

RESOLUTION NUMBER R- 305102

DATE OF FINAL PASSAGE JUL 28 2009

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
2009/2010

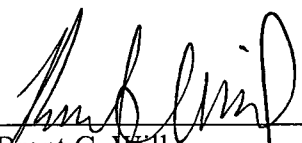
WHEREAS, the City of San Diego previously established Community Facilities District No. 2 (Santaluz) [CFD No. 2] and designated Improvement Areas therein, pursuant to the terms and provisions of the Mello-Roos Community Facilities Act of 1982, as amended, being Chapter 2.5, Part 1, Division 2, Title 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; and 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, 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 2009/2010 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 2009/2010 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 2009/2010", "City Of San Diego Community Facilities District No. 2 Improvement Area No. 3 Administration Report - Fiscal Year 2009/2010", and "City Of San Diego Community Facilities District No. 2 Improvement Area No. 4 Administration Report - Fiscal Year 2009/2010" on file in the Office of the City Clerk as Document Nos. RR- 305102 -1, RR- 305102 -2, and RR- 305102 -3, respectively.

APPROVED: JAN I. GOLDSMITH, City Attorney

By 

Brant C. Will
Deputy City Attorney

BCW:lks
07/06/2009
Or.Dept:Debt Mgmt.
R-2010-22

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JUL 20 2009

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 7-28-09
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor