

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

204A



FROM: TLMA-Transportation Department

SUBMITTAL DATE:

July 1, 2005

SUBJECT: Landscaping and Lighting Maintenance District No. 89-1-Consolidated, Zone 44.

RECOMMENDED MOTION: That the Board:

With regard to the annexation of Zone 44 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.

Juan C. Perez
Deputy Director of Transportation

George A. Johnson
Director of Transportation

FORM APPROVED
COUNTY COUNSEL

JUN 22 2005

BY

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

Consent
 Policy

 Consent
 Policy

 Dept's Recomm.:
 Per Exec. Ofc.:

COUNTY OF RIVERSIDE
 JUN 22 11:15
 CLERK EXECUTIVE

JUN 22 2 52 PM '05
 RECEIVED BY SWIRDE COUNTY

Prev. Agn. Ref.:

District: 3

Agenda Number:

9.17

SUBJECT: Landscaping and Lighting Maintenance District No. 89-1-Consolidated, Annexation of Zone 44.

July 1, 2005
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BACKGROUND:

Pursuant to the Landscaping and Lighting Act of 1972 and Resolution 2005-236 adopted May 24, 2005, the Board of Supervisors noticed a public hearing for July 12, 2005, to receive testimony regarding the annexation of Zone 44 to Landscaping and Lighting Maintenance District No. 89-1-Consolidated (L&LM Dist. No. 89-1-C). Annexation of Zone 44 will fund the maintenance and servicing of catch basin filtration system improvements within the public right of way located easterly of Menifee Rd.; and northerly of Simpson Rd. in the Menifee area and includes 628 single-family residential lots.

On May 25, 2005, a notice of the public hearing and mail-in ballot, an impartial analysis, a copy of Resolution No. 2005-236 and an information sheet was mailed to all property owners within Zone 44 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. 2005-236 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. 2005-236 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.