

**SUBMITTAL TO THE BOARD OF SUPERVISORS,  
COMMUNITY FACILITIES DISTRICT'S LEGISLATIVE BODY  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

603



**FROM:** County Executive Office

**SUBMITTAL DATE:**  
July 11, 2006

**SUBJECT:** Notice of Amendment to and Termination of Declaration of Covenants, Conditions, Easements and Restrictions in Community Facilities District No. 88-8 of the County of Riverside.

**RECOMMENDED MOTION:** That (1) the attached Notice of Amendment to and Termination of Declaration of Covenants, Conditions, Easements and Restrictions be approved and the Chairman be authorized to execute said Notice on behalf of the District, and (2) the Legislative Body direct the Clerk to record said Notice.

**BACKGROUND:** The Community Facilities District No. 88-8 of the County of Riverside (the "District") is a party to certain agreements whereby it was agreed to either terminate the Declaration of Covenants, Conditions, Easements and Restrictions (the "CC&R's") associated with the property, or assist with the clearance of title issues, including removal of the CC&R's associated with the sale of foreclosed properties owned by the District.

Those agreements include (1) a Settlement Agreement, dated August 29, 2000 and subsequently amended on May 2, 2006, with Pinnacle Real Estate Holdings, Inc., ("Pinnacle") that provides for the elimination of CC&R's on certain parcels, (2) an Inducement, Escrow and Workout Agreement, dated May 18, 2004 and subsequently amended on June 20, 2006, with Majestic Oakwood, LLC, ("Majestic") that provides for the sale of certain parcels owned by the District, and (3) an Inducement, Escrow and Workout Agreement, dated November 16, 2004, with the Riverside County Transportation Commission ("RCTC") setting the terms by which RCTC would acquire District owned parcels (the "Agreements").

(Continued on page 2)

*Jerry Norris*  
Jerry Norris, Principal Management Analyst

<b>FINANCIAL DATA</b>	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:	2006

<b>SOURCE OF FUNDS:</b> N / A	<b>Positions To Be Deleted Per A-30</b>	<input type="checkbox"/>
	<b>Requires 4/5 Vote</b>	<input type="checkbox"/>

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

**County Executive Office Signature** *Gary M. Christman*

Policy  Policy

Consent  Consent

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

COUNTY COUNSEL

JUN 30 2006

BY *[Signature]*

Departmental Concurrence

Form 11

Notice of Amendment to and Termination of Declaration  
of Covenants, Conditions, Easements and Restrictions

July 11, 2006

Page 2

The Agreements facilitate resolving certain issues related to the defaulted District by providing for, among other things, the payment of the delinquent special taxes from prior property owners, and the sale of foreclosed properties to owners that intend to develop said properties consistent with all land use related laws and ordinances of the County of Riverside.

The attached Notice, when recorded, allows the the District to fulfill certain terms of the Agreements by terminating the CC&R's. The Notice has been reviewed and approved as to form by County Counsel.