

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

547A



FROM: TLMA-Transportation Department

SUBMITTAL DATE:
May 16, 2005

SUBJECT: Landscaping and Lighting Maintenance District No. 89-1-Consolidated, Annexation of Zone 43.

RECOMMENDED MOTION: That the Board adopt the following Resolutions:

Resolution No. 2005-227 a Resolution of the County of Riverside initiating proceedings for the annexation of Zone 43 to Landscaping and Lighting Maintenance District No. 89-1-Consolidated and ordering preparation of the Engineer's Report regarding the proposed annexation of Zone 43.

Resolution No. 2005-228, a Resolution of the County of Riverside declaring its intent to order the annexation of Zone 43 to 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, multi-purpose trails and streetlights; giving notice of and setting the time and place of the public hearing on the annexation of Zone 43, ordering a mailed ballot election; and directing notice of the public hearing and ballot be mailed pursuant to Article XIID of the California Constitution.

FORM APPROVED
COUNTY COUNSEL

MAY 04 2005

[Signature]

[Signature]

George A. Johnson
Director of Transportation

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"/>

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

County Executive Office Signature

[Signature]

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

COUNTY OF RIVERSIDE
02 MAY 16 AM 10:27
OFFICE EXECUTIVE

0002 MAY 18 AM 11:11
CLERK OF THE BOARD OF SUPERVISORS
RECEIVED RIVERSIDE CA

Prev. Agn. Ref.: **ATTACHMENTS FILED WITH THE CLERK OF THE BOARD** District: 1 & 2 Agenda Number:

3.56

SUBJECT: Landscaping and Lighting Maintenance District No. 89-1-Consolidated Annexation of Zone 43.

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BACKGROUND: Adoption of Resolution No. 2005-227 appoints the Director of the Transportation Department as the Engineer to prepare a Report regarding the proposed annexation of Zone 43 to Landscaping and Lighting Maintenance District No. 89-1-Consolidated ("L&LM District No. 89-1-C").

Resolution No. 2005-228 declares the Board's intention of ordering the annexation of Zone 43 to L&LM District No. 89-1-C. Annexation of Zone 43 to L&LMD No. 89-1-C will fund the maintenance and servicing of landscaping and multi-purpose trail improvements and provide electricity for streetlights within public rights of way located northwesterly and southwesterly of Retreat Parkway; northwesterly and southwesterly of Weirick Rd.; northeasterly and southeasterly of Knabe Rd. in the Temescal Canyon area and includes 516 single-family residential parcels.

The proposed budget of fiscal year 2005-06 for Zone 43 is \$72,500.00 that will result in an assessment for fiscal year 2005-06 within Zone 43 of \$140.50 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 2005.

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 July 12, 2005 to receive testimony for and against the proposed assessment. Each property owner within the proposed Zone 43 will receive a notice of the public hearing and mail-in ballot, an impartial analysis, a copy of Resolution No. 2005-228 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, Zone 43 will be annexed to L&LMD No. 89-1-C.

The individuals/entities which own all of the property within the proposed boundaries of Zone 43 have executed a "Waiver and Consent Regarding Date of Assessment Ballot Election" allowing for the election and public hearing to be held on July 12, 2005.