

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

7918



**FROM:** TLMA-Transportation Department

**SUBMITTAL DATE:**

May 28, 2004

**SUBJECT:** Landscaping and Lighting Maintenance District No. 89-1-Consolidated, Location 2 of Zone 24.

**RECOMMENDED MOTION:** That the Board:

With regard to the annexation of Location 2 to Zone 24 of 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 Tuesday, June 8, 2004 in Conference Room B on the 8<sup>th</sup> 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 June 22, 2004 for its consideration.

*George A. Johnson*  
George A. Johnson  
Director of Transportation

FORM APPROVED  
COUNTY COUNSEL

MAY 24 2004

<b>FINANCIAL DATA</b>	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

<b>SOURCE OF FUNDS:</b> 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"/>

**C.E.O. RECOMMENDATION:**

APPROVE

County Executive Office Signature

*James J. Siefert*

Dept's Recomm.:  Consent  
Per Exec. Ofc.:  Consent  
Policy X X

TLMA - 5 MAY 11 2004  
RECEIVED RIVERSIDE COUNTY

**SUBJECT:** Landscaping and Lighting Maintenance District No. 89-1-Consolidated, Annexation of Location 2 to Zone 24.

May 28, 2004  
Page 2 of 2

**BACKGROUND:**

Pursuant to the Landscaping and Lighting Act of 1972 and Resolution 2004-165 adopted April 20, 2004, the Board of Supervisors noticed a public hearing for June 8, 2004, to receive testimony regarding the annexation of Location 2 to Zone 24 of Landscaping and Lighting Maintenance District No. 89-1-Consolidated (L&LM Dist. No. 89-1-C). Annexation of Location 2 will fund the maintenance and servicing of landscaping improvements within public rights-of-way located southerly of State Highway 79; westerly of Pacific Sunset Dr.; and northerly and southerly sides of Temecula Creek Rd. in the Temecula area and includes 124 single-family residential lots.

On April 21, 2004, a notice of the public hearing and mail-in ballot, an impartial analysis, a copy of Resolution No. 2004-165 and an information sheet was mailed to all property owners within Location 2 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. 2004-165 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. 2004-165 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.