

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

964A



**FROM:** TLMA - Transportation Dept.

**SUBMITTAL DATE:**  
December 29, 2006

**SUBJECT:** Landscaping and Lighting Maintenance District No. 89-1-Consolidated,  
Annexation of Zone 79

**RECOMMENDED MOTION:** That the Board:

With regard to the annexation of Zone 79 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 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, January 10, 2007 in the Survey Conference Room on the 8<sup>th</sup> 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.

*George A. Johnson*  
George A. Johnson  
Director of Transportation

JW:jp

(continued on next page)

COUNTY COUNSEL

NOV 9 2006

BY *John G. ...* Departmental Concurrence

<b>FINANCIAL DATA</b>	Current F.Y. Total Cost:	\$0.00	In Current Year Budget:	No
	Current F.Y. Net County Cost:	\$0.00	Budget Adjustment:	No
	Annual Net County Cost:	\$0.00	For Fiscal Year:	2006-07
<b>SOURCE OF FUNDS:</b>				Positions To Be Deleted Per A-30 <input type="checkbox"/>
<b>C.E.O. RECOMMENDATION: APPROVE</b>				Requires 4/5 Vote <input type="checkbox"/>

County Executive Office Signature

*John G. ...*

Policy

Consent

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

Prev. Agn. Ref. | District: 2 | Agenda Number:

ATTACHMENTS FILED  
WITH THE CLERK OF THE BOARD

9.7

The Honorable Board of Supervisors

RE: Landscaping and Lighting Maintenance District No. 89-1-Consolidated, Annexation  
of Zone 79

December 29, 2006

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**BACKGROUND:** Pursuant to the Landscaping and Lighting Act of 1972 and Resolution 2006-426 adopted November 7, 2006, the Board of Supervisors noticed a public hearing for January 9, 2007, to receive testimony regarding the annexation of Zone 79 to Landscaping and Lighting Maintenance District No. 89-1-Consolidated (L&LMD No. 89-1-C). Annexation of Zone 79 will fund the maintenance and servicing of catch basin filtration system improvements within public rights-of-way located southerly of Limonite Ave. and easterly of Hamner Ave. in the Eastvale area and includes 314 condominium parcels.

On November 8, 2006 a notice of the public hearing and mail-in ballot, an impartial analysis, a copy of Resolution No. 2006-426, and an information sheet was mailed to all property owners within Zone 79, proposed for annexation to L&LMD 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. 2006-426 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. 2006-426 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.