

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

797 A



FROM: TLMA-Transportation Department

SUBMITTAL DATE:
September 2, 2005

SUBJECT: Landscaping and Lighting Maintenance District No. 89-1-Consolidated, Annexation of Zone 56.

RECOMMENDED MOTION: That the Board, as a result of a majority protest having been received, abandon all proceedings for the annexation of Zone 56 to Landscaping and Lighting Maintenance District No. 89-1-Consolidated of the County of Riverside.

FORM APPROVED
COUNTY COUNSEL

AUG 2 2005

BY *[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:	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 Policy Policy
Per Exec. Ofc.: Consent Policy Policy

Prev. Agn. Ref.:

District: 3

Agenda Number:

3.71

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

On July 26, 2005, a public hearing was held to receive all testimony regarding the annexation of Zone 56 to Landscaping and Lighting Maintenance District No. 89-1-Consolidated ("L&LM Dist. No. 89-1-C"). After closing the public hearing, the Board directed the Director of Transportation, or his/her designee, to tally the ballots that had been received prior to the close of the hearing. The ballots were to be tabulated on July 27, 2005 at 10:00 a.m. in Conference Room B on the 8th Floor of the County Administrative Center. The tabulation shows that votes representing 202 parcels out of a possible 202 parcels were cast, and that 202 votes (or 100%) were cast against the annexation of Zone 56 of L&LM Dist. No. 89-1-C and the levy and enrollment of the special assessment. Pursuant to Section 22593 of the Streets and Highways Code, this represents a majority protest and the proceedings for the annexation of Zone 56 must be abandoned.

The proposed annexation of Tract Map No. 30929 for the maintenance of fossil filters and landscaping was terminated at the request of the project proponent due to Flood Control District approving an alternate solution to the implementation of fossil filters that will meet the water quality requirements. Tract Map No. 30929 lies within Valley Wide Park and Recreation District, the elimination of the requirement for fossil filters allowed the project proponent to process an annexation to this District for the maintenance of landscaping and multi-purpose trails.