

2 RESOLUTION NO. 2012-084

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4 **RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF RIVERSIDE INITIATING**  
5 **PROCEEDINGS FOR THE ANNEXATION OF ZONE 164 TO LANDSCAPING AND LIGHTING**  
6 **MAINTENANCE DISTRICT NO. 89-1-CONSOLIDATED OF THE COUNTY OF RIVERSIDE**  
7 **PURSUANT TO THE LANDSCAPING AND LIGHTING ACT OF 1972 AND ORDERING**  
8 **PREPARATION OF ENGINEER’S REPORT REGARDING SAID ANNEXATION**

9 **WHEREAS**, the Board of Supervisors (hereinafter the "Board of Supervisors") of the County of  
10 Riverside (hereinafter the "County") has been advised by the Transportation Department (hereinafter  
11 "Department") of the County that said Department has received an application from the owner (the  
12 "Applicant") of all the property within the unincorporated area of the County (hereinafter "Zone 164"),  
13 as shown and described in Exhibit "A", which is attached hereto and made a part hereof, to be  
14 annexed to Landscaping and Lighting Maintenance District No. 89-1-Consolidated (hereinafter  
15 "L&LMD No. 89-1-C") of the County of Riverside, State of California, and the Board of Supervisors has  
16 determined that it is necessary and desirable to initiate proceedings for the annexation of Zone 164 to  
17 L&LMD No. 89-1-C pursuant to the Landscaping and Lighting Act of 1972, Part 2 (commencing with  
18 Section 22500) of Division 15 of the Streets and Highways Code (hereinafter, respectively, the "Act"  
19 and the "Street and Highways Code"); and

20 **WHEREAS**, such proceedings shall comply with the requirements of Article XIID of the  
21 California Constitution and Section 4000 of the Elections Code requiring voter approval of the  
22 proposed assessment to be levied by L&LMD No. 89-1-C for Zone 164; and

23 **WHEREAS**, the Applicant has executed a "Waiver and Consent Regarding Date of  
24 Assessment Ballot Election" allowing for the election to be held on June 19, 2012; and

25 **WHEREAS**, the Director of the Department, or his designee, is a licensed and registered civil  
26 engineer, has expertise with respect to the annexation of territory to landscaping and lighting  
maintenance districts and the levying of assessments for said purposes and, therefore, is able to serve

FORM APPROVED COUNTY COUNSEL  
BY: *Dale A. Gardner* 3/27/12  
DALE A. GARDNER DATE

1 as the engineer (hereinafter the "Engineer") for the County with regard to the annexation of Zone 164  
2 to L&LMD No. 89-1-C.

3 **NOW, THEREFORE, BE IT RESOLVED, FOUND, DETERMINED AND ORDERED** by the  
4 Board of Supervisors of the County of Riverside assembled in regular session on May 1, 2012 as  
5 follows:

6 **Section 1. Recitals.** The Board of Supervisors hereby finds and determines that all  
7 the above recitals are true and correct.

8 **Section 2. Annexation.** The Board of Supervisors proposes to annex Zone 164 to  
9 L&LMD No. 89-1-C and to initiate and conduct proceedings therefore pursuant to the Act for the  
10 purpose of levying an annual assessment on all parcels within Zone 164 to pay the costs of the  
11 following services:

- 12 (a) The maintenance and servicing of infiltration swales within the public right-of-  
13 way including the trimming, fertilizing, weeding, and replanting of grass, and  
14 other ornamental vegetation; and
- 15 (b) The maintenance and servicing of irrigation and electrical facilities associated  
16 with the infiltration swales, including but not limited to electricity for operation of  
17 the irrigation system and water for irrigation.

18 **Section 3. Boundaries and Designation.** The boundaries of Zone 164 that are  
19 proposed to be annexed to L&LMD No. 89-1-C shall include all of the property as shown and  
20 described in Exhibit "A".

21 **Section 4. Report.** The Director of the Department of the County, or his designee,  
22 is hereby designated Engineer and is ordered to prepare and file a report with the Clerk of the Board  
23 of Supervisors in accordance with Sections 22608 and 22585 et. seq. of the Streets and Highways  
24 Code and Section 4 of Article XIIIID of the California Constitution regarding said annexation and the  
25 levy.

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**Section 5. Effective Date.** This Resolution shall take effect from and after its date

of adoption.

**EXHIBIT "A"**

**DESCRIPTION OF BOUNDARIES**

The boundaries of Zone 164 to be annexed into Landscaping and Lighting Maintenance District No. 89-1-Consolidated, of the County of Riverside, are coterminous with the boundaries of APN 942-250-053 as shown on Assessment Roll in the County of Riverside, State of California in Fiscal Year 2012-13.

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# ZONE 164

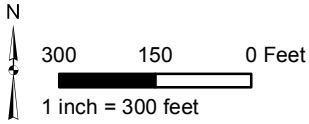
PORTION OF SECTIONS 23 & 26, T.7S., R.2W.

PLOT PLAN NO. 21570

1 PARCEL

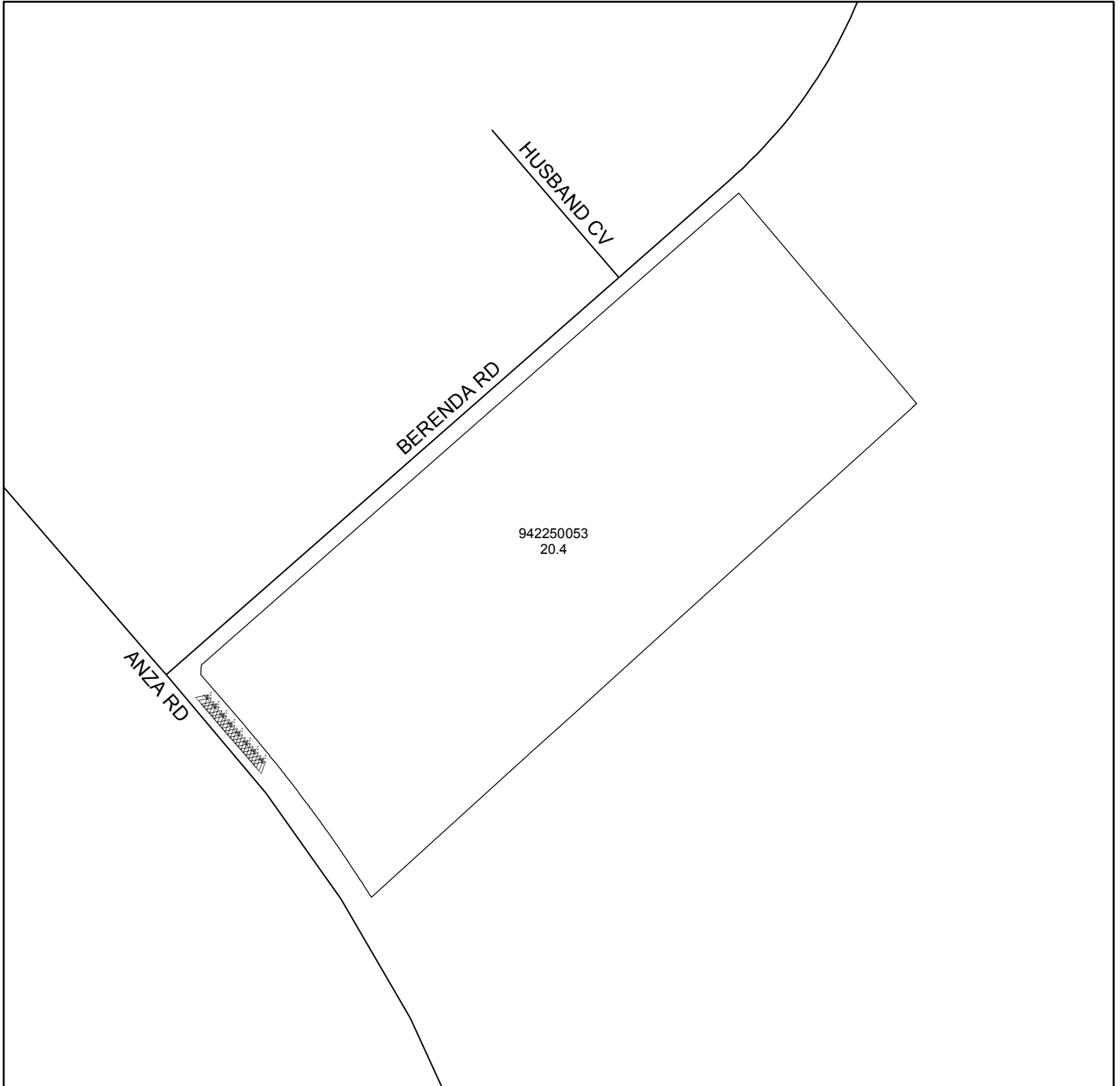


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## ASSESSMENT DIAGRAM

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DENOTES MAINTAINED INFILTRATION SWALE