

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

937A



FROM: TLMA-Transportation Department

SUBMITTAL DATE:

July 24, 2006

SUBJECT: Landscaping and Lighting Maintenance District No. 89-1-Consolidated, Zone 69.

RECOMMENDED MOTION: That the Board:

With regard to the annexation of Zone 69 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, August 2, 2006 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 11 2006

BY *[Signature]*

[Signature]
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:	2006-07

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]*

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

SUBJECT: Landscaping and Lighting Maintenance District No. 89-1-Consolidated, Annexation of Zone 69.

July 24, 2006

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BACKGROUND:

Pursuant to the Landscaping and Lighting Act of 1972 and Resolution 2006-187 adopted June 13, 2006, the Board of Supervisors noticed a public hearing for August 1, 2006, to receive testimony regarding the annexation of Zone 69 to Landscaping and Lighting Maintenance District No. 89-1-Consolidated (L&LM Dist. No. 89-1-C). Annexation of Zone 69 will fund the maintenance and servicing of landscaping, multi-purpose trail, fencing and catch basin filtration system improvements within public right-of-ways located easterly of Sherman Rd.; northerly of Garbani Rd.; westerly of Haun Rd.; and/or the median on Garbani Rd. easterly of Sherman Rd. that will be installed in the future in the Menifee area and includes 128 single-family residential lots.

On June 14, 2006, a notice of the public hearing and mail-in ballot, an impartial analysis, a copy of Resolution No. 2006-187 and an information sheet was mailed to all property owners within Zone 69 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. 2006-187 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. 2006-187 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.