

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

331A



FROM: TLMA-Transportation Department

SUBMITTAL DATE:

July 18, 2005

SUBJECT: Landscaping and Lighting Maintenance District No. 89-1-Consolidated, Zone 55.

RECOMMENDED MOTION: That the Board:

With regard to the annexation of Zone 55 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 27, 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

JUL 7 2005

[Handwritten signature]

[Handwritten signature: George A. Johnson]
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

[Handwritten signature]

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

[Faint stamps: COUNTY OF RIVERSIDE, OFFICE EXECUTIVE]

Prev. Agn. Ref.: | **District:** 3 | **Agenda Number:**

9 . 12

SUBJECT: Landscaping and Lighting Maintenance District No. 89-1-Consolidated, Annexation of Zone 55.

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BACKGROUND:

Pursuant to the Landscaping and Lighting Act of 1972 and Resolution 2005-265 adopted June 7, 2005, the Board of Supervisors noticed a public hearing for July 26, 2005, to receive testimony regarding the annexation of Zone 55 to Landscaping and Lighting Maintenance District No. 89-1-Consolidated (L&LM Dist. No. 89-1-C). Annexation of Zone 55 will fund the maintenance and servicing of catch basin filtration system improvements within public rights of way located north of Bermuda St.; northwesterly of Winchester Rd. in the Murrieta area and includes 86 single-family residential lots.

On June 8, 2005, a notice of the public hearing and mail-in ballot, an impartial analysis, a copy of Resolution No. 2005-265 and an information sheet was mailed to all property owners within Zone 55 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. 2005-265 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. 2005-265 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.