

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

930A



**FROM:** TLMA-Transportation Department

**SUBMITTAL DATE:**  
July 24, 2006

**SUBJECT:** Landscaping and Lighting Maintenance District No. 89-1-Consolidated, Annexation of Street Lighting Zone 49.

**RECOMMENDED MOTION:** That the Board:

1. Adopt Resolution No. 2006-292, Resolution of the County of Riverside confirming the diagram and assessment for Street Lighting Zone 49 of Landscaping and Lighting Maintenance District No. 89-1-Consolidated and levying assessments on all assessable lots and parcels of land therein for fiscal year 2006-07.
2. Direct the Auditor-Controller's office to establish an interest-bearing sub-fund of Fund 20300 to receive deposits and interest thereon from Street Lighting Zone 49 of Landscaping and Lighting Maintenance District No. 89-1-Consolidated; in accordance with Section 22655-22656 of the Streets and Highways Code.

FORM APPROVED  
COUNTY COUNSEL

JUL 18 2006

BY *[Signature]*

*[Signature]*  
George A. Johnson  
Director of Transportation

<b>FINANCIAL DATA</b>	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:	2006-07

<b>SOURCE OF FUNDS:</b> Landscaping and Lighting Maintenance District No. 89-1-Consolidated	<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** *[Signature]*

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

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

3 . 43

1 Dist. No. 89-1-C as required by Section 53753(e) of the Government Code to tally the assessment  
2 ballots that had been received prior to the close of the public hearing; and

3 WHEREAS, the tally of the assessment ballots show that assessment ballots were timely  
4 received from the owner of 1 parcel out of a possible 1 parcel and that 1 parcel (100% percent of the  
5 assessment ballots received) voted in favor of annexation of Street Lighting Zone 49 into L&LM Dist.  
6 No. 89-1-C and the levy of an annual assessment in said Street Lighting Zone 49 beginning fiscal year  
7 2006-07; and

8 WHEREAS, the Board of Supervisors may proceed, pursuant to Section 22631 of the Streets  
9 and Highways Code, to adopt a resolution confirming the diagram and assessment, either as originally  
10 proposed, or as changed by the Board, and the adoption of such a resolution shall constitute the levy of  
11 an assessment on all assessable lots and parcels of land within Street Lighting Zone 49 of L&LM Dist.  
12 No. 89-1-C beginning fiscal year 2006-07.

13 NOW, THEREFOR, BE IT RESOLVED, FOUND, DETERMINED, AND ORDERED by the Board  
14 of Supervisors of the County in regular session on August 1, 2006 as follows:

15 Section 1. Findings. The Board of Supervisors finds:

- 16 (a) the proceeding recitals are correct;
- 17 (b) compliance has been had with all the requirements of the Landscaping and Lighting Act  
18 of 1972, being Part 2 (commencing with Section 22500) of Division 15 of the Streets and  
19 Highways Code, and Sections 53753 and 54954.6 of the Government Code;
- 20 (c) a majority protest to the annexation of and annual assessment of Street Lighting Zone  
21 49 of L&LM Dist. No. 89-1-C has not been filed;
- 22 (d) the tally of the assessment ballots timely received was 100 percent voted in favor of the  
23 annexation of Street Lighting Zone 49 into L&LM Dist. No. 89-1-C and the levy of an  
24 annual assessment beginning fiscal year 2006-07, and 0 percent voted no;
- 25 (e) the Board of Supervisors may proceed to adopt a resolution ordering the annexation of  
26 Street Lighting Zone 49 into L&LM Dist. No. 89-1-C;

1 (f) the Board of Supervisors may proceed to adopt a resolution confirming the diagram and  
2 assessment for Street Lighting Zone 49 of L&LM Dist. No. 89-1-C either as originally  
3 proposed or as changed by it; and

4 (g) the assessments to be levied on the assessable lots and parcels of land within Street  
5 Lighting Zone 49 of L&LM Dist. No. 89-1C for the provision of electricity to all streetlights  
6 in said Street Lighting Zone 49 during the fiscal year 2006-07 as contained in the report  
7 of the Director of Transportation which is on file with the Clerk of the Board of  
8 Supervisors (hereinafter the "Report") are based on benefits derived by such lots and  
9 parcels from the availability of such streetlights, and are not based upon the ownership  
10 of such lots and parcels.

11 Section 2. Annexation. Street Lighting Zone 49, as proposed to be annexed into L&LM Dist.  
12 No. 89-1-C, includes all the property subject to Conditional Use Permit No. 3368 in the County of  
13 Riverside, State of California as described in Exhibit "A" attached hereto, shall be and is annexed into  
14 L&LM Dist. No. 89-1-C.

15 Section 3. Improvements. The improvements authorized for Street Lighting Zone 49 of  
16 L&LM Dist. No. 89-1-C are:

17 (a) provision of electricity to all streetlights within the public right-of way including incidental  
18 costs and expenses.

19 Section 4. Confirmation of Report. The Report and the assessment diagram and the  
20 assessment of estimated costs for the provision of electricity to all streetlights in Street Lighting Zone  
21 49 of L&LM Dist. No. 89-1-C for fiscal year 2006-07 as contained in the Report are confirmed.

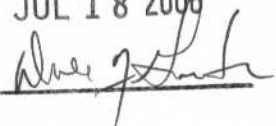
22 Section 5. Levy of Assessment. Pursuant to Section 22631 of the Streets and Highways  
23 Code, the adoption of this resolution constitutes the levy of the assessment for the provision of  
24 electricity to all streetlights in Street Lighting Zone 49 of L&LM Dist. No. 89-1-C during fiscal year 2006-  
25 07, as contained in the Report, and such assessment is levied. The Clerk of the Board of Supervisors is  
26 directed to file a certified copy of this resolution, together with the diagram and assessment contained

1 in the Report with the County Auditor of the County of Riverside, who, pursuant to Section 22645 of the  
2 Streets and Highways Code, shall enter on the County Tax Roll opposite each lot or parcel of land the  
3 amount assesses thereupon, as shown in said assessment.

4 Section 6. Effective Date. This Resolution shall take effect from and after its date of  
5 adoption.

FORM APPROVED  
COUNTY COUNSEL

JUL 18 2006

BY 

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**DESCRIPTION OF BOUNDARIES**

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The boundaries of Street Lighting Zone 49 to be annexed to Landscaping and Lighting Maintenance District No 89-1-Consolidated, of the County of Riverside are coterminous with the boundaries of APN 331110018 as shown on the Assessment Roll in the County of Riverside, State of California.

LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT NO. 89-1-CONSOLIDATED  
**STREET LIGHTING ZONE 49**  
PORTION OF SECTION 15, T.5S., R.3W.

CUP NO. 3368  
1 PARCEL

ETHANAC RD

SHERMAN RD

331110018



SCALE: 1" = 200'

 DENOTES ENERGIZED STREETLIGHT



This map was made by the Riverside County Geographic Information System. The map elements were produced by the Assessor and the Transportation and Land Management Agency which is comprised of the Transportation, Building & Safety, and Planning departments.

MAY 2, 2006

# ASSESSMENT DIAGRAM