

**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

365A



FROM: TLMA-Transportation Department

SUBMITTAL DATE:

April 26, 2004

SUBJECT: Landscaping and Lighting Maintenance District No. 89-1-Consolidated, Annexation of Location 35 to Zone 3.

RECOMMENDED MOTION: That the Board adopt the following Resolutions:

Resolution No. 2004-181, a Resolution of the County of Riverside initiating proceedings for the annexation of Location 35 to Zone 3 of Landscaping and Lighting Maintenance District No. 89-1-Consolidated and ordering preparation of the Engineer's Report regarding the proposed annexation of Location 35.

Resolution No. 2004-182, a Resolution of the County of Riverside declaring its intent to order the annexation of Location 35 to Zone 3 of Landscaping and Lighting Maintenance District No. 89-1-Consolidated of the County of Riverside pursuant to the Landscaping and Lighting Act of 1972 for the maintenance and servicing of landscaping; giving notice of and setting the time and place of the public hearing on the annexation of Location 35, ordering a mailed ballot election; and directing notice of the public hearing and ballot be mailed pursuant to Article XIID of the California Constitution.

Juan C. Perez
Deputy Director of Transportation

[Handwritten signature]

George A. Johnson
Director of Transportation

COUNTY COUNSEL

APR 14 2004

FINANCIAL DATA	Current F.Y. Total Cost:	\$ 0	In Current Year Budget:	No
	Current F.Y. Net County Cost:	\$ 0	Budget Adjustment:	No
	Annual Net County Cost:	\$ 0	For Fiscal Year:	2004-2005

SOURCE OF FUNDS: Landscaping and Lighting Maintenance District No. 89-1-Consolidated	Positions To Be Deleted Per A-350	<input type="checkbox"/>
	Requires 4/5 Vote	<input type="checkbox"/>

C.E.O. RECOMMENDATION: *APPROVE*

County Executive Office Signature *[Handwritten Signature]*

Dep't Recomm.: Consent
Per Exec. Ofc.: Consent
Policy X

Prev. Agn. Ref.: | District: 1 | Agenda Number:

ATTACHMENTS FILED WITH THE CLERK OF THE BOARD

3.34

SUBJECT: Landscaping and Lighting Maintenance District No. 89-1-Consolidated Annexation of Location 35 to Zone 3.

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BACKGROUND: Adoption of Resolution No. 2004-181 appoints the Director of the Transportation Department as the Engineer to prepare a Report regarding the proposed annexation of Location 35 to Zone 3 of Landscaping and Lighting Maintenance District No. 89-1-Consolidated ("L&LM District No. 89-1-C").

Resolution No. 2004-182 declares the Board's intention of ordering the annexation of Location 35 to Zone 3 of L&LM District No. 89-1-C. Annexation of Location 35 to Zone 3 of L&LMD No. 89-1-C will fund the maintenance and servicing of landscaping improvements within public rights of way located southerly of Clinton Keith Rd. in the Murrieta area and includes 140 single-family residential parcels.

The proposed budget of fiscal year 2004-05 for Location 35 is 10,875.00 that will result in an assessment for fiscal year 2004-05 within Location 35 of \$100.00 per parcel. The annual assessment will be adjusted annually by the greater of 2% or the cumulative percentage increase in the CPI-U, if any, as it stands as of March of each year over the base index for March of 2004.

Consistent with the Board's direction regarding compliance with Article XIID of the California Constitution and the Landscaping and Lighting Act of 1972, the attached resolutions have been prepared and a public hearing scheduled for 9:30 a.m. on June 22, 2004 to receive testimony for and against the proposed assessment. Each property owner within the proposed Location 35 will receive a notice of the public hearing and mail-in ballot, an impartial analysis, a copy of Resolution No. 2004-182 and an information sheet.

Ballots must be returned prior to the conclusion of the public hearing. If, at the time designated for the tabulation of the ballots, the ballots submitted in favor of the annexation and levy of the assessment exceed the ballots submitted in opposition of said annexation and levy, Location 35 will be annexed to Zone 3 of L&LMD No. 89-1-C.

There is only one individual/entity which owns all of the property within the proposed boundaries of Location 35 and said property owner has executed a "Waiver and Consent Regarding Date of Assessment Ballot Election" allowing for the election and public hearing to be held on June 22, 2004.