government Code of the State of California [Act]; and

WHEREAS, the City Council of the City of San Diego, acting as the legislative body of CFD No. 2, is authorized, pursuant to Resolution No. R- 296009, adopted on January 28, 2002, and Ordinance No. O-19085, adopted on August 5, 2002, as to Improvement Area No. 1; pursuant to Resolution No. R- 292868, adopted on March 14, 2000 and Ordinance No. O-18788, adopted on April 10, 2000, as to Improvement Area No. 3; pursuant to Resolution No. R- 297633, adopted on February 11, 2003 and Ordinance No. O-19152, adopted on February 24, 2003, as to Improvement Area No. 4 [together, Authorizing Documents], to levy a special tax, not to exceed the maximum special tax rate for each taxable parcel, in a total amount sufficient to pay principal, interest and other periodic costs with respect to the bonds of CFD No. 2, and/or to pay directly for the costs of authorized facilities, and, to pay for administrative expenses and other amounts necessary to meet the Special Tax Requirement, as defined in the established Rate

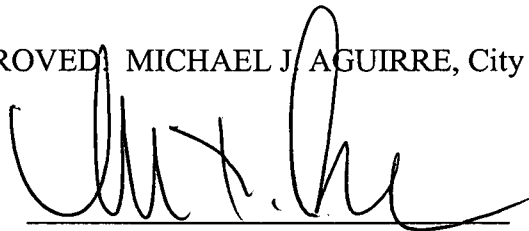
and Method of Apportionment of Special Taxes for each of Improvement Area No. 1, Improvement Area No. 3, and Improvement Area No. 4 of CFD No. 2.; and

WHEREAS, it is now necessary and appropriate that the City Council levy and collect the special taxes for Fiscal Year 2005/2006 by the adoption of a resolution as specified by the Act and the Authorizing Documents; NOW, THEREFORE,

BE IT RESOLVED, by the City Council of the City of San Diego, that, in accordance with the Act and the Authorizing Documents, there is hereby levied upon the parcels of land within each of Improvement Area No. 1, Improvement Area No. 3, and Improvement Area No. 4 of CFD No. 2, the special taxes for Fiscal Year 2005/2006 at the tax rates set forth in the Rate and Method of Apportionment of Special Taxes and reflected in the reports entitled "City Of San Diego Community Facilities District No. 2 Improvement Area No. 1 Administration Report - Fiscal Year 2005-2006," "City Of San Diego Community Facilities District No. 2 Improvement Area No. 3 Administration Report - Fiscal Year 2005-2006," and "City Of San Diego Community Facilities District No. 2 Improvement Area No. 4 Administration Report - Fiscal Year 2005-2006" on file in the office of the City Clerk as Document Nos. RR-300726-1, RR- 300726 -2, and RR- 300726 -3, respectively.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By



Mark D. Blake
Deputy City Attorney

MDB:ai
07/18/05
Or.Dept:FIN
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