

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



226A

FROM: TLMA-Transportation Department

SUBMITTAL DATE:

July 1, 2005

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

RECOMMENDED MOTION: That the Board:

With regard to the annexation of Zone 43 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. All ballots received prior to the close of the public hearing will be tallied at 10:00 a.m. on Wednesday, July 13, 2005 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 for its consideration.

FORM APPROVED
COUNTY COUNSEL

JUN 22 2005

BY [Signature]

Juan C. Perez
Deputy Director of Transportation

[Signature] for

George A. Johnson
Director of Transportation

FINANCIAL DATA	Current F.Y. Total Cost:	\$ 0	In Current Year Budget:	N/A
	Current F.Y. Net County Cost:	\$ 0	Budget Adjustment:	No
	Annual Net County Cost:	\$ 0	For Fiscal Year:	2005-2006

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
Per Exec. Ofc.: Consent
Policy X

COUNTY OF RIVERSIDE
OFFICE OF THE COUNTY CLERK
RECEIVED

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

July 1, 2005

Page 2 of 2

BACKGROUND:

Pursuant to the Landscaping and Lighting Act of 1972 and Resolution 2005-228 adopted May 24, 2005, the Board of Supervisors noticed a public hearing for July 12, 2005, to receive testimony regarding the annexation of Zone 43 to Landscaping and Lighting Maintenance District No. 89-1-Consolidated (L&LM Dist. No. 89-1-C). Annexation of Zone 43 will fund the maintenance and servicing of landscaping and multi-purpose trail improvements and provide electricity for streetlights within the public right of way located northwesterly and southeasterly of Retreat Parkway; northwesterly and southeasterly of Weirick Rd.; northeasterly and southwesterly of Knabe Rd. in the Temescal Canyon area and includes 516 single-family residential parcels.

On May 25, 2005, a notice of the public hearing and mail-in ballot, an impartial analysis, a copy of Resolution No. 2005-228 and an information sheet was mailed to all property owners within Zone 43 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. 2005-228 in The Press Enterprise at least ten (10) days prior to the public hearing date and by posting a certified copy of the Resolution No. 2005-228 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.