

331c
5/19

RESOLUTION NUMBER R- 304913

DATE OF FINAL PASSAGE MAY 28 2009

A RESOLUTION OF INTENTION OF THE COUNCIL OF THE CITY OF SAN DIEGO TO FORM THE MISSION HILLS HISTORIC STREET LIGHTING MAINTENANCE ASSESSMENT DISTRICT AND TO LEVY AND COLLECT FISCAL YEAR 2010 ANNUAL ASSESSMENTS ON THE MISSION HILLS HISTORIC STREET LIGHTING MAINTENANCE ASSESSMENT DISTRICT.

WHEREAS, the Landscape and Lighting Act of 1972 [the Act], codified at California Streets and Highways Code section 22500, *et seq.*, and the Maintenance Assessment District Ordinance, codified at San Diego Municipal Code section 65.0201, *et seq.*, authorize the creation of maintenance assessment districts and set forth the procedure for the formation a maintenance assessment district; and

WHEREAS, the Council of the City of San Diego has authorized the initiation of proceedings to form the Mission Hills Historic Street Lighting Maintenance Assessment District [District]; and

WHEREAS, pursuant to the Act and San Diego Municipal Code section 65.0211, the City has ordered, and an assessment engineer has prepared and submitted, an engineer's report for the District [Engineer's Report]; and

WHEREAS, the Council of the City of San Diego has approved the Engineer's Report submitted in connection with the District and on file in the Office of the City Clerk as Document No. RR- 304913 ; NOW THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego [Council] that the Council proposes and intends to order the formation of a maintenance assessment district to be designated the Mission Hills Historic Street Lighting Maintenance Assessment District [District].

BE IT FURTHER RESOLVED, that the Council proposes and intends to levy and collect assessments on parcels within the District to pay a prescribed portion of the costs of future improvements, maintenance, and/or services as described in the Engineer's Report for the District.

BE IT FURTHER RESOLVED, that the proposed activities to be undertaken within the District include the initial construction as well as the on-going operations, maintenance, and repair of decorative ("acorn" style) lighting located within the District.

BE IT FURTHER RESOLVED, that the District is generally located in the Mission Hills neighborhood of the Uptown Community in the City of San Diego.

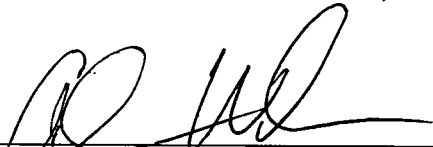
BE IT FURTHER RESOLVED, that the Engineer's Report is on file with the Office of the City Clerk as Document No. RR- 304911 and contains a full and detailed description of the improvements, the boundaries of the District, and the proposed assessments upon assessable lots and parcels of land within the district.

BE IT FURTHER RESOLVED, that notice is hereby given, that JUL 14 2009, 2009 at 10:00AM, or as soon thereafter as it may be heard, in the City Council Chambers of the City Administration Building, 202 C Street, San Diego, California, is fixed as the time and place when the City Council shall conduct a public hearing on the question of the formation of the District and the levy of the proposed assessments. At the hearing, any person shall be permitted to present written or oral testimony and the Council shall consider all objections or protests, if

any, to the formation of the District and the proposed assessments. The public meeting may be continued from time to time as necessary.

BE IT FURTHER RESOLVED, that the City Clerk is directed to cause a notice of the hearing and assessment ballots to be mailed at least forty-five (45) days before the date of the hearing, postage prepaid, to all property owners, whose names and addresses appear on the last equalized County Assessment Roll, all in the manner and form provided for in California Government Code sections 53750-53756.

APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Adam R. Wander
Deputy City Attorney

ARW:mm
05/03/09
Or.Dept: Park & Rec
R-2009-1132
MMS#8945

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of MAY 19 2009.

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 5.28.09
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor