

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

344A



FROM: TLMA-Transportation Department

SUBMITTAL DATE:
April 26, 2004

SUBJECT: Landscaping and Lighting Maintenance District No. 89-1-Consolidated, Street Lighting Zone 16.

RECOMMENDED MOTION: That the Board:

With regard to the annexation of Street Lighting Zone 16 to Landscaping and Lighting Maintenance District No. 89-1-Consolidated, conduct the public hearing and, after closing the public hearing, direct the Director of Transportation, or his/her designee, who the board finds to be an impartial person as that term is used in Section 53753(e) of the Government Code, to tally all ballots received prior to the close of public hearing at 10:00 a.m. on Wednesday, May 5, 2004 in Conference Room B on the 8th Floor of the County Administrative Center, 4080 Lemon Street, Riverside, California. Staff is directed to cause the appropriate resolution, based on the election tally, to be prepared and returned to the Board on May 18, 2004 for its consideration.

George A. Johnson
George A. Johnson
Director of Transportation

FORM APPROVED
COUNTY COUNSEL

APR 21 2004

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|-----------------------|-------------------------------|------|-------------------------|-----------|
| 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-30 | <input type="checkbox"/> |
| | Requires 4/5 Vote | <input type="checkbox"/> |

W.E.O. RECOMMENDATION: APPROVE

County Executive Office Signature *George E. Balfanz*

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

RECEIVED CLERK OF THE BOARD

SUBJECT: Landscaping and Lighting Maintenance District No. 89-1-Consolidated, Annexation of Street Lighting Zone 16.

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BACKGROUND:

Pursuant to the Landscaping and Lighting Act of 1972 and Resolution 2004-111 adopted March 2, 2004, the Board of Supervisors noticed a public hearing for May 4, 2004, to receive testimony regarding the annexation of Street Lighting Zone 16 to Landscaping and Lighting Maintenance District No. 89-1-Consolidated (L&LM Dist. No. 89-1-C). Annexation of Street Lighting Zone 16 will fund the energizing of streetlights within the public right-of-ways located northeasterly and southwesterly of Temescal Canyon Rd. and northwesterly and southeasterly of Stellar Ct. in the El Cerrito area and includes 16 commercial parcels.

On March 3, 2004, a notice of the public hearing and mail-in ballot, an impartial analysis, a copy of Resolution No. 2004-111 and an information sheet was mailed to all property owners within Street Lighting Zone 16 proposed for annexation to L&LM Dist. No. 89-1-C. Pursuant to the notice, all ballots must be returned prior to the conclusion of the public hearing.

Notice of the public hearing was also given by publication of a certified copy of Resolution No. 2004-111 in The Press Enterprise at least ten (10) days prior to the public hearing dated and by posting a certified copy of the Resolution No. 2004-111 on the official bulletin board customarily used by the Board of Supervisors for the posting of notices and in two other public locations within the County.

Section 53753 of the Government Code has been amended. It requires that the Board after conducting the public hearing designate an impartial person, having no vested interest in the outcome of the proposed annexation, to tally the ballots received by the close of the public hearing at a specified time, date and place.