

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

899 A



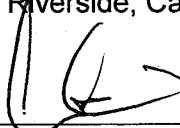
**FROM:** TLMA - Transportation Dept.

**SUBMITTAL DATE:**  
May 25, 2011

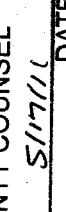
**SUBJECT:** Landscaping and Lighting Maintenance District No. 89-1-Consolidated,  
Annexation of Zone 154 (Rancho California).

**RECOMMENDED MOTION:** That the Board:

With regard to the annexation of Zone 154 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, June 8, 2011 in Conference Room C on the 8<sup>th</sup> Floor of the County Administrative Center, 4080 Lemon Street, Riverside, California. Staff is directed to

  
\_\_\_\_\_  
Juan C. Perez  
Director of Transportation


MH:jp

FORM APPROVED COUNTY COUNSEL  
BY:  DALE A. GARDNER  
DATE: 5/17/11  
Departmental Concurrence

<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:	N/A
	Annual Net County Cost:	\$0	For Fiscal Year:	2010-11

<b>SOURCE OF FUNDS:</b> Landscaping and Lighting Maintenance District No. 89-1-Consolidated – 100%	<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

BY:   
Elizabeth J. Olson


**County Executive Office Signature**

Policy  
 Consent  
 Policy  
 Consent  
 Dept's Recomm.:  
 Per Exec. Ofc.:

**MINUTES OF THE BOARD OF SUPERVISORS**

On motion of Supervisor Buster, seconded by Supervisor Stone and duly carried, IT WAS ORDERED that the above matter is approved as recommended.

Ayes: Buster, Stone, Benoit and Ashley  
 Nays: None  
 Absent: Tavaglione  
 Date: June 7, 2011  
 xc: Transp.

Kecia Harper-Ihem  
 Clerk of the Board  
 By:   
 Deputy

**Prev. Agn. Ref.** 04/12/11, 3.24 | **District:** 3 | **Agenda Number:**

9.9

The Honorable Board of Supervisors

RE: Landscaping and Lighting Maintenance District No. 89-1-Consolidated, Annexation of  
Zone 154 (Rancho California).

May 25, 2011

Page 2 of 2

cause the appropriate resolution, based on the election tally, to be prepared and returned to the Board for its consideration.

**BACKGROUND:** Pursuant to the Landscaping and Lighting Act of 1972 and Resolution 2011-070 adopted April 12, 2011, the Board of Supervisors noticed a public hearing for June 7, 2011, to receive testimony regarding the annexation of Zone 154 to Landscaping and Lighting Maintenance District No. 89-1-Consolidated (L&LMD No. 89-1-C). Annexation of Zone 154 will fund the provision of electricity for streetlights, and the maintenance and servicing of future median landscaping and dormant parkway landscaping within public rights-of-way located northeasterly of Pacific Sunset Dr, northerly of Temecula Creek Rd, and southerly of SH-79 in the Rancho California area and includes 1 commercial parcel, totaling 4.93 acre(s).

On April 13, 2011 a notice of the public hearing and mail-in ballot, an impartial analysis, a copy of Resolution No. 2011-070, and an information sheet was mailed to all property owners within Zone 154, 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. 2011-070 in an appropriate newspaper at least ten (10) days prior to the public hearing date and by posting a certified copy of the Resolution No. 2011-070 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.

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

215A



**FROM:** TLMA - Transportation Dept.

**SUBMITTAL DATE:**  
March 31, 2011

**SUBJECT:** Landscaping and Lighting Maintenance District No. 89-1-Consolidated,  
Annexation of Zone 154 (Rancho California).

**RECOMMENDED MOTION:** That the Board adopt the following Resolutions:

Resolution No. 2011-069 a Resolution of the County of Riverside initiating proceedings for the annexation of Zone 154 to Landscaping and Lighting Maintenance District No. 89-1-Consolidated and ordering preparation of the Engineer's Report regarding the proposed annexation of Zone 154.

Resolution No. 2011-070, a Resolution of the County of Riverside declaring its intent to order the annexation of Zone 154 to Landscaping and Lighting Maintenance District No.

Juan C. Perez  
Director of Transportation

MH:jp

<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:	N/A
	Annual Net County Cost:	\$0	For Fiscal Year:	2010-11
<b>SOURCE OF FUNDS:</b> Landscaping and Lighting Maintenance District No. 89-1-Consolidated – 100%				Positions To Be Deleted Per A-30 <input type="checkbox"/>
				Requires 4/5 Vote <input type="checkbox"/>

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

APPROVE

BY:

Tina Grande

**County Executive Office Signature**

**MINUTES OF THE BOARD OF SUPERVISORS**

On motion of Supervisor Stone, seconded by Supervisor Ashley and duly carried by unanimous vote, IT WAS ORDERED that the above resolutions are adopted as recommended, and that the matter is set for public hearing on Tuesday, June 7, 2011, at 9:30 a.m.

Ayes: Buster, Tavaglione, Stone, Benoit and Ashley  
Nays: None  
Absent: None  
Date: April 12, 2011

Kecia Harper-Ihem  
Clerk of the Board  
By:   
Deputy

Prev. Agn. Ref.

District: 3

Agenda Number:

3.24

ATTACHMENTS FILED  
WITH THE CLERK OF THE BOARD

FORM APPROVED COUNTY COUNSEL  
BY: Dale A. Gardner 3/21/11  
DATE

Departmental Concurrence

Dept's Recomm.:  Policy  Policy  
Per Exec. Ofc.:  Consent  Consent

The Honorable Board of Supervisors

RE: Landscaping and Lighting Maintenance District No. 89-1-Consolidated, Annexation of Zone 154 (French Valley).

March 31, 2011

Page 2 of 3

89-1-Consolidated of the County of Riverside pursuant to the Landscaping and Lighting Act of 1972 for the maintenance and servicing of streetlights, future median landscaping, and dormant parkway landscaping; adopting the preliminary engineer's report; giving notice of and setting the time and place of the public hearing on the annexation of Zone 154, ordering a mailed ballot election; and directing notice of the public hearing and ballot be mailed pursuant to Article XIII D of the California Constitution.

**BACKGROUND:** Adoption of Resolution No. 2011-069 appoints the Director of the Transportation Department as the Engineer to prepare a Report regarding the proposed annexation of Zone 154 to Landscaping and Lighting Maintenance District No. 89-1-Consolidated ("L&LMD No. 89-1-C").

Resolution No. 2011-070 declares the Board's intention of ordering the annexation of Zone 154 to L&LMD No. 89-1-C. Annexation of Zone 154 to L&LMD No. 89-1-C will fund the the provision of electricity for streetlights, the future maintenance and servicing of median landscaping, and ensure possible future maintenance and servicing of parkway landscaping within public right-of-way located northeasterly of Pacific Sunset Dr, northerly of Temecula Creek Rd, and southerly of SH-79 in the Rancho California area, and includes 1 commercial parcel, totaling 4.93 acre(s).

Per Caltrans requirements, parkway landscape improvements located in Caltrans right-of-way shall be maintained in perpetuity. The maintenance and servicing of the parkway landscaping on SH-79, Pacific Sunset Dr, and Temecula Creek Rd will be the responsibility of the property owners within Zone 154, per their signed maintenance agreement with the County of Riverside Transportation Department (Agreement for Maintenance of Parkways (ICI), dated 05/07/09). Should the property owners default on this agreement, the maintenance and servicing of the parkway landscaping will transfer to L&LMD No. 89-1-C, and the dormant annual assessment for such services will become active.

The proposed budget for fiscal year 2011-12 for Zone 154 is \$660 that will result in an assessment for fiscal year 2011-12 within Zone 154 of \$133.86 per acre. The annual assessment will be adjusted annually by the greater of 2% or the cumulative percentage increase in the CPI-U, if any, as it stands as of March of each year over the base index for March of 2011.

In addition to the Standard Annual Adjustment, beginning in the fiscal year in which the future median improvements on SH-79 are completed, and/or the dormant maintenance and servicing of the parkway landscaping on SH-79, Pacific Sunset Dr, and Temecula Creek Rd becomes active, the annual assessments may be further increased. For the fiscal year in which the future median improvements are completed, the annual assessment may be increased by \$318.86 per acre, which when added to the assessment for streetlights will result in an aggregate assessment of \$452.72, adjusted for inflation. For the fiscal year in which the dormant parkway landscaping improvements should become active, the annual assessment may be increased by \$858.10 per acre, which when added to the assessment for streetlights and future median landscaping will result in an aggregate assessment of \$1,310.82, adjusted for inflation. The Standard Annual Adjustment will be applied to this increased assessment in all subsequent fiscal years following the year in which the future median improvements on SH-79 are completed and/or the dormant parkway landscaping improvements on SH-79, Pacific Sunset Dr, and Temecula Creek Rd should become active. Under the proposed annexation, neither the

The Honorable Board of Supervisors

RE: Landscaping and Lighting Maintenance District No. 89-1-Consolidated, Annexation of Zone 154 (French Valley).

March 31, 2011

Page 3 of 3

assessment increases based on the Standard Annual Adjustment nor the further increases associated with the completion of the future median improvements on SH-79, or the dormant maintenance and servicing of parkway landscaping on SH-79, Pacific Sunset Dr, and Temecula Creek Rd becoming active, will require any further approval of the property owners within Zone 154.

Consistent with the Board's direction regarding compliance with Article XIID of the California Constitution and the Landscaping and Lighting Act of 1972, the attached resolutions have been prepared and a public hearing scheduled for 9:30 a.m. on June 7, 2011 to receive testimony for and against the proposed assessment. Each property owner within the proposed Zone 154 will receive a notice of the public hearing and mail-in ballot, an impartial analysis, a copy of Resolution No. 2011-070, and an information sheet.

Ballots must be returned prior to the conclusion of the public hearing. If, at the time designated for the tabulation of the ballots, the ballots submitted in favor of the annexation and levy of the assessment exceed the ballots submitted in opposition of said annexation and levy, Zone 154 will be annexed to L&LMD No. 89-1-C.

There is only one individual/entity which owns all of the property within the proposed boundaries of Zone 154 and said property owner has executed a "Waiver and Consent Regarding Date of Assessment Ballot Election" allowing for the election and public hearing to be held on June 7, 2011.

2 RESOLUTION NO. 2011-069

3  
4 **RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF RIVERSIDE INITIATING**  
5 **PROCEEDINGS FOR THE ANNEXATION OF ZONE 154 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 154"),  
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 154 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 154; 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 7, 2011; 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 3/21/11  
DALE A. GARDNER  
DATE

1 as the engineer (hereinafter the "Engineer") for the County with regard to the annexation of Zone 154  
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 April 12, 2011 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 154 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 154 to pay the costs of the  
11 following services:

- 12 (a) The maintenance and servicing of landscaping within the public right-of-way  
13 including the trimming, fertilizing, weeding and replanting of trees, shrubs, grass,  
14 and other ornamental vegetation; and
- 15 (b) The maintenance and servicing of irrigation and electrical facilities associated  
16 with the landscaping, including but not limited to electricity for operation of the  
17 irrigation system and water for irrigation
- 18 (c) Providing electricity to all streetlights within the public right-of-way including  
19 incidental costs and expenses.

20 **Section 3. Boundaries and Designation.** The boundaries of Zone 154 that are  
21 proposed to be annexed to L&LMD No. 89-1-C shall include all of the property as shown and  
22 described in Exhibit "A".

23 **Section 4. Report.** The Director of the Department of the County, or his designee,  
24 is hereby designated Engineer and is ordered to prepare and file a report with the Clerk of the Board  
25 of Supervisors in accordance with Sections 22608 and 22585 et. seq. of the Streets and Highways  
26

1 Code and Section 4 of Article XIID of the California Constitution regarding said annexation and the  
2 levy.

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

5  
6  
7 ROLL CALL:

8 Ayes: Buster, Tavaglione, Stone, Benoit, and Ashley  
9 Nays: None  
10 Absent: None

11 The foregoing is certified to be a true copy of a resolution duly  
12 adopted by said Board of Supervisors on the date therein set forth.

13 KECIA HARPER-IHEM, Clerk of said Board

14 By:   
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Deputy



**EXHIBIT "A"**

**DESCRIPTION OF BOUNDARIES**

The boundaries of Zone 154 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 966-040-043 as shown on Assessment Roll in the County of Riverside, State of California in Fiscal Year 2011-12.

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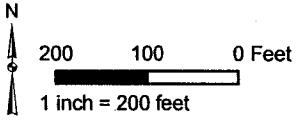
LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT NO. 89-1-CONSOLIDATED

**ZONE 154**

PORTION OF SECTIONS 10 & 15, T.8S., R.2W.

PLOT PLAN NO. 20161

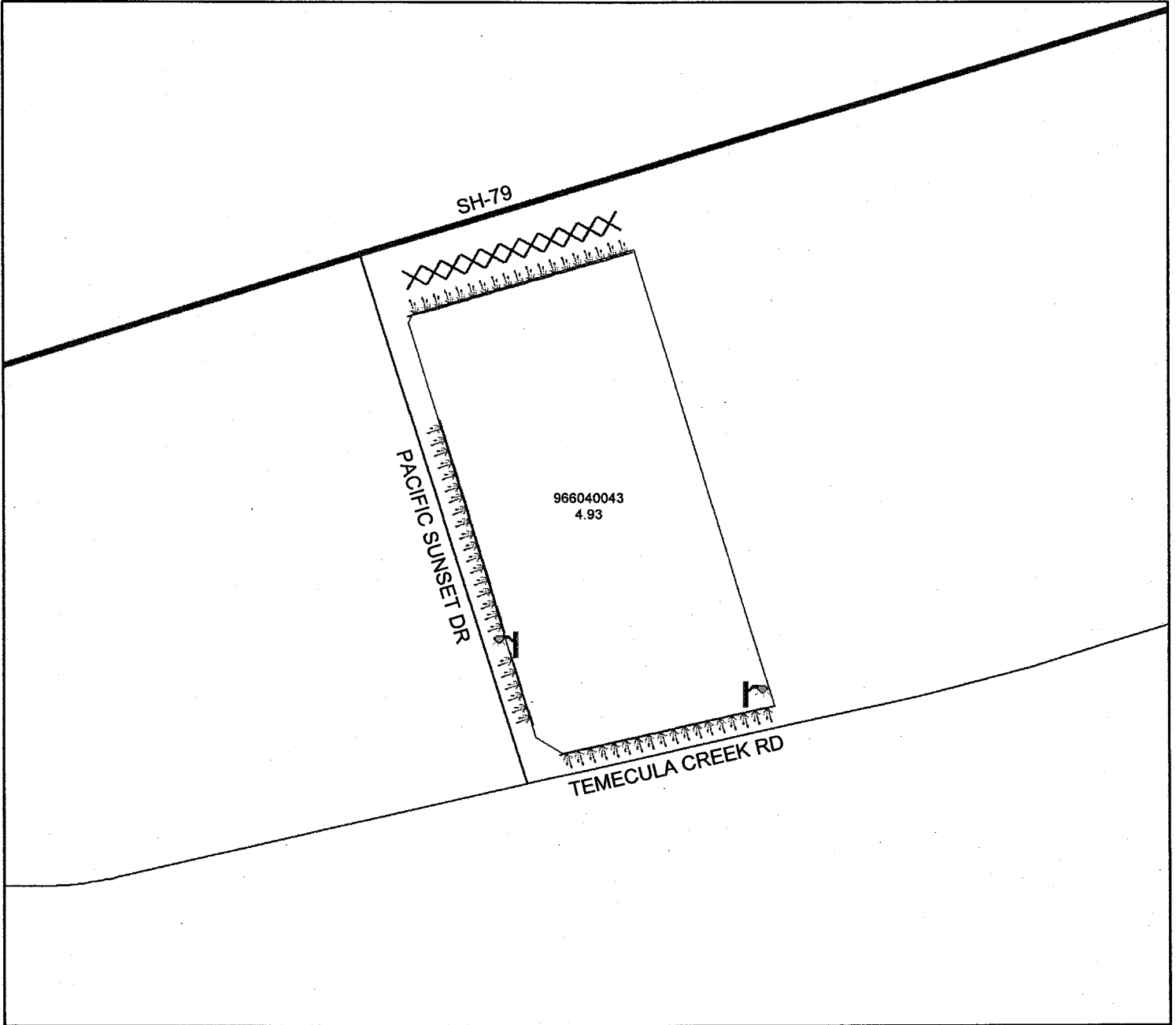
1 PARCEL



The County of Riverside assumes no warranty or legal responsibility for the information contained on this map. Data and information represented on this map is subject to updates, modifications and may not be complete or appropriate for all purposes. County GIS and other sources should be queried for the most current information. Do not copy or reuse this map.

Printed by jpickeri on 3/15/11

**ASSESSMENT DIAGRAM**



 DENOTES MAINTAINED STREETLIGHT

 DENOTES FUTURE LANDSCAPED AND MAINTAINED MEDIAN

 DENOTES LANDSCAPED AND (CURRENTLY DORMANT) MAINTAINED PARKWAY

2 RESOLUTION NO. 2011-070

3 RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF RIVERSIDE DECLARING  
4 ITS INTENT TO ORDER THE ANNEXATION OF ZONE 154 TO LANDSCAPING AND LIGHTING  
5 MAINTENANCE DISTRICT NO. 89-1-CONSOLIDATED OF THE COUNTY OF RIVERSIDE  
6 PURSUANT TO THE LANDSCAPING AND LIGHTING ACT OF 1972 FOR THE MAINTENANCE  
7 AND SERVICING OF STREETLIGHTS, FUTURE MEDIAN LANDSCAPING, AND DORMANT  
8 PARKWAY LANDSCAPING; ADOPTING THE PRELIMINARY ENGINEER'S REPORT; GIVING  
9 NOTICE OF AND SETTING THE TIME AND PLACE OF THE PUBLIC HEARING ON THE  
10 ANNEXATION OF ZONE 154; ORDERING AN ASSESSMENT PROCEEDING; ORDERING A  
11 MAILED BALLOT ELECTION; AND DIRECTING NOTICE OF THE PUBLIC HEARING AND THE  
12 ASSESSMENT BALLOT TO BE MAILED PURSUANT TO ARTICLE XIID OF THE CALIFORNIA  
13 CONSTITUTION AND SECTION 4000 OF THE ELECTIONS CODE

14 WHEREAS, the Board of Supervisors (hereinafter the "Board of Supervisors") of the County of  
15 Riverside (hereinafter the "County") has adopted Resolution No. 2011-069 on April 12, 2011 initiating  
16 proceedings for the annexation of Zone 154 (hereinafter "Zone 154"), as described and shown in  
17 Exhibit "A", which is attached hereto and incorporated herein, to Landscaping and Lighting  
18 Maintenance District No. 89-1-Consolidated of the County of Riverside, State of California, (hereinafter  
19 "L&LMD No. 89-1-C") pursuant to the Landscaping and Lighting Act of 1972 (hereinafter the "Act"),  
20 which is Part 2 (commencing with Section 22500) of Division 15 of the Streets and Highways Code  
21 (hereinafter the "Street and Highways Code"), and ordering the preparation of a report (hereinafter the  
22 "Report") regarding the proposed annexation of Zone 154 and the assessments to be levied within  
23 Zone 154 each fiscal year beginning fiscal year 2011-12 for the the provision of electricity for  
24 streetlights, and the maintenance and servicing of future median landscaping and dormant parkway  
25 landscaping within the public right-of-way within said Zone; and

26 WHEREAS, such proceedings shall comply with the requirements of Article XIID of the  
California Constitution (hereinafter "Article XIID:"), the Act, and Section 4000 of the Elections Code  
requiring voter approval of the proposed assessment to be levied by L&LMD No. 89-1-C for Zone 154;  
and

FORM APPROVED COUNTY CLERK  
BY: Nancy A. Gardner 3/21/11  
DATE: DALE A. GARDNER

1       **WHEREAS**, the Board of Supervisors by Resolution No. 2011-069 directed the Director of the  
2 Transportation Department, or his designee (hereinafter the "Engineer"), to prepare and file the Report  
3 with the Clerk of the Board of Supervisors in accordance with Sections 22608 and 22585 et. seq. of the  
4 Street and Highways Code and Section 4 of Article XIID; and

5       **WHEREAS**, said Engineer has filed the Report with the Clerk of the Board of Supervisors and  
6 the Report has been presented to and considered by the Board of Supervisors; and

7       **WHEREAS**, the Applicant has executed a "Waiver and Consent Regarding Date of  
8 Assessment Ballot Election" allowing for the election to be held on June 7, 2011; and

9       **WHEREAS**, it is necessary that the Board of Supervisors adopt a resolution of intention  
10 pursuant to Section 22624 of the Streets and Highways Code, which fixes and gives notice, pursuant to  
11 Section 22626 of the Streets and Highways Code, of the time and place of a public hearing on said  
12 Report, the annexation of Zone 154, and the assessments to be levied on parcels within Zone 154  
13 beginning in fiscal year 2011-12;

14       **NOW, THEREFORE, BE IT RESOLVED, FOUND, DETERMINED AND ORDERED** by the  
15 Board of Supervisors in regular session assembled on April 12, 2011 as follows:

16       **Section 1. Findings.** The Board of Supervisors, after reviewing the Report, finds that:

- 17       (a) The foregoing recitals are true and correct;
- 18       (b) The Report contains all matters required by Sections 22565 through 22574 of the  
19 Streets and Highways Code and Section 4 of Article XIID and may, therefore, be  
20 approved by the Board of Supervisors;
- 21       (c) The annual assessment for fiscal year 2011-12 on all parcels within Zone 154 proposed  
22 to be annexed to L&LMD No. 89-1-C will be \$133.86 per acre.
- 23       (d) Beginning in the fiscal year in which the future median improvements on SH-79 are  
24 completed and/or the dormant maintenance and servicing of the parkway landscaping  
25 on SH-79, Pacific Sunset Dr, and Temecula Creek Rd becomes active, the annual  
26 assessment and all subsequent annual assessments will be increased accordingly. The

1 annual assessment may be increased by \$318.86 per acre, which when added to the  
2 assessment for streetlights will result in an aggregate assessment of \$452.72, adjusted  
3 for inflation, in the fiscal year in which the future median improvements are completed,  
4 and may be increased by \$858.10 per acre, which when added to the assessment for  
5 streetlights and future median landscaping will result in an aggregate assessment of  
6 \$1,310.82, adjusted for inflation, in the fiscal year in which the dormant parkway  
7 landscaping improvements should become active, as detailed in the Report. Subsequent  
8 annual assessments will be increased, without regard to the \$1,310.82 per acre ceiling,  
9 in accordance with the standard annual adjustment formula outlined in Section 5 of this  
10 Resolution.

11 **Section 2. Intent.** The Board of Supervisors hereby declares its intention to order the  
12 annexation of Zone 154, as described and shown in Exhibit "A", to L&LMD No. 89-1-C, and to levy and  
13 collect an annual assessment on all assessable lots and parcels of property within Zone 154  
14 commencing with the fiscal year 2011-12 as set forth in the Report. The Report expressly states that  
15 there are no parcels or lots within Zone 154 that are owned by a federal, state or other local  
16 governmental agency that will benefit from the services to be financed by the annual assessments. The  
17 annual assessments will be collected at the same time and in the same manner as property taxes are  
18 collected, and all laws providing for the collection and enforcement of property taxes shall apply to the  
19 collection and enforcement of said assessments.

20 **Section 3. Boundaries.** All the property within boundaries of Zone 154 is proposed to be  
21 annexed into L&LMD No. 89-1-C and shall include that property in the unincorporated area of the  
22 County as described and shown in Exhibit "A".

23 **Section 4. Description of Services to be Provided.** The provision of electricity for  
24 streetlights, and the maintenance and servicing of future median landscaping and dormant parkway  
25 landscaping authorized for Zone 154 of L&LMD No. 89-1-C are:  
26

- 1 (a) The maintenance and servicing of landscaping within the public right-of-way including  
2 the trimming, fertilizing, weeding and replanting of trees, shrubs, grass, and other  
3 ornamental vegetation; and
- 4 (b) The maintenance and servicing of irrigation and electrical facilities associated with the  
5 landscaping, including but not limited to electricity for operation of the irrigation system  
6 and water for irrigation; and
- 7 (c) Providing electricity to all streetlights within the public right-of-way including incidental  
8 costs and expenses.

9 **Section 5. Amount to be Levied.** The assessment to be levied upon each parcel that  
10 benefits from the annexation of Zone 154 of L&LMD No. 89-1-C will be \$133.86 per acre for fiscal year  
11 2011-12. As stated in the Report, the total budget for Zone 154 for the fiscal year 2011-12 is \$660;  
12 there is 1 parcel that is to be assessed that aggregates to 4.93 acres. The annual assessment will be  
13 increased by the greater of two percent (2.0%) or the cumulative percentage increase, if any, in the  
14 Consumer Price Index for all Urban Consumers ("CPI-U") for the Los Angeles-Riverside-Orange  
15 County California Standard Metropolitan Statistical area ("Index") published by the Bureau of Labor  
16 Statistics of the United States Department of Labor. The annual CPI-U adjustment will be based on the  
17 cumulative increase, if any, in the Index as it stands on March of each year over the base Index for  
18 March of 2011. The annual assessment increase derived from the application of the foregoing formula  
19 is referred to as the "Standard Annual Adjustment." In addition to the Standard Annual Adjustment,  
20 beginning in the fiscal year in which the future median improvements on SH-79 are completed and/or  
21 the dormant maintenance and servicing of the parkway landscaping on SH-79, Pacific Sunset Dr, and  
22 Temecula Creek Rd becomes active, the annual assessments may be further increased. For the fiscal  
23 year in which the future median improvements are completed, the annual assessment may be  
24 increased by \$318.86 per acre, which when added to the assessment for streetlights will result in an  
25 aggregate assessment of \$452.72, adjusted for inflation. For the fiscal year in which the dormant  
26 parkway landscaping improvements should become active, the annual assessment may be increased

1 by \$858.10 per acre, which when added to the assessment for streetlights and future median  
2 landscaping will result in an aggregate assessment of \$1,310.82, adjusted for inflation. The Standard  
3 Annual Adjustment will be applied to this increased assessment in all subsequent fiscal years following  
4 the year in which the future median improvements on SH-79 are completed, and/or the dormant  
5 maintenance and servicing of the parkway landscaping on SH-79, Pacific Sunset Dr, and Temecula  
6 Creek Rd becomes active, without regard to the \$1,310.82 per acre, inflation adjusted, assessment  
7 ceiling required during the fiscal year the future median improvements were first completed and/or the  
8 fiscal year the parkway improvements became active. Except for assessment increases associated with  
9 the completion of the future median improvements, and/or the parkway improvements becoming active,  
10 and assessment increases resulting from the application of the Standard Annual Adjustment, any other  
11 increase in the annual assessment requires a majority approval of all the property owners within  
12 Zone 154. The Board of Supervisors will levy the assessment in each subsequent fiscal year until the  
13 Board of Supervisors undertakes proceedings for the dissolution of Zone 154 of L&LMD No. 89-1-C.  
14 The annual assessment will fund the services described in Section 4 of this Resolution. For further  
15 particulars, reference is to be made to the Report on file in the Office of the Clerk of the Board of  
16 Supervisors.

17 **Section 6. The Property to be Annexed.** The property to be annexed into L&LMD No.  
18 89-1-C is Zone 154. The boundaries of Zone 154 are located within the unincorporated area of the  
19 County and are described and shown in the Report and Exhibit "A".

20 **Section 7. Report.** The Report, which is on file with the Clerk of the Board of Supervisors  
21 and which has been presented to the Board of Supervisors, is hereby approved. Reference is made to  
22 the Report for a full and detailed description of the services, the boundaries of Zone 154, and the  
23 annual assessment to be levied upon assessable lots and parcels within Zone 154 proposed to be  
24 annexed to L&LMD No. 89-1-C.

25 **Section 8. Public Hearing.** The question of whether Zone 154 shall be annexed into  
26 L&LMD No. 89-1-C and an annual assessment levied beginning with fiscal year 2011-12 shall be

1 considered at a public hearing (hereinafter the "Public Hearing") to be held on June 7, 2011, at 9:30  
2 a.m. at the meeting room of the Board of Supervisors of the County at 4080 Lemon Street, 1<sup>st</sup> Floor,  
3 Riverside, California.

4 **Section 9. Majority Protest.** Each owner of record of property within Zone 154 is to receive  
5 by mail an assessment ballot that shall conform to the requirements of Section 4 of Article XIID and  
6 Section 4000 of the California Elections Code. The assessment ballots are to be returned prior to the  
7 Public Hearing. L&LMD No. 89-1-C shall not impose assessments on property within the boundaries of  
8 Zone 154 if there is a majority protest with regard to the annexation of Zone 154. A majority protest  
9 exists if, upon the conclusion of the Public Hearing, the tabulation of the assessment ballots submitted  
10 in opposition to the annexation and assessment of Zone 154 exceeds the assessment ballots in favor  
11 of the annexation and assessment of Zone 154.

12 **Section 10. Information.** Any property owner desiring additional information regarding  
13 Zone 154 of L&LMD No. 89-1-C, the Report, or the proposed assessment is to contact Ms. Joan  
14 Pickering, Engineering Technician II, Transportation Department of the County of Riverside, 4080  
15 Lemon Street, 8th Floor, Riverside, California, 92501 or by telephone at 951-955 6748.

16 **Section 11. Notice of the Public Hearing.** Notice of Public Hearing with regard to the  
17 annexation of Zone 154 to L&LMD No. 89-1-C shall be given consistent with Section 22626 of the  
18 Streets and Highways Code and Section 4 of Article XIID. The Clerk of the Board of Supervisors shall  
19 give notice of the Public Hearing by causing a certified copy of this Resolution to be published once in  
20 an appropriate newspaper at least ten (10) days prior to the date of the Public Hearing that is June 7,  
21 2011. Publication of this Resolution is to be effected by the Clerk of the Board of Supervisors. Notice  
22 shall also be given by mailing first-class, postage prepaid, those notices, as prepared by County  
23 Counsel, assessment ballot and information sheets as required by Section 4 of Article XIID and  
24 Section 4000 of the California Elections Code to all owners of record of property within Zone 154 as  
25 shown on the last equalized assessment roll of the County. Mailing is to be made by the Engineer and  
26



1 deposited with the U. S. Post Office at least forty-five (45) days prior to the Public Hearing on June 7,  
2 2011.

3 **Section 12. Effective Date.** This Resolution shall take effect from and after its date of  
4 adoption.

5  
6  
7 ROLL CALL:

8 Ayes: Buster, Tavaglione, Stone, Benoit, and Ashley  
9 Nays: None  
10 Absent: None

11 The foregoing is certified to be a true copy of a resolution duly  
12 adopted by said Board of Supervisors on the date therein set forth.

13 KECIA HARPER-IHEM, Clerk of said Board

14 By:   
15  
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26

Deputy

**EXHIBIT "A"**

**DESCRIPTION OF BOUNDARIES**

The boundaries of Zone 154 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 966-040-043 as shown on Assessment Roll in the County of Riverside, State of California in Fiscal Year 2011-12.

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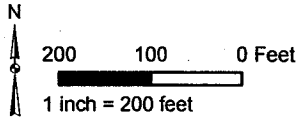
LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT NO. 89-1-CONSOLIDATED

**ZONE 154**

PORTION OF SECTIONS 10 & 15, T.8S., R.2W.

PLOT PLAN NO. 20161

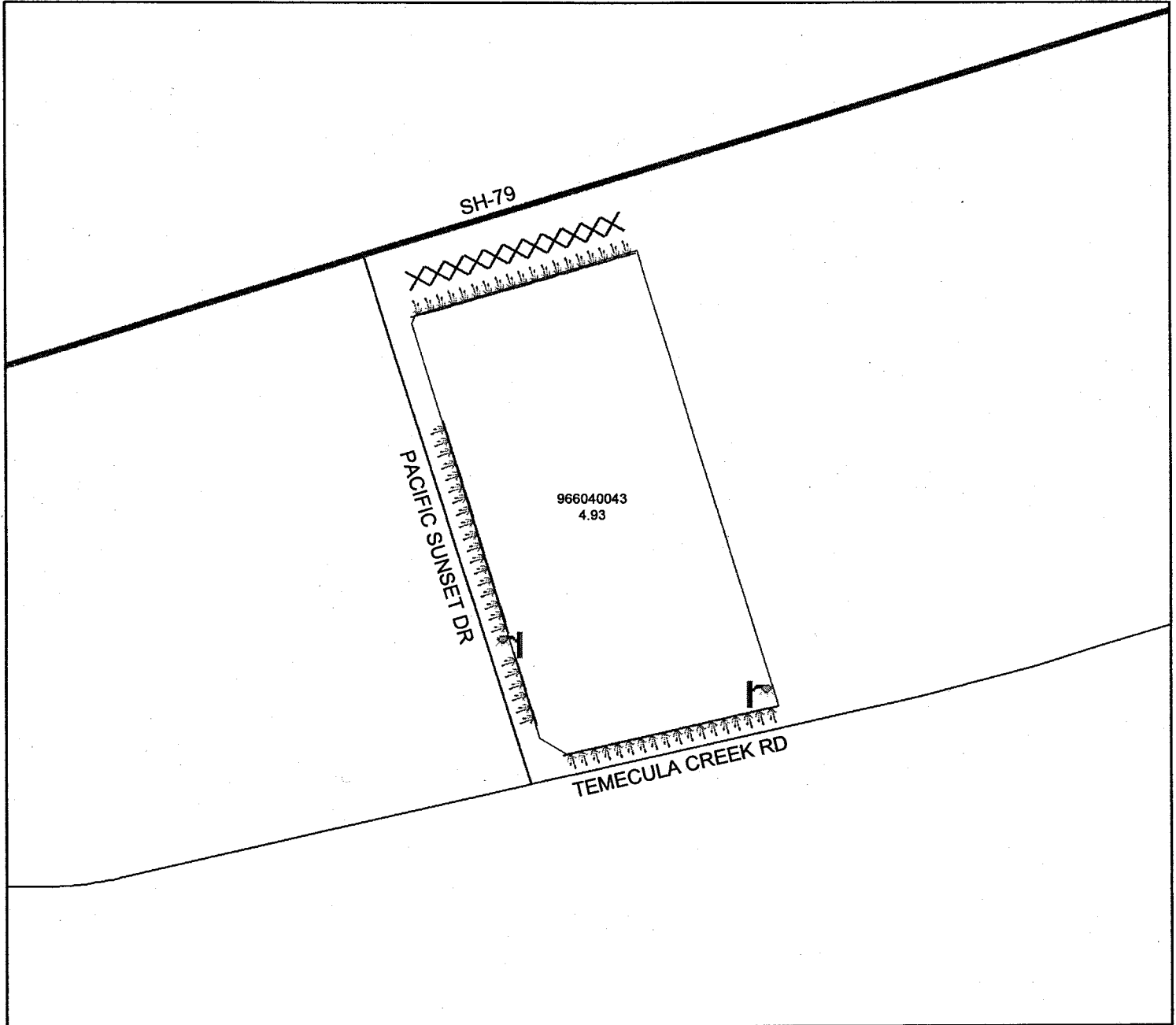
1 PARCEL



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**ASSESSMENT DIAGRAM**

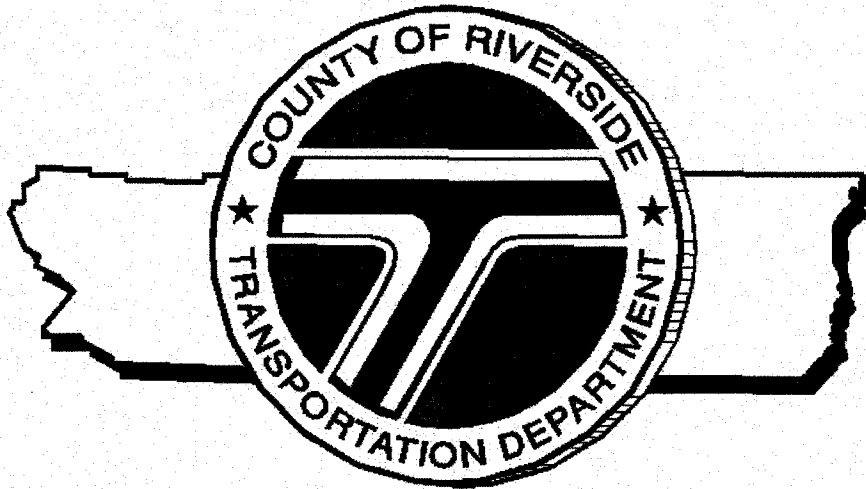


 DENOTES MAINTAINED STREETLIGHT

 DENOTES FUTURE LANDSCAPED AND MAINTAINED MEDIAN

 DENOTES LANDSCAPED AND (CURRENTLY DORMANT) MAINTAINED PARKWAY

**COUNTY OF RIVERSIDE  
STATE OF CALIFORNIA**



**ENGINEER'S REPORT FOR FISCAL YEAR 2011-12**

**for**

**LANDSCAPING AND LIGHTING MAINTENANCE  
DISTRICT NO. 89-1-CONSOLIDATED  
ZONE 154  
(RANCHO CALIFORNIA)**

**PREPARED BY:**

**RIVERSIDE COUNTY  
TRANSPORTATION DEPARTMENT  
MARCH 24, 2011**

**AGENCY: COUNTY OF RIVERSIDE, CALIFORNIA**

**PROJECT: LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT  
NO. 89-1-CONSOLIDATED - ZONE 154 ANNEXATION**

**TO: BOARD OF SUPERVISORS**

**ENGINEER'S REPORT  
FOR FISCAL YEAR 2011-12**

Pursuant to the provisions of Section 22565 through 22574 of the Landscaping and Lighting Act of 1972, said act being Part 2 of Division 15 of the Streets and Highways Code of the State of California, Section 4 of Article XIID of the California Constitution, and direction from the Board of Supervisors of Riverside County, California submitted herewith is the Report for Landscaping and Lighting Maintenance District No. 89-1-Consolidated - Zone 154 Annexation consisting of four (4) parts as follows:

**PART I**

A general description and plans of the streetlight, future median landscaping, and dormant parkway landscaping improvements proposed to be funded.

**PART II**

An estimate of the cost of the streetlight, future median landscaping, and dormant parkway landscaping improvements and maintenance including incidental costs and expenses in connection therewith for fiscal year 2011-12, is as set forth on the lists thereof, attached hereto.

### **PART III**

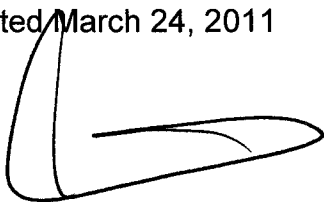
A diagram showing Landscaping and Lighting Maintenance District No. 89-1-Consolidated, Zone 154 Annexation, the lines and dimensions of each parcel of land within said Zone 154, as the same exists on the maps of the Assessor of Riverside County for fiscal year 2011-12 is filed in the Office of the Riverside County Transportation Department. A reduced copy thereof is filed herewith and made a part hereof. Any changes in organization for said District (i.e. annexation) is discussed in this part.

### **PART IV**

A proposed assessment of the total costs and expense of the proposed improvements for fiscal year 2011-12 upon each parcel of land within said Zone 154, in proportion to the estimated benefits to be received by such parcels from said streetlight, future median landscaping, and dormant parkway landscaping improvements, is set forth upon the assessment roll filed herewith and made a part hereof.

There is only one individual/entity which owns all of the property within the proposed boundaries of Zone 154 and said property owner has executed a "Waiver and Consent Regarding Date of Assessment Ballot Election" allowing for the election and public hearing to be held on June 7, 2011; a copy of said waiver is filed herewith and made a part hereof.

Dated March 24, 2011



---

Juan C. Perez, Director of Transportation

Landscaping and Lighting Maintenance District No. 89-1-Consolidated, Zone 154,  
County of Riverside, California

## **PART I**

### **DESCRIPTION OF IMPROVEMENTS AND MAINTENANCE PLANS FOR FISCAL YEAR 2011-12 LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT NO. 89-1-CONSOLIDATED, ZONE 154 COUNTY OF RIVERSIDE, CALIFORNIA**

#### **Description of Improvements**

Improvements to be funded by Zone 154 of Landscaping and Lighting Maintenance District No. 89-1-Consolidated generally include the provision of electricity for streetlights, and the maintenance and servicing of future median landscaping and dormant parkway landscaping within the public right-of-way:

- Northeasterly of Pacific Sunset Dr
- Northerly of Temecula Creek Rd
- Southerly of SH-79

#### **Maintenance Plans**

Pursuant to Section 22568 of the Landscaping and Lighting Act of 1972 maintenance plans are included on the following pages:

LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT NO. 89-1-CONSOLIDATED

**ZONE 154**

PORTION OF SECTIONS 10 & 15, T.8S., R.2W.

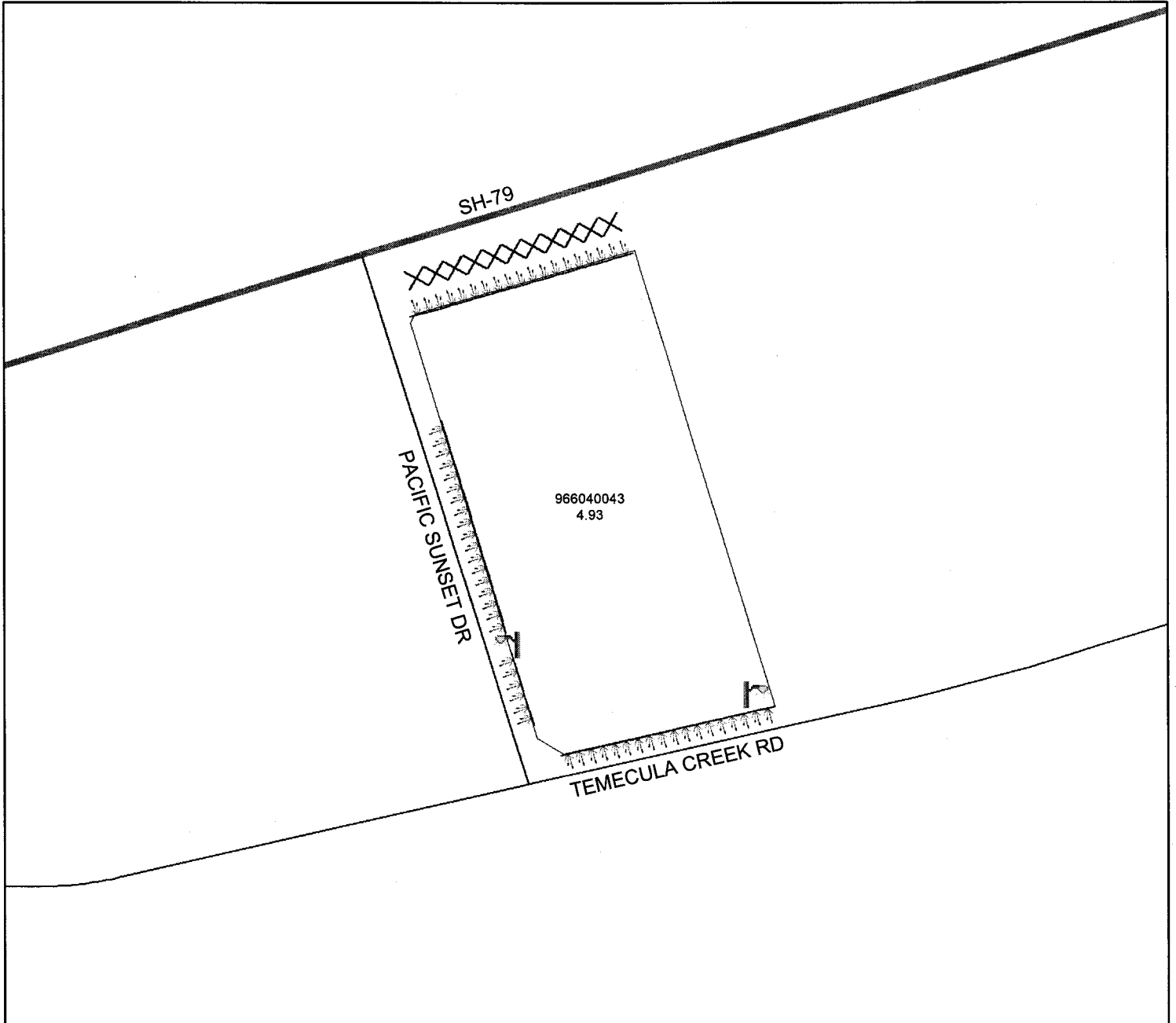
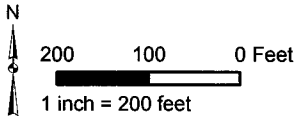
PLOT PLAN NO. 20161

1 PARCEL



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 DENOTES MAINTAINED STREETLIGHT

 DENOTES FUTURE LANDSCAPED AND MAINTAINED MEDIAN

 DENOTES LANDSCAPED AND (CURRENTLY DORMANT) MAINTAINED PARKWAY



**PART II**

**ENGINEER'S ESTIMATE OF COSTS AND EXPENSES  
FOR FISCAL YEAR 2011-12  
LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT  
NO. 89-1-CONSOLIDATED, ZONE 154  
COUNTY OF RIVERSIDE, CALIFORNIA**

The cost estimate contains each of the items specified in Section 22569 of the Landscaping and Lighting Act of 1972.

**Cost Estimate for Zone 154**

**Costs for Maintenance of Improvements**

Servicing <sup>1</sup> of the Streetlights	\$600
Administrative Costs <sup>3</sup>	<u>60</u>
<b>Total Amount to be Assessed for FY 2011-12</b>	<b>\$660</b>

<sup>1</sup>Servicing means funding of energy costs for streetlights.

<sup>2</sup>Administrative Costs include County administration, preparation of Engineer's Report, and County Auditor-Controller fees.

**LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT NO. 89-1-CONSOLIDATED  
 ZONE 154  
 SUMMARY  
 ANNUAL BUDGET  
 FISCAL YEAR 2011-12**

<b>QUANTITY</b>	<b>COST PER STREETLIGHT</b>	<b>TOTAL FOR STREETLIGHTS</b>	<b>ANNUAL ADMIN. COST</b>	<b>ANNUAL RATE</b>
2	\$ 300	\$ 600	\$ 60	\$ 660

<b>TOTAL BUDGET</b>	<b>\$ 660</b>
<b>FISCAL YEAR 2011-12 ASSESSMENT</b>	<b>\$ 133.86/acre</b>

4.93 acre(s)

Utility Provider: SCE

**PART II**

**ENGINEER'S ESTIMATE OF COSTS AND EXPENSES  
FOR FUTURE MEDIAN ON SH-79  
LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT  
NO. 89-1-CONSOLIDATED, ZONE 154  
COUNTY OF RIVERSIDE, CALIFORNIA**

The cost estimate contains each of the items specified in Section 22569 of the Landscaping and Lighting Act of 1972.

**Cost Estimate for Zone 154**

**Costs for Maintenance of Improvements**

Maintenance <sup>1</sup> & Servicing <sup>2</sup> of the Future Median Landscaping	\$1,502
Administrative Costs <sup>3</sup>	<u>70</u>
<b>Total Amount to be Assessed for FY 2011-12</b>	<b>\$1,572</b>

<sup>1</sup>Maintenance means the furnishing of services and materials for the ordinary and usual maintenance, operation, and servicing of the landscaping and appurtenances including repair, removal, replacement, providing for the life growth, health, beauty of landscaping, removal of trimmings, rubbish, debris and other solid wastes.

<sup>2</sup>Servicing means furnishing of energy and water to the landscaping improvements.

<sup>3</sup>Administrative Costs include County administration, preparation of Engineer's Report, and County Auditor-Controller fees.

**LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT NO. 89-1-CONSOLIDATED**  
**ZONE 154**  
**SUMMARY**  
**ANNUAL BUDGET**  
**FOR FUTURE SH-79 MEDIAN IMPROVEMENTS**

MAINTENANCE OF FUTURE MEDIAN LANDSCAPING	
FUNCTION	ZONE 154
Landscaping and Water	\$ 902
Electricity	\$ 15
Field Inspection/Management	\$ 135
Repair/Replacement	\$ 450
	<b>\$ 1,502</b>

ADMINISTRATIVE COSTS	
FUNCTION	ZONE 154
Assessment Engineer	\$ 20
County Counsel	\$ 15
Transportation Administration/Miscellaneous Expense	\$ 35
	<b>\$ 70</b>

<b>TOTAL BUDGET</b>	<b>\$ 1,572</b>
<b>FUTURE ADDITIONAL ANNUAL ASSESSMENT</b>	<b>\$ 318.86/acre</b>

**4.93 acre(s)**

**PART II**

**ENGINEER'S ESTIMATE OF COSTS AND EXPENSES  
FOR DORMANT PARKWAY LANDSCAPING IMPROVEMENTS  
LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT  
NO. 89-1-CONSOLIDATED, ZONE 154  
COUNTY OF RIVERSIDE, CALIFORNIA**

The cost estimate contains each of the items specified in Section 22569 of the Landscaping and Lighting Act of 1972.

**Cost Estimate for Zone 154**

**Costs for Maintenance of Improvements**

Maintenance <sup>1</sup> & Servicing <sup>2</sup> of the Dormant Parkway Landscaping	\$4,060
Administrative Costs <sup>3</sup>	<u>170</u>
<b>Total Amount to be Assessed for FY 2011-12</b>	<b>\$4,230</b>

<sup>1</sup>Maintenance means the furnishing of services and materials for the ordinary and usual maintenance, operation, and servicing of the landscaping and appurtenances including repair, removal, replacement, providing for the life growth, health, beauty of landscaping, removal of trimmings, rubbish, debris and other solid wastes.

<sup>2</sup>Servicing means furnishing of energy and water to the landscaping improvements.

<sup>3</sup>Administrative Costs include County administration, preparation of Engineer's Report, and County Auditor-Controller fees..

**LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT NO. 89-1-CONSOLIDATED**  
**ZONE 154**  
**SUMMARY**  
**ANNUAL BUDGET**  
**FOR DORMANT PARKWAY IMPROVEMENTS**  
**(SH-79, PACIFIC SUNSET DR, & TEMECULA CREEK RD)**

MAINTENANCE OF DORMANT PARKWAY LANDSCAPING	
FUNCTION	ZONE 154
Landscaping and water	\$ 2,172
Electricity	\$ 36
Mulch	\$ 168
Tree Trimming	\$ 275
Field Inspection/Management	\$ 325
Repair/Replacement	\$ 1,084
	<b>\$ 4,060</b>

ADMINISTRATIVE COSTS	
FUNCTION	ZONE 154
Assessment Engineer	\$ 50
County Counsel	\$ 35
Transportation Administration/Miscellaneous Expense	\$ 85
	<b>\$ 170</b>

<b>TOTAL BUDGET</b>	<b>\$ 4,230</b>
<b>DORMANT ANNUAL ASSESSMENT</b>	<b>\$ 858.10/acre</b>

**4.93 acre(s)**

**PART III**

**ASSESSMENT DIAGRAM AND CHANGES IN ORGANIZATION  
FOR FISCAL YEAR 2011-12  
LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT  
NO. 89-1-CONSOLIDATED, ZONE 154  
COUNTY OF RIVERSIDE, CALIFORNIA**

**Assessment Diagram**

A reduced copy of the Assessment Diagram is filed herewith and made a part hereof.

**Changes in Organization**

**Zone 154**

Annexation of Zone 154 as described and shown in Exhibit "A" is filed herewith and made a part hereof changes the organization for this District for Fiscal Year 2011-12.

LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT NO. 89-1-CONSOLIDATED

**ZONE 154**

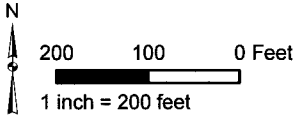
PORTION OF SECTIONS 10 & 15, T.8S., R.2W.

PLOT PLAN NO. 20161

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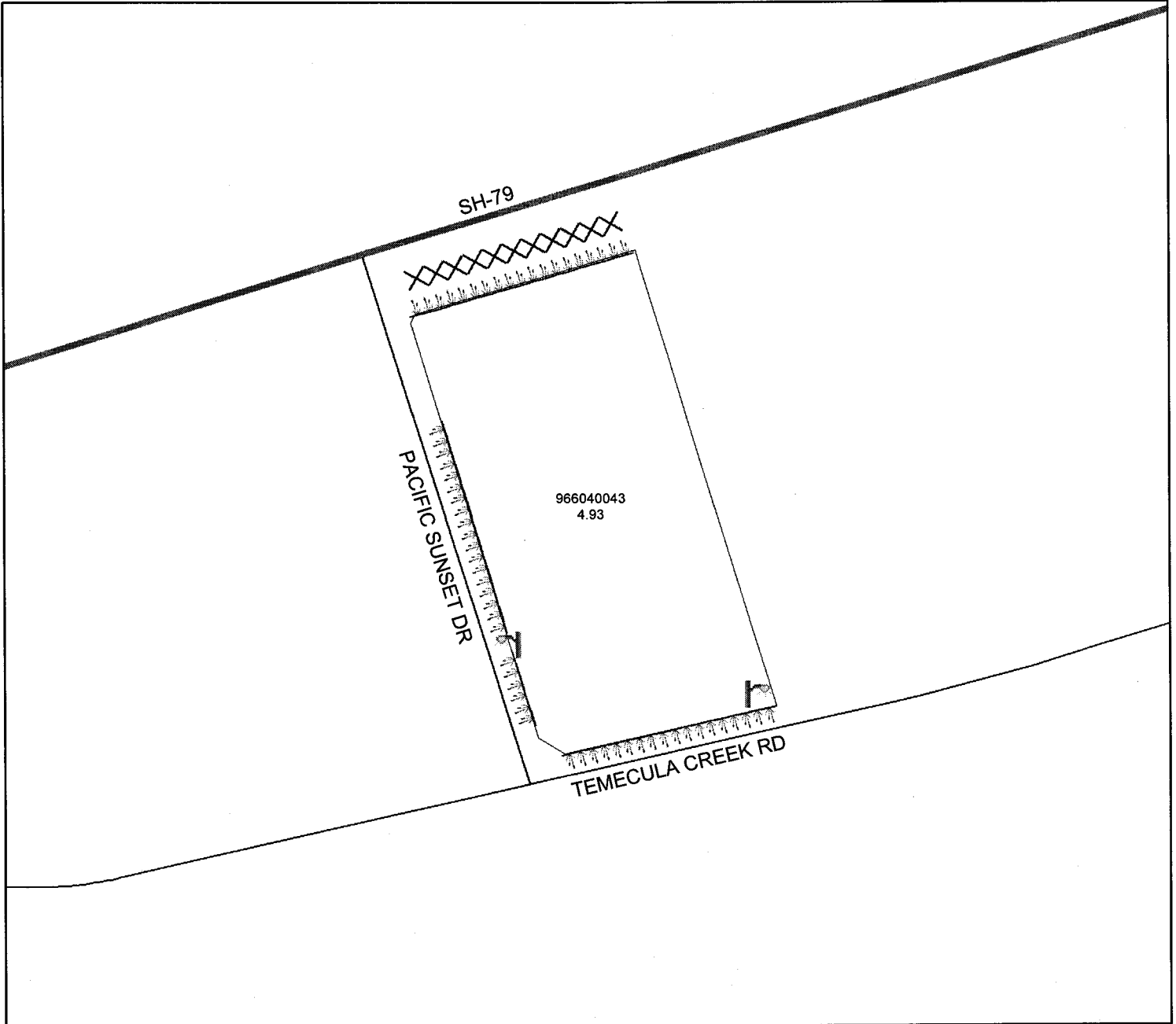


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**ASSESSMENT DIAGRAM**

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 DENOTES MAINTAINED STREETLIGHT

 DENOTES FUTURE LANDSCAPED AND MAINTAINED MEDIAN

 DENOTES LANDSCAPED AND (CURRENTLY DORMANT) MAINTAINED PARKWAY



**PART IV**

**ASSESSMENT FOR FISCAL YEAR 2011-12  
LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT  
NO. 89-1-CONSOLIDATED, ZONE 154  
COUNTY OF RIVERSIDE, CALIFORNIA**

**"LANDSCAPING AND LIGHTING ACT OF 1972", DIVISION 16 OF THE  
STREETS AND HIGHWAYS CODE OF THE STATE OF CALIFORNIA**

WHEREAS, on April 12, 2011 the Board of Supervisors of the County of Riverside, State of California, did, pursuant to the provisions of the "Landscaping and Lighting Act of 1972", being Division 15 of the Streets and Highways Code of the State of California, adopt Resolution No. 2011-069 ordering the preparation of the engineer's report for a special assessment district known and designated as:

Landscaping and Lighting Maintenance District No. 89-1-Consolidated, Zone 154 (herein referred to as "District"); and,

WHEREAS, the Board of Supervisors, did direct the appointed Engineer to make and file a "Report", in accordance with Article 4 (commencing with Section 22565) of Chapter 1 of Part 2 of Division 15 of the Streets and Highways Code, being an article of the aforementioned Landscaping and Lighting Act of 1972.

WHEREAS, Section 22567 of said Article 4 states the "Report" shall consist of the following;

- a. Maintenance plans for the streetlight, future median landscaping, and dormant parkway landscaping improvements
- b. An estimate of the costs of servicing streetlight, future median landscaping, and dormant parkway landscaping improvements
- c. A diagram for the assessment district

d. An assessment of the estimated costs of maintenance of the improvements

NOW, THEREFORE, I, the appointed ENGINEER, pursuant to the 'Landscaping Act of 1972", do hereby submit the following:

1. Pursuant to the provisions of law the costs and expenses of the District have been assessed upon the parcels of land in the District benefited thereby in direct proportion and relation to the estimated benefits to be received by each of said parcels. For particulars as to the identification of said parcel, reference is made to the Assessment Diagram, a reduced copy of which is included herein.
2. As required by law, a Diagram is filed herewith, showing the District, as well as the boundaries and dimensions of the respective parcels and subdivisions of land within said District as the same exist each of which subdivisions of land or parcels or lots, respectively, have been given a separate number upon said Diagram and in the Assessment Roll contained herein.
3. The separate numbers given the subdivisions and parcels of land, as shown on said Assessment Diagram and Assessment Roll, correspond with the numbers assigned to each parcel by the Riverside County Assessor. Reference is made to the County Assessment Roll for a description of the lots or parcels.
4. There are no parcels or lots within Zone 154 that are owned by a federal, state or other local governmental agency that will benefit from the services to be provided by the assessments to be collected.

#### **Method of Assessment Apportionment**

The law requires and the statutes provide that assessments, as levied pursuant to the "Landscaping and Lighting Act of 1972" be based on the benefit properties receive. The statutes do not specify the method or formula that should be used to apportion the assessment in any special assessment district proceedings.

The maintenance of streetlights, future median landscaping, and dormant parkway landscaping provides direct and special benefit to those properties located within Zone 154 in Landscaping and Lighting Maintenance District No. 89-1-Consolidated (DISTRICT). Streetlights, future median landscaping, and dormant parkway landscaping enhance the properties within the DISTRICT, improve erosion control, provide dust abatement, increase public safety (controls sight distance restrictions and fire hazards), improve neighborhood protection, increase traffic safety by improving visibility, improve neighborhood aesthetics, and provide an enhanced quality of life and sense of well being for properties within the DISTRICT.

The streetlight, future median landscaping, and dormant parkway landscaping improvements maintained by the DISTRICT provide no general public benefit in that the properties within Zone 154 are discrete neighborhoods or communities for which the future median landscaping and dormant parkway landscaping improvements were installed. Future median landscaping, and dormant parkway landscaping improvements do not extend beyond the perimeter of the boundary of each of those discrete neighborhoods or communities. It is therefore determined that all properties within the DISTRICT benefit equally from the financed improvements. The costs and expenses for the streetlight, future median landscaping, and dormant parkway landscaping improvements maintenance and services are apportioned on a per acre basis.

Per Caltrans requirements, parkway landscape improvements located in Caltrans right-of-way shall be maintained in perpetuity. The maintenance and servicing of the parkway landscaping on SH-79, Pacific Sunset Dr, and Temecula Creek Rd will be the responsibility of the property owners within Zone 154, per their signed maintenance agreement with the County of Riverside Transportation Department (Agreement for Maintenance of Parkways (ICI), dated 05/07/09). Should the property owners default on this agreement, the maintenance and servicing of the parkway landscaping will transfer to L&LMD No. 89-1-C, and the dormant annual assessment for such services will become active.

The dollar per acre value for Fiscal Year 2011-12 for Zone 154 is as follows:

$$\begin{array}{rcl} \text{Total Budget} = & \text{\$660} & \\ \text{Total No. Acres} & 4.93 & = \text{\$133.86/acre} \end{array}$$

The assessment for Fiscal Year 2011-12 for Zone 154 that is to be annexed into Landscaping and Lighting Maintenance District No. 89-1-Consolidated will be \$133.86 per acre.

Beginning in the fiscal year in which the future median improvements on SH-79 are completed, and/or the dormant maintenance and servicing of the parkway landscaping on SH-79, Pacific Sunset Dr, and Temecula Creek Rd becomes active, the annual assessments may be further increased. For the fiscal year in which the future median improvements are completed, the annual assessment may be increased by \$318.86 per acre, which when added to the assessment for streetlights will result in an aggregate assessment of \$452.72, adjusted for inflation. For the fiscal year in which the dormant parkway landscaping improvements should become active, the annual assessment may be increased by \$858.10 per acre, which when added to the assessment for streetlights and future median landscaping will result in an aggregate assessment of \$1,310.82, adjusted for inflation.

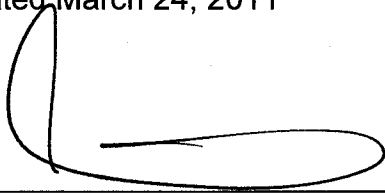
The annual assessment will be increased by the greater of two percent (2.0%) or the cumulative percentage increase, if any, in the Consumer Price Index for all Urban Consumers ("CPI-U") for the Los Angeles-Riverside-Orange County California Standard Metropolitan Statistical area ("Index") published by the Bureau of Labor Statistics of United States Department of Labor. The annual "CPI-U" adjustment will be based on the cumulative increase, if any, in the Index as it stands on March of each year over the base Index for March of 2011. Any increase larger than the greater of 2.0% or the "CPI-U" annual adjustment requires a majority approval of all the property owners within Zone 154.

### **Waiver and Consent Regarding Date of Assessment Ballot Election**

There is only one individual/entity which owns all of the property within the proposed boundaries of Zone 154 and said property owner has executed a "Waiver and Consent Regarding Date of Assessment Ballot Election" allowing for the election and public hearing to be held on June 7, 2011; a copy of said waiver is filed herewith and made a part hereof.

In conclusion, it is my opinion that the assessments for Landscaping and Lighting Maintenance District No. 89-1-Consolidated, Zone 154 have been spread in direct accordance with the benefits that each parcel receives from the items being financed.

Dated March 24, 2011

A handwritten signature in black ink, consisting of a large, stylized 'J' followed by a horizontal line and a loop.

---

Juan C. Perez, Director of Transportation

Landscaping and Lighting Maintenance District No. 89-1-Consolidated, Zone 154,  
County of Riverside, California

APN	ACRES	ASSESSMENT
966-040-043	4.93	659.92

**LANDSCAPING AND LIGHTING MAINTENANCE  
DISTRICT NO. 89-1-CONSOLIDATED  
OF THE COUNTY OF RIVERSIDE, CALIFORNIA**

**WAIVER AND CONSENT REGARDING DATE OF  
ASSESSMENT BALLOT ELECTION**

The undersigned, an authorized representative of Corporation of the Presiding Bishop of the Church of Jesus Christ of Latter-day Saints (the "Owner") owns property within the unincorporated area of the County of Riverside (the "County") represented by the following Assessors Parcel Numbers for fiscal year 2011-12 (the "Property"): APN(s) 966-040-043.

The Owner has made application that the Property be annexed as Zone 154 to Landscaping and Lighting Maintenance District No. 89-1-Consolidated of the County ("L&LMD No. 89-1-C") and certifies the following:

1. The Owner waives the requirements of Section 4000 of the Elections Code of the State of California (the "Elections Code") that the mailed ballot election required for annexation and the levy of an annual assessment must be held on an established mailed ballot election date pursuant to Section 1500 of the Election Code; and
2. The Owner consents to the mailed assessment ballot election with respect to the levy of an annual assessment on the Property being held on June 7, 2011

**OWNER: Corporation of the Presiding  
Bishop of the Church of Jesus  
Christ of Latter-day Saints**  
(Name of Company  
as Stated in Initial Paragraph)

By:

  
\_\_\_\_\_  
Signature

Name:

Rocky Snider  
\_\_\_\_\_  
Print

Title:

Project Manager  
\_\_\_\_\_



OFFICE OF  
CLERK OF THE BOARD OF SUPERVISORS  
1st FLOOR, COUNTY ADMINISTRATIVE CENTER  
P.O. BOX 1147, 4080 LEMON STREET  
RIVERSIDE, CA 92502-1147  
PHONE: (951) 955-1060  
FAX: (951) 955-1071

KECIA HARPER-IHEM  
Clerk of the Board of Supervisors

KIMBERLY A. RECTOR  
Assistant Clerk of the Board

May 17, 2011

THE CALIFORNIAN  
ATTN: LEGALS  
28765 SINGLE OAK DR., STE. 100  
TEMECULA, CA 92590

FAX: (951) 699-1467  
E-MAIL: [legals@californian.com](mailto:legals@californian.com)

**RE: NOTICE OF PUBLIC HEARING: RESOLUTION 2011-070 Zone 154**

To Whom It May Concern:

Attached is a copy for publication in your newspaper for **ONE (1) TIME** on **Friday, May 20, 2011**.

We require your affidavit of publication immediately upon completion of the last publication.

Your invoice must be submitted to this office in duplicate, **WITH TWO CLIPPINGS OF THE PUBLICATION**.

**NOTE: PLEASE COMPOSE THIS PUBLICATION INTO A SINGLE COLUMN FORMAT.**

Thank you in advance for your assistance and expertise.

Sincerely,

*Mcgil*

Cecilia Gil, Board Assistant to  
KECIA HARPER-IHEM, CLERK OF THE BOARD



**Gil, Cecilia**

---

**From:** Tammi Swenson <TSwenson@californian.com>  
**Sent:** Tuesday, May 17, 2011 9:17 AM  
**To:** Gil, Cecilia  
**Subject:** RE: FOR PUBLICATION: Res. No. 2011-070 Zone 154

Received...

Tammi Swenson  
Legal Advertising Representative  
The Californian & The North County Times  
Riverside County: (951)676-4315 ext 2604  
San Diego County: (760)745-6611 ext 2604  
[tswenson@nctimes.com](mailto:tswenson@nctimes.com)

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**From:** Gil, Cecilia [mailto:CCGIL@rcbos.org]  
**Posted At:** Tuesday, May 17, 2011 8:33 AM  
**Posted To:** Legals - Californian  
**Conversation:** FOR PUBLICATION: Res. No. 2011-070 Zone 154  
**Subject:** FOR PUBLICATION: Res. No. 2011-070 Zone 154

Good Morning!

Attached is a Notice of Public Hearing, for publication on Friday, May 20, 2011. Please confirm.  
THANK YOU!

*Cecilia Gil*  
Board Assistant to the  
Clerk of the Board of Supervisors  
951-955-8464

**THE COUNTY ADMINISTRATIVE CENTER IS CLOSED EVERY FRIDAY UNTIL FURTHER NOTICE.  
PLEASE CONSIDER THE ENVIRONMENT BEFORE PRINTING.**

**NOTICE OF PUBLIC HEARING BEFORE THE BOARD OF SUPERVISORS OF THE COUNTY OF RIVERSIDE**

NOTICE IS HEREBY GIVEN that a public hearing at which all interested persons will be heard, will be held before the Board of Supervisors of Riverside County, California, on the 1<sup>st</sup> Floor, County Administrative Center, Board of Supervisors Chambers, 4080 Lemon Street, Riverside, on **Tuesday, June 7, 2011 at 9:30 a.m.** to consider the following:

**RESOLUTION NO. 2011-070**

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF RIVERSIDE DECLARING ITS INTENT TO ORDER THE ANNEXATION OF ZONE 154 TO LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT NO. 89-1-CONSOLIDATED OF THE COUNTY OF RIVERSIDE PURSUANT TO THE LANDSCAPING AND LIGHTING ACT OF 1972 FOR THE MAINTENANCE AND SERVICING OF STREETLIGHTS, FUTURE MEDIAN LANDSCAPING, AND DORMANT PARKWAY LANDSCAPING; ADOPTING THE PRELIMINARY ENGINEER'S REPORT; GIVING NOTICE OF AND SETTING THE TIME AND PLACE OF THE PUBLIC HEARING ON THE ANNEXATION OF ZONE 154; ORDERING AN ASSESSMENT PROCEEDING; ORDERING A MAILED BALLOT ELECTION; AND DIRECTING NOTICE OF THE PUBLIC HEARING AND THE ASSESSMENT BALLOT TO BE MAILED PURSUANT TO ARTICLE XIID OF THE CALIFORNIA CONSTITUTION AND SECTION 4000 OF THE ELECTIONS CODE

**WHEREAS**, the Board of Supervisors (hereinafter the "Board of Supervisors") of the County of Riverside (hereinafter the "County") has adopted Resolution No. 2011-069 on April 12, 2011 initiating proceedings for the annexation of Zone 154 (hereinafter "Zone 154"), as described and shown in Exhibit "A", which is attached hereto and incorporated herein, to Landscaping and Lighting Maintenance District No. 89-1-Consolidated of the County of Riverside, State of California, (hereinafter "L&LMD No. 89-1-C") pursuant to the Landscaping and Lighting Act of 1972 (hereinafter the "Act"), which is Part 2 (commencing with Section 22500) of Division 15 of the Streets and Highways Code (hereinafter the "Street and Highways Code"), and ordering the preparation of a report (hereinafter the "Report") regarding the proposed annexation of Zone 154 and the assessments to be levied within Zone 154 each fiscal year beginning fiscal year 2011-12 for the the provision of electricity for streetlights, and the maintenance and servicing of future median landscaping and dormant parkway landscaping within the public right-of-way within said Zone; and

**WHEREAS**, such proceedings shall comply with the requirements of Article XIID of the California Constitution (hereinafter "Article XIID:"), the Act, and Section 4000 of the Elections Code requiring voter approval of the proposed assessment to be levied by L&LMD No. 89-1-C for Zone 154; and

**WHEREAS**, the Board of Supervisors by Resolution No. 2011-069 directed the Director of the Transportation Department, or his designee (hereinafter the "Engineer"), to prepare and file the Report with the Clerk of the Board of Supervisors in accordance with Sections 22608 and 22585 et. seq. of the Street and Highways Code and Section 4 of Article XIID; and

**WHEREAS**, said Engineer has filed the Report with the Clerk of the Board of Supervisors and the Report has been presented to and considered by the Board of Supervisors; and

**WHEREAS**, the Applicant has executed a "Waiver and Consent Regarding Date of Assessment Ballot Election" allowing for the election to be held on June 7, 2011; and

**WHEREAS**, it is necessary that the Board of Supervisors adopt a resolution of intention pursuant to Section 22624 of the Streets and Highways Code, which fixes and gives notice, pursuant to Section 22626 of the Streets and Highways Code, of the time and place of a public hearing on said Report, the annexation of Zone 154, and the assessments to be levied on parcels within Zone 154 beginning in fiscal year 2011-12;

**NOW, THEREFORE, BE IT RESOLVED, FOUND, DETERMINED AND ORDERED** by the Board of Supervisors in regular session assembled on April 12, 2011 as follows:

**Section 1. Findings.** The Board of Supervisors, after reviewing the Report, finds that:

- (a) The foregoing recitals are true and correct;
- (b) The Report contains all matters required by Sections 22565 through 22574 of the Streets and Highways Code and Section 4 of Article XIID and may, therefore, be approved by the Board of Supervisors;
- (c) The annual assessment for fiscal year 2011-12 on all parcels within Zone 154 proposed to be annexed to L&LMD No. 89-1-C will be \$133.86 per acre.

(d) Beginning in the fiscal year in which the future median improvements on SH-79 are completed and/or the dormant maintenance and servicing of the parkway landscaping on SH-79, Pacific Sunset Dr, and Temecula Creek Rd becomes active, the annual assessment and all subsequent annual assessments will be increased accordingly. The annual assessment may be increased by \$318.86 per acre, which when added to the assessment for streetlights will result in an aggregate assessment of \$452.72, adjusted for inflation, in the fiscal year in which the future median improvements are completed, and may be increased by \$858.10 per acre, which when added to the assessment for streetlights and future median landscaping will result in an aggregate assessment of \$1,310.82, adjusted for inflation, in the fiscal year in which the dormant parkway landscaping improvements should become active, as detailed in the Report. Subsequent annual assessments will be increased, without regard to the \$1,310.82 per acre ceiling, in accordance with the standard annual adjustment formula outlined in Section 5 of this Resolution.

**Section 2. Intent.** The Board of Supervisors hereby declares its intention to order the annexation of Zone 154, as described and shown in Exhibit "A", to L&LMD No. 89-1-C, and to levy and collect an annual assessment on all assessable lots and parcels of property within Zone 154 commencing with the fiscal year 2011-12 as set forth in the Report. The Report expressly states that there are no parcels or lots within Zone 154 that are owned by a federal, state or other local governmental agency that will benefit from the services to be financed by the annual assessments. The annual assessments will be collected at the same time and in the same manner as property taxes are collected, and all laws providing for the collection and enforcement of property taxes shall apply to the collection and enforcement of said assessments.

**Section 3. Boundaries.** All the property within boundaries of Zone 154 is proposed to be annexed into L&LMD No. 89-1-C and shall include that property in the unincorporated area of the County as described and shown in Exhibit "A".

**Section 4. Description of Services to be Provided.** The provision of electricity for streetlights, and the maintenance and servicing of future median landscaping and dormant parkway landscaping authorized for Zone 154 of L&LMD No. 89-1-C are:

- (a) The maintenance and servicing of landscaping within the public right-of-way including the trimming, fertilizing, weeding and replanting of trees, shrubs, grass, and other ornamental vegetation; and
- (b) The maintenance and servicing of irrigation and electrical facilities associated with the landscaping, including but not limited to electricity for operation of the irrigation system and water for irrigation; and
- (c) Providing electricity to all streetlights within the public right-of-way including incidental costs and expenses.

**Section 5. Amount to be Levied.** The assessment to be levied upon each parcel that benefits from the annexation of Zone 154 of L&LMD No. 89-1-C will be \$133.86 per acre for fiscal year 2011-12. As stated in the Report, the total budget for Zone 154 for the fiscal year 2011-12 is \$660; there is 1 parcel that is to be assessed that aggregates to 4.93 acres. The annual assessment will be increased by the greater of two percent (2.0%) or the cumulative percentage increase, if any, in the Consumer Price Index for all Urban Consumers ("CPI-U") for the Los Angeles-Riverside-Orange County California Standard Metropolitan Statistical area ("Index") published by the Bureau of Labor Statistics of the United States Department of Labor. The annual CPI-U adjustment will be based on the cumulative increase, if any, in the Index as it stands on March of each year over the base Index for March of 2011. The annual assessment increase derived from the application of the foregoing formula is referred to as the "Standard Annual Adjustment." In addition to the Standard Annual Adjustment, beginning in the fiscal year in which the future median improvements on SH-79 are completed and/or the dormant maintenance and servicing of the parkway landscaping on SH-79, Pacific Sunset Dr, and Temecula Creek Rd becomes active, the annual assessments may be further increased. For the fiscal year in which the future median improvements are completed, the annual assessment may be increased by \$318.86 per acre, which when added to the assessment for streetlights will result in an aggregate assessment of \$452.72, adjusted for inflation. For the fiscal year in which the dormant parkway landscaping improvements should become active, the annual assessment may be increased by \$858.10 per acre, which when added to the assessment for streetlights and future median landscaping will result in an aggregate assessment of \$1,310.82, adjusted for inflation. The Standard Annual Adjustment will be applied to this increased assessment in all subsequent fiscal years following the year in which the future median improvements on SH-79 are completed, and/or the dormant maintenance and servicing of the parkway landscaping on SH-79, Pacific Sunset Dr, and Temecula Creek Rd becomes active, without regard to the \$1,310.82 per acre, inflation adjusted, assessment ceiling required

during the fiscal year the future median improvements were first completed and/or the fiscal year the parkway improvements became active. Except for assessment increases associated with the completion of the future median improvements, and/or the parkway improvements becoming active, and assessment increases resulting from the application of the Standard Annual Adjustment, any other increase in the annual assessment requires a majority approval of all the property owners within Zone 154. The Board of Supervisors will levy the assessment in each subsequent fiscal year until the Board of Supervisors undertakes proceedings for the dissolution of Zone 154 of L&LMD No. 89-1-C. The annual assessment will fund the services described in Section 4 of this Resolution. For further particulars, reference is to be made to the Report on file in the Office of the Clerk of the Board of Supervisors.

**Section 6. The Property to be Annexed.** The property to be annexed into L&LMD No. 89-1-C is Zone 154. The boundaries of Zone 154 are located within the unincorporated area of the County and are described and shown in the Report and Exhibit "A".

**Section 7. Report.** The Report, which is on file with the Clerk of the Board of Supervisors and which has been presented to the Board of Supervisors, is hereby approved. Reference is made to the Report for a full and detailed description of the services, the boundaries of Zone 154, and the annual assessment to be levied upon assessable lots and parcels within Zone 154 proposed to be annexed to L&LMD No. 89-1-C.

**Section 8. Public Hearing.** The question of whether Zone 154 shall be annexed into L&LMD No. 89-1-C and an annual assessment levied beginning with fiscal year 2011-12 shall be considered at a public hearing (hereinafter the "Public Hearing") to be held on June 7, 2011, at 9:30 a.m. at the meeting room of the Board of Supervisors of the County at 4080 Lemon Street, 1<sup>st</sup> Floor, Riverside, California.

**Section 9. Majority Protest.** Each owner of record of property within Zone 154 is to receive by mail an assessment ballot that shall conform to the requirements of Section 4 of Article XIID and Section 4000 of the California Elections Code. The assessment ballots are to be returned prior to the Public Hearing. L&LMD No. 89-1-C shall not impose assessments on property within the boundaries of Zone 154 if there is a majority protest with regard to the annexation of Zone 154. A majority protest exists if, upon the conclusion of the Public Hearing, the tabulation of the assessment ballots submitted in opposition to the annexation and assessment of Zone 154 exceeds the assessment ballots in favor of the annexation and assessment of Zone 154.

**Section 10. Information.** Any property owner desiring additional information regarding Zone 154 of L&LMD No. 89-1-C, the Report, or the proposed assessment is to contact Ms. Joan Pickering, Engineering Technician II, Transportation Department of the County of Riverside, 4080 Lemon Street, 8th Floor, Riverside, California, 92501 or by telephone at 951-955 6748.

**Section 11. Notice of the Public Hearing.** Notice of Public Hearing with regard to the annexation of Zone 154 to L&LMD No. 89-1-C shall be given consistent with Section 22626 of the Streets and Highways Code and Section 4 of Article XIID. The Clerk of the Board of Supervisors shall give notice of the Public Hearing by causing a certified copy of this Resolution to be published once in an appropriate newspaper at least ten (10) days prior to the date of the Public Hearing that is June 7, 2011. Publication of this Resolution is to be effected by the Clerk of the Board of Supervisors. Notice shall also be given by mailing first-class, postage prepaid, those notices, as prepared by County Counsel, assessment ballot and information sheets as required by Section 4 of Article XIID and Section 4000 of the California Elections Code to all owners of record of property within Zone 154 as shown on the last equalized assessment roll of the County. Mailing is to be made by the Engineer and deposited with the U. S. Post Office at least forty-five (45) days prior to the Public Hearing on June 7, 2011.

**Section 12. Effective Date.** This Resolution shall take effect from and after its date of adoption.

#### **EXHIBIT "A" DESCRIPTION OF BOUNDARIES**

The boundaries of Zone 154 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 966-040-043 as shown on Assessment Roll in the County of Riverside, State of California in Fiscal Year 2011-12.

**(INSERT ASSESSMENT DIAGRAM here)**

ROLL CALL:

AYES: Buster, Tavaglione, Stone, Benoit, and Ashley

NAYS: None

ABSENT: None

The foregoing is certified to be a true copy of a resolution duly adopted by said Board of Supervisors on April 12, 2011.

Kecia Harper-Ihem, Clerk of said Board

By: Cecilia Gil, Board Assistant

Any person affected by the above matter(s) may submit written comments to the Clerk of the Board before the public hearing or may appear and be heard in support of or opposition to the project at the time of the hearing. If you challenge the above item(s) in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence, to the Board of Supervisors at, or prior to, the public hearing.

Please send all written correspondence to: Clerk of the Board, 4080 Lemon Street, 1st Floor, Post Office Box 1147, Riverside, CA 92502-1147

Dated: May 17, 2011

Kecia Harper-Ihem, Clerk of the Board

By: Cecilia Gil, Board Assistant

LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT NO. 89-1-CONSOLIDATED

**ZONE 154**

PORTION OF SECTIONS 10 & 15, T.8S., R.2W.

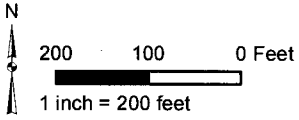
PLOT PLAN NO. 20161

1 PARCEL

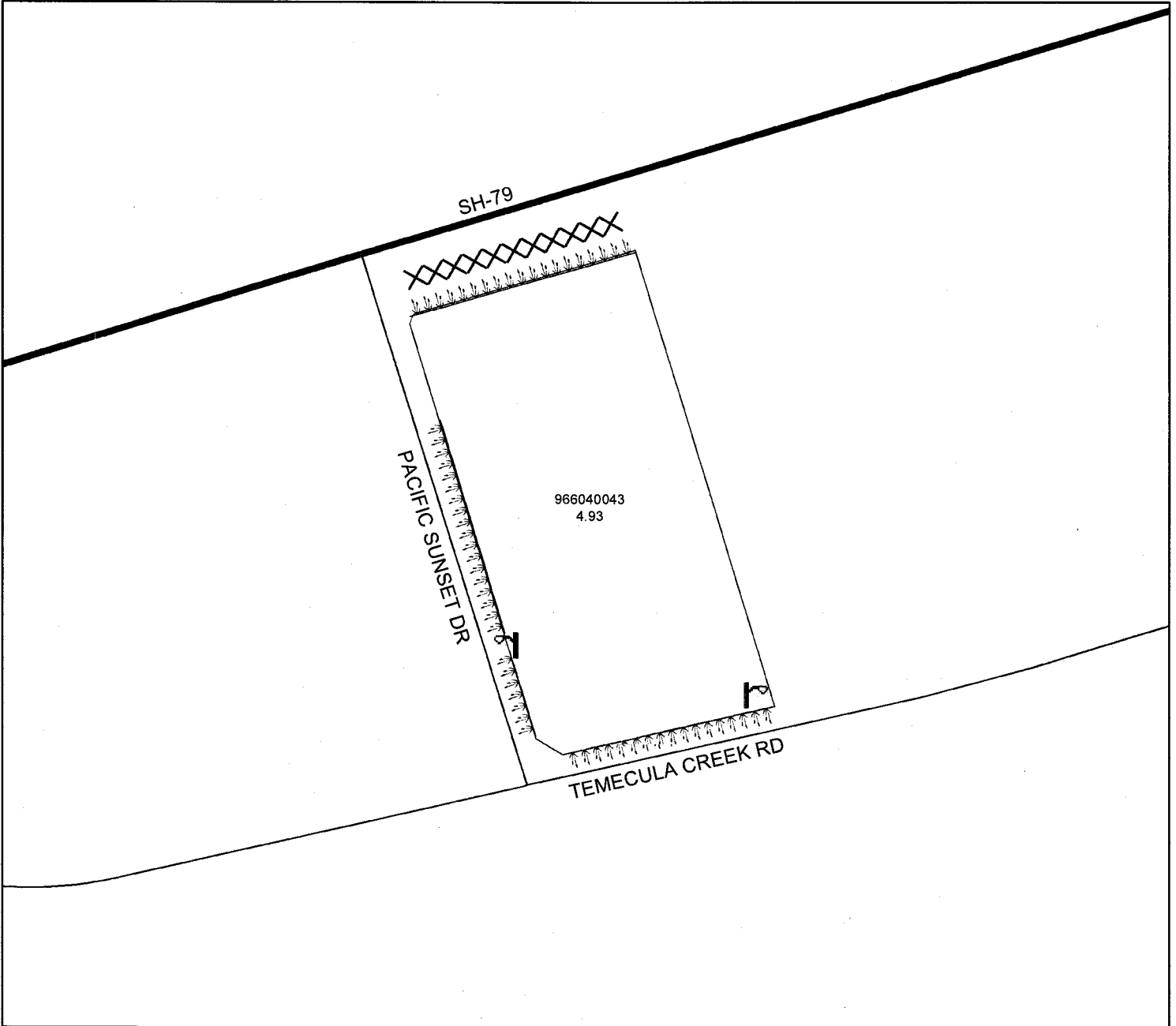


The County of Riverside assumes no warranty or legal responsibility for the information contained on this map. Data and information represented on this map is subject to updates, modifications and may not be complete or appropriate for all purposes. County GIS and other sources should be queried for the most current information. Do not copy or resell this map.

Printed by jpickeri on 3/15/11



**ASSESSMENT DIAGRAM**



DENOTES MAINTAINED STREETLIGHT

DENOTES FUTURE LANDSCAPED AND MAINTAINED MEDIAN

DENOTES LANDSCAPED AND (CURRENTLY DORMANT) MAINTAINED PARKWAY

RIVERSIDE CO. BOARD OF SUPERVISORS  
ATTN: CECILIA GIL  
P.O. BOX 1147  
RIVERSIDE, CA 92502-1147  
951-955-8464

AD NUMBER	PAGE NO.
<b>2290949</b>	<b>1 of 1</b>
BILL DATE	SALESPERSON
<b>05/20/11</b>	<b>06</b>
START DATE	STOP DATE
<b>05/20/11</b>	<b>05/20/11</b>

AD NUMBER	AD DESCRIPTION	CLASS	LINES
<b>2290949</b>	<b>NOTICE OF PUBLIC HEARING BEFORE THE</b>	<b>16000 LEGAL ADVERTISING</b>	<b>532 * 4</b>

Publication	Insertions	Rate	Net Amount	Gross Amount
9 THE CALIFORNIAN	1	L1	\$0.00	
23 INTERNET	1	L1	\$0.00	
25 INTERNET MOBILE MARKETING	1	L1	\$0.00	
TOTAL AD CHARGE			\$652.76	
9 LEGAL AFFIDAVIT		PROOF	\$10.00	
Purchase Order RES 2011-070			<b>PAY THIS AMOUNT</b>	\$662.76
				\$663.26*
				*AFTER 06/19/11

Thank you 3.24 of 04/12/11  
1-RL

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Legal

Ad Number	<b>2290949</b>
Billing Date	<b>05/20/11</b>
Amount Due \$	<b>662.76</b>
<b>Amount Enclosed</b> \$	



000001  
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ATTN: CECILIA GIL  
P.O. BOX 1147  
RIVERSIDE, CA 92502-1147

NORTH COUNTY TIMES  
c/o LEE NEWSPAPERS  
PO BOX 742548  
CINCINNATI OH 45274-2548



# PROOF OF PUBLICATION

(2015.5 C.C.P.)

STATE OF CALIFORNIA  
County of Riverside

I am a citizen of the United States and a resident of the County aforesaid. I am over the age of eighteen years, and not a party to, or interested in the above entitled matter. I am an authorized representative of



a newspaper of general circulation, published DAILY in the City of Temecula, California, 92590, County of Riverside, Three Lake Judicial District, and which newspaper has been adjudicated a newspaper of general circulation by the Superior Court of the County of Riverside, State of California, under the date of February 26, 1991, Case Number 209105; that the notice, of which the annexed is a printed copy (set in type not smaller than nonpareil), has been published in each regular and entire issue of said newspaper and not in any supplement thereof, on the following dates, to wit:

May 20 2011

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

Dated at TEMECULA, CALIFORNIA, this

20th day of May, 2011

Signature

Tammi E. Swenson  
Legal Advertising Representative

Title

## NOTICE OF PUBLIC HEARING Riverside County Board of Supervisors

### NOTICE OF PUBLIC HEARING BEFORE THE BOARD OF SUPERVISORS OF THE COUNTY OF RIVERSIDE

NOTICE IS HEREBY GIVEN that a public hearing at which all interested persons will be heard, will be held before the Board of Supervisors of the County of Riverside, on the 1st Floor, County Administrative Center, Board of Supervisors Chambers, 4080 Lemon Street, Riverside, California, on the following date and time:

RESOLUTION NO. 2011-070

**RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF RIVERSIDE DECLARING ITS INTENT TO ANNEX TO ZONE 154 TO LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT NO. 89-1-CONSOLIDATED OF THE COUNTY OF RIVERSIDE THE LANDSCAPING AND LIGHTING ACT OF 1972 FOR THE MAINTENANCE AND SERVICING OF STREETLIGHTS, DORMANT PARKWAY LANDSCAPING; ADOPTING THE PRELIMINARY ENGINEER'S REPORT; GIVING NOTICE OF THE TIME AND PLACE OF THE PUBLIC HEARING ON THE ANNEXATION OF ZONE 154; ORDERING AN ASSESSMENT MAILING BALLOT ELECTION; AND DIRECTING NOTICE OF THE PUBLIC HEARING AND THE ASSESSMENT MAILING TO ARTICLE XIID OF THE CALIFORNIA CONSTITUTION AND SECTION 4000 OF THE ELECTIONS CODE.**

**WHEREAS**, the Board of Supervisors (hereinafter the "Board of Supervisors") of the County of Riverside (hereinafter the "County") on April 12, 2011 initiating proceedings for the annexation of Zone 154 (hereinafter "Zone 154"), as described and set forth herein and incorporated herein, to Landscaping and Lighting Maintenance District No. 89-1-Consolidated of the County of Riverside (hereinafter the "District") pursuant to the Landscaping and Lighting Act of 1972 (hereinafter the "Act"), which is Part 2 (commencing with Section 22624 of the Streets and Highways Code) and the assessments to be levied within Zone 154 each fiscal year beginning fiscal year 2011-12; and

**WHEREAS**, such proceedings shall comply with the requirements of Article XIID of the California Constitution (hereinafter the "Constitution") and Section 4000 of the Elections Code requiring voter approval of the proposed assessment to be levied by L&LMD No. 89-1-C for Zone 154; and

**WHEREAS**, the Board of Supervisors by Resolution No. 2011-069 directed the Director of the Transportation Department, or his/her designee, to prepare and file the Report with the Clerk of the Board of Supervisors in accordance with Sections 22608 and 22555 of the Streets and Highways Code; and

**WHEREAS**, said Engineer has filed the Report with the Clerk of the Board of Supervisors and the Report has been presented to the Board of Supervisors; and

**WHEREAS**, the Applicant has executed a "Waiver and Consent Regarding Date of Assessment Ballot Election" allowing for the election of the date of the public hearing to be held on the date set forth herein; and

**WHEREAS**, it is necessary that the Board of Supervisors adopt a resolution of intention pursuant to Section 22624 of the Streets and Highways Code, and the assessments to be levied on parcels within Zone 154 beginning in fiscal year 2011-12;

**NOW, THEREFORE, BE IT RESOLVED, FOUND, DETERMINED AND ORDERED** by the Board of Supervisors in regular session as follows:

**Section 1. Findings.** The Board of Supervisors, after reviewing the Report, finds that:

(a) The foregoing recitals are true and correct;

(b) The Report contains all matters required by Sections 22565 through 22574 of the Streets and Highways Code and Section 4000 of the Elections Code to be approved by the Board of Supervisors;

(c) The annual assessment for fiscal year 2011-12 on all parcels within Zone 154 proposed to be annexed to L&LMD No. 89-1-C shall be increased accordingly. The annual assessment may be increased by \$318.86 per acre, which when added to the assessed aggregate assessment of \$452.72, adjusted for inflation, in the fiscal year in which the future median improvements are completed, shall result in an annual assessment of \$771.58 per acre, which when added to the assessment for streetlights and future median landscaping will result in an adjusted for inflation, in the fiscal year in which the dormant parkway landscaping improvements should become active, an annual assessment will be increased, without regard to the \$1,310.82 per acre ceiling, in accordance with the standard annual assessment formula set forth in Section 5 of this Resolution.

**Section 2. Intent.** The Board of Supervisors hereby declares its intention to order the annexation of Zone 154, as described in the Report, and to levy and collect an annual assessment on all assessable lots and parcels of property within Zone 154 commencing on SH-79, Pacific Sunset Dr, and Temecula Creek Rd becomes active, the annual assessment and all sub-assessments shall be increased accordingly. The annual assessment may be increased by \$318.86 per acre, which when added to the assessed aggregate assessment of \$452.72, adjusted for inflation, in the fiscal year in which the dormant parkway landscaping improvements should become active, an annual assessment will be increased, without regard to the \$1,310.82 per acre ceiling, in accordance with the standard annual assessment formula set forth in Section 5 of this Resolution.

**Section 3. Boundaries.** All the property within boundaries of Zone 154 is proposed to be annexed into L&LMD No. 89-1-C and shall be included in the assessment for Zone 154 as described and shown in Exhibit "A".

**Section 4. Description of Services to be Provided.** The provision of electricity for streetlights, and the maintenance and servicing of dormant parkway landscaping authorized for Zone 154 of L&LMD No. 89-1-C are:

(a) The maintenance and servicing of landscaping within the public right-of-way including the trimming, fertilizing, weeding and other ornamental vegetation; and

(b) The maintenance and servicing of irrigation and electrical facilities associated with the landscaping, including but not limited to the irrigation system and water for irrigation; and

(c) Providing electricity to all streetlights within the public right-of-way including incidental costs and expenses.

**Section 5. Amount to be Levied.** The assessment to be levied upon each parcel that benefits from the annexation of Zone 154 shall be increased by \$318.86 per acre, which when added to the assessed aggregate assessment of \$452.72, adjusted for inflation, in the fiscal year in which the dormant parkway landscaping improvements should become active, an annual assessment will be increased, without regard to the \$1,310.82 per acre ceiling, in accordance with the standard annual assessment formula set forth in Section 5 of this Resolution.

**Section 6. The Property to be Annexed.** The property to be annexed into L&LMD No. 89-1-C is Zone 154. The boundaries of Zone 154 shall be as described and shown in the Report and Exhibit "A".

**Section 7. Report.** The Report, which is on file with the Clerk of the Board of Supervisors and which has been presented to the Board of Supervisors for approval. Reference is made to the Report for a full and detailed description of the services, the boundaries of Zone 154, and upon assessable lots and parcels within Zone 154 proposed to be annexed to L&LMD No. 89-1-C.

**Section 8. Public Hearing.** The question of whether Zone 154 shall be annexed into L&LMD No. 89-1-C and an annual assessment of \$771.58 shall be considered at a public hearing (hereinafter the "Public Hearing") to be held on June 7, 2011, at 9:30 a.m. in the Board of Supervisors Chambers, 4080 Lemon Street, 1st Floor, Riverside, California.

**Section 9. Majority Protest.** Each owner of record of property within Zone 154 is to receive by mail an assessment ballot for Zone 154. If a majority protest exists, it shall be in favor of the annexation and assessment of Zone 154.

**Section 10. Information.** Any property owner desiring additional information regarding Zone 154 of L&LMD No. 89-1-C, the assessment to be levied thereon, or the public hearing, should contact Ms. Joan Pickering, Engineering Technician II, Transportation Department of the County of Riverside, 4080 Lemon Street, Riverside, California, 92501 or by telephone at 951-955-6748.

**Section 11. Notice of the Public Hearing.** Notice of Public Hearing with regard to the annexation of Zone 154 to L&LMD No. 89-1-C shall be published in a newspaper of general circulation in the County of Riverside, California, on the 15th day of May, 2011, and on the 20th day of May, 2011. The date of publication shall be at least ten (10) days prior to the date of the Public Hearing which is June 7, 2011. Publication of this Resolution is to be effected by the Clerk of the Board of Supervisors. Notice shall also be given by mailing first-class, postage prepaid, those notices, as prepared by County Counsel, assessment ballot and information sheets as required by Section 4 of Article XIID and Section 4000 of the California Elections Code to all owners of record of property within Zone 154 as shown on the last equalized assessment roll of the County. Mailing is to be made by the Engineer and deposited with the U. S. Post Office at least forty-five (45) days prior to the Public Hearing on June 7, 2011.

This Resolution shall take effect on the date of adoption.



United States and a  
y aforesaid. I am over the  
, and not a party to, or  
ve entitled matter. I am an  
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f Temecula, California,  
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which newspaper has  
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20 2011

) under penalty of perjury  
ng is true and correct.

ULA, CALIFORNIA, this

y of May, 2011

*[Handwritten Signature]*

ai E. Swenson  
ising Representative

# NOTICE OF PUBLIC HEARING Riverside County Board of Supervisors

## NOTICE OF PUBLIC HEARING BEFORE THE BOARD OF SUPERVISORS OF THE COUNTY OF RIVERSIDE

NOTICE IS HEREBY GIVEN that a public hearing at which all interested persons will be heard, will be held before the Board of Supervisors of Riverside County, California, on the 1st Floor, County Administrative Center, Board of Supervisors Chambers, 4080 Lemon Street, Riverside, on **Tuesday, June 7, 2011 at 9:30 a.m.** to consider the following:

### RESOLUTION NO. 2011-070

**RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF RIVERSIDE DECLARING ITS INTENT TO ORDER THE ANNEXATION OF ZONE 154 TO LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT NO. 89-1-CONSOLIDATED OF THE COUNTY OF RIVERSIDE PURSUANT TO THE LANDSCAPING AND LIGHTING ACT OF 1972 FOR THE MAINTENANCE AND SERVICING OF STREETLIGHTS, FUTURE MEDIAN LANDSCAPING, AND DORMANT PARKWAY LANDSCAPING; ADOPTING THE PRELIMINARY ENGINEER'S REPORT; GIVING NOTICE OF AND SETTING THE TIME AND PLACE OF THE PUBLIC HEARING ON THE ANNEXATION OF ZONE 154; ORDERING AN ASSESSMENT PROCEEDING; ORDERING A MAILED BALLOT ELECTION; AND DIRECTING NOTICE OF THE PUBLIC HEARING AND THE ASSESSMENT BALLOT TO BE MAILED PURSUANT TO ARTICLE XIIIID OF THE CALIFORNIA CONSTITUTION AND SECTION 4000 OF THE ELECTIONS CODE**

**WHEREAS**, the Board of Supervisors (hereinafter the "Board of Supervisors") of the County of Riverside (hereinafter the "County") has adopted Resolution No. 2011-069 on April 12, 2011 initiating proceedings for the annexation of Zone 154 (hereinafter "Zone 154"), as described and shown in Exhibit "A", which is attached hereto and incorporated herein, to Landscaping and Lighting Maintenance District No. 89-1-Consolidated of the County of Riverside, State of California, (hereinafter "L&LMD No. 89-1-C") pursuant to the Landscaping and Lighting Act of 1972 (hereinafter the "Act"), which is Part 2 (commencing with Section 22500) of Division 15 of the Streets and Highways Code (hereinafter the "Street and Highways Code"), and ordering the preparation of a report (hereinafter the "Report") regarding the proposed annexation of Zone 154 and the assessments to be levied within Zone 154 each fiscal year beginning fiscal year 2011-12 for the provision of electricity for streetlights, and the maintenance and servicing of future median landscaping and dormant parkway landscaping within the public right-of-way within said Zone; and

**WHEREAS**, such proceedings shall comply with the requirements of Article XIIIID of the California Constitution (hereinafter "Article XIIIID"), the Act, and Section 4000 of the Elections Code requiring voter approval of the proposed assessment to be levied by L&LMD No. 89-1-C for Zone 154; and **WHEREAS**, the Board of Supervisors by Resolution No. 2011-069 directed the Director of the Transportation Department, or his designee (hereinafter the "Engineer"), to prepare and file the Report with the Clerk of the Board of Supervisors in accordance with Sections 22608 and 22585 et. seq. of the Street and Highways Code and Section 4 of Article XIIIID; and

**WHEREAS**, said Engineer has filed the Report with the Clerk of the Board of Supervisors and the Report has been presented to and considered by the Board of Supervisors; and

**WHEREAS**, the Applicant has executed a "Waiver and Consent Regarding Date of Assessment Ballot Election" allowing for the election to be held on June 7, 2011; and **WHEREAS**, it is necessary that the Board of Supervisors adopt a resolution of intention pursuant to Section 22624 of the Streets and Highways Code, which fixes and gives notice, pursuant to Section 22626 of the Streets and Highways Code, of the time and place of a public hearing on said Report, the annexation of Zone 154, and the assessments to be levied on parcels within Zone 154 beginning in fiscal year 2011-12;

**NOW, THEREFORE, BE IT RESOLVED, FOUND, DETERMINED AND ORDERED** by the Board of Supervisors in regular session assembled on April 12, 2011 as follows:

**Section 1. Findings.** The Board of Supervisors, after reviewing the Report, finds that:

- (a) The foregoing recitals are true and correct;
- (b) The Report contains all matters required by Sections 22565 through 22574 of the Streets and Highways Code and Section 4 of Article XIIIID and may, therefore, be approved by the Board of Supervisors;
- (c) The annual assessment for fiscal year 2011-12 on all parcels within Zone 154 proposed to be annexed to L&LMD No. 89-1-C will be \$133.86 per acre.
- (d) Beginning in the fiscal year in which the future median improvements on SH-79 are completed and/or the dormant maintenance and servicing of the parkway landscaping on SH-79, Pacific Sunset Dr, and Temecula Creek Rd becomes active, the annual assessment and all subsequent annual assessments will be increased accordingly. The annual assessment may be increased by \$318.86 per acre, which when added to the assessment for streetlights will result in an increased assessment of \$452.72, adjusted for inflation, in the fiscal year in which the future median improvements are completed, and may be increased by aggregate assessment of \$858.10 per acre, which when added to the assessment for streetlights and future median landscaping will result in an aggregate assessment of \$1,310.82, adjusted for inflation, in the fiscal year in which the dormant parkway landscaping improvements should become active, as detailed in the Report. Subsequent annual assessments will be increased, without regard to the \$1,310.82 per acre ceiling, in accordance with the standard annual adjustment formula outlined in Section 5 of this Resolution.

**Section 2. Intent.** The Board of Supervisors hereby declares its intention to order the annexation of Zone 154, as described and shown in Exhibit "A", to L&LMD No. 89-1-C, and to levy and collect an annual assessment on all assessable lots and parcels of property within Zone 154 commencing with the fiscal year 2011-12 as set forth in the Report. The Report expressly states that there are no parcels or lots within Zone 154 that are owned by a federal, state or other local governmental agency that will benefit from the services to be financed by the annual assessments. The annual assessments will be collected at the same time and in the same manner as property taxes are collected, and all laws providing for the collection and enforcement of property taxes shall apply to the collection and enforcement of said assessments.

**Section 3. Boundaries.** All the property within boundaries of Zone 154 is proposed to be annexed into L&LMD No. 89-1-C and shall include that property in the unincorporated area of the County as described and shown in Exhibit "A".

**Section 4. Description of Services to be Provided.** The provision of electricity for streetlights, and the maintenance and servicing of future median landscaping and dormant parkway landscaping authorized for Zone 154 of L&LMD No. 89-1-C are:

- (a) The maintenance and servicing of landscaping within the public right-of-way including the trimming, fertilizing, weeding and replanting of trees, shrubs, grass, and other ornamental vegetation; and
- (b) The maintenance and servicing of irrigation and electrical facilities associated with the landscaping, including but not limited to electricity for operation of the irrigation system and water for irrigation; and

(c) Providing electricity to all streetlights within the public right-of-way including incidental costs and expenses.

**Section 5. Amount to be Levied.** The assessment to be levied upon each parcel that benefits from the annexation of Zone 154 of L&LMD No. 89-1-C will be \$133.86 per acre for fiscal year 2011-12. As stated in the Report, the total budget for Zone 154 for the fiscal year 2011-12 is \$680; there is 1 parcel that is to be assessed that aggregates to 4.93 acres. The annual assessment will be increased by the greater of two percent (2.0%) or the cumulative percentage increase, if any, in the Consumer Price Index for all Urban Consumers ("CPI U") for the Los Angeles-Riverside-Orange County California Standard Metropolitan Statistical area ("Index") published by the Bureau of Labor Statistics of the United States Department of Labor. The annual CPI U adjustment will be based on the cumulative increase, if any, in the Index as it stands on March of each year over the base Index for March of 2011. The annual assessment increase derived from the application of the foregoing formula is referred to as the "Standard Annual Adjustment." In addition to the Standard Annual Adjustment, beginning in the fiscal year in which the future median improvements on SH-79 are completed and/or the dormant maintenance and servicing of the parkway landscaping on SH-79, Pacific Sunset Dr, and Temecula Creek Rd becomes active, the annual assessments may be further increased. For the fiscal year in which the future median improvements are completed, the annual assessment may be increased by \$318.86 per acre, which when added to the assessment for streetlights will result in an aggregate assessment of \$452.72, adjusted for inflation. For the fiscal year in which the dormant parkway landscaping improvements should become active, the annual assessment may be increased by \$858.10 per acre, which when added to the assessment for streetlights and future median landscaping will result in an aggregate assessment of \$1,310.82, adjusted for inflation. The Standard Annual Adjustment will be applied to this increased assessment in all subsequent fiscal years following the year in which the future median improvements on SH-79 are completed, and/or the dormant maintenance and servicing of the parkway landscaping on SH-79, Pacific Sunset Dr, and Temecula Creek Rd becomes active, without regard to the \$1,310.82 per acre, inflation adjusted, assessment ceiling. Assessment increases associated with the completion of the future median improvements, and/or the parkway improvements becoming active, and assessment increases resulting from the application of the Standard Annual Adjustment, any other increase in the annual assessment required by a majority approval of all the property owners within Zone 154. The Board of Supervisors will levy the assessment in each subsequent fiscal year until the Board of Supervisors undertakes proceedings for the dissolution of Zone 154 of L&LMD No. 89-1-C. The annual assessment will fund the services described in Section 4 of this Resolution. For further particulars, reference is to be made to the Report on file in the Office of the Clerk of the Board of Supervisors.

**Section 6. The Property to be Annexed.** The property to be annexed into L&LMD No. 89-1-C is Zone 154. The boundaries of Zone 154 are located within the unincorporated area of the County and are described and shown in the Report and Exhibit "A".

**Section 7. Report.** The Report, which is on file with the Clerk of the Board of Supervisors and which has been presented to the Board of Supervisors, is hereby approved. Reference is made to the Report for a full and detailed description of the services, the boundaries of Zone 154, and the annual assessment to be levied upon assessable lots and parcels within Zone 154 proposed to be annexed to L&LMD No. 89-1-C.

**Section 8. Public Hearing.** The question of whether Zone 154 shall be annexed into L&LMD No. 89-1-C and an annual assessment levied beginning with fiscal year 2011-12 shall be considered at a public hearing (hereinafter the "Public Hearing") to be held on June 7, 2011, at 9:30 a.m. at the meeting room of the Board of Supervisors of the County at 4080 Lemon Street, 1st Floor, Riverside, California.

**Section 9. Majority Protest.** Each owner of record of property within Zone 154 is to receive by mail an assessment ballot that shall conform to the requirements of Section 4 of Article XIIIID and Section 4000 of the California Elections Code. The assessment ballots are to be returned prior to the Public Hearing. L&LMD No. 89-1-C shall not impose assessments on property within the boundaries of Zone 154 if there is a majority protest with regard to the annexation of Zone 154. A majority protest exists if, upon the conclusion of the Public Hearing, the tabulation of the assessment ballots submitted in opposition to the annexation and assessment of Zone 154 exceeds the assessment ballots in favor of the annexation and assessment of Zone 154.

**Section 10. Information.** Any property owner desiring additional information regarding Zone 154 of L&LMD No. 89-1-C, the Report, or the proposed assessment is to contact Ms. Joan Pickering, Engineering Technician II, Transportation Department of the County of Riverside, 4080 Lemon Street, 8th Floor, Riverside, California, 92501 or by telephone at 951-955 8748.

**Section 11. Notice of the Public Hearing.** Notice of Public Hearing with regard to the annexation of Zone 154 to L&LMD No. 89-1-C shall be given consistent with Section 22626 of the Streets and Highways Code and Section 4 of Article XIIIID. The Clerk of the Board of Supervisors shall give notice of the Public Hearing by causing a certified copy of this Resolution to be published once in an appropriate newspaper at least ten (10) days prior to the date of the Public Hearing that is June 7, 2011. Publication of this Resolution is to be effected by the Clerk of the Board of Supervisors. Notice shall also be given by mailing first-class, postage prepaid, those notices, as prepared by County Counsel, assessment ballot and information sheets as required by Section 4 of Article XIIIID and Section 4000 of the California Elections Code to all owners of record of property within Zone 154 as shown on the last equalized assessment roll of the County. Mailing is to be made by the Engineer and deposited with the U. S. Post Office at least forty-five (45) days prior to the Public Hearing on June 7, 2011.

**Section 12. Effective Date.** This Resolution shall take effect from and after its date of adoption.



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...above entitled matter. I am an  
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**CALIFORNIAN**  
the North City Times

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...ULA, CALIFORNIA, this  
...ay of May, 2011

Ami E. Swenson  
Advertising Representative

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**WHEREAS**, said Engineer has filed the Report with the Clerk of the Board of Supervisors and the Report has been presented to and considered by the Board of Supervisors; and

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**NOW, THEREFORE, BE IT RESOLVED, PARCELS, DETERMINED AND ORDERED** by the Board of Supervisors in regular session assembled on April 12, 2011 as follows:

**Section 1. Findings.** The Board of Supervisors, after reviewing the Report, finds that:

(a) The foregoing recitals are true and correct;

(b) The Report contains all matters required by Sections 22565 through 22574 of the Streets and Highways Code and Section 4 of Article XIIIID and may, therefore, be approved by the Board of Supervisors;

(c) The annual assessment for fiscal year 2011-12 on all parcels within Zone 154 proposed to be annexed to L&LMD No. 89-1-C will be \$133.86 per acre.

(d) Beginning in the fiscal year in which the future median improvements on SH-79 are completed and/or the dormant maintenance and servicing of the parkway landscaping on SH-79, Pacific Sunset Dr, and Temecula Creek Rd becomes active, the annual assessment and all subsequent annual assessments will be increased accordingly. The annual assessment may be increased by \$318.86 per acre, which when added to the assessment for streetlights will result in an aggregate assessment of \$452.72, adjusted for inflation, in the fiscal year in which the future median improvements are completed, and may be increased by \$858.10 per acre, which when added to the assessment for streetlights and future median landscaping will result in an aggregate assessment of \$1,310.82, adjusted for inflation, in the fiscal year in which the dormant parkway landscaping improvements should become active, as detailed in the Report. Subsequent annual assessments will be increased, without regard to the \$1,310.82 per acre ceiling, in accordance with the standard annual adjustment formula outlined in Section 5 of this Resolution.

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**Section 7. Report.** The Report, which is on file with the Clerk of the Board of Supervisors and which has been presented to the Board of Supervisors, is hereby approved. Reference is made to the Report for a full and detailed description of the services, the boundaries of Zone 154, and the annual assessment to be levied upon assessable lots and parcels within Zone 154 proposed to be annexed to L&LMD No. 89-1-C.

**Section 8. Public Hearing.** The question of whether Zone 154 shall be annexed into L&LMD No. 89-1-C and an annual assessment levied beginning with fiscal year 2011-12 shall be considered at a public hearing (hereinafter the "Public Hearing") to be held on June 7, 2011, at 9:30 a.m. at the meeting room of the Board of Supervisors of the County at 4080 Lemon Street, 1st Floor, Riverside, California.

**Section 9. Majority Protest.** Each owner of record of property within Zone 154 is to receive by mail an assessment ballot that shall conform to the requirements of Section 4 of Article XIIIID and Section 4000 of the California Elections Code. The assessment ballots are to be returned prior to the Public Hearing. L&LMD No. 89-1-C shall not impose assessments on property within the boundaries of Zone 154 if there is a majority protest with regard to the annexation of Zone 154. A majority protest exists if, upon the conclusion of the Public Hearing, the tabulation of the assessment ballots submitted in opposition to the annexation and assessment of Zone 154 exceeds the assessment ballots in favor of the annexation and assessment of Zone 154.

**Section 10. Information.** Any property owner desiring additional information regarding Zone 154 of L&LMD No. 89-1-C, the Report, or the proposed assessment is to contact Ms. Joan Pickering, Engineering Technician II, Transportation Department of the County of Riverside, 4080 Lemon Street, 8th Floor, Riverside, California, 92501 or by telephone at 951-955 6748.

**Section 11. Notice of the Public Hearing.** Notice of Public Hearing with regard to the annexation of Zone 154 to L&LMD No. 89-1-C shall be given consistent with Section 22626 of the Streets and Highways Code and Section 4 of Article XIIIID. The Clerk of the Board of Supervisors shall give notice of the Public Hearing by causing a certified copy of this Resolution to be published once in an appropriate newspaper at least ten (10) days prior to the date of the Public Hearing that is June 7, 2011. Publication of this Resolution is to be effected by the Clerk of the Board of Supervisors. Notice shall also be given by mailing first-class, postage prepaid, those notices, as prepared by County Counsel, assessment ballot and information sheets as required by Section 4 of Article XIIIID and Section 4000 of the California Elections Code to all owners of record of property within Zone 154 as shown on the last equalized assessment roll of the County. Mailing is to be made by the Engineer and deposited with the U. S. Post Office at least forty-five (45) days prior to the Public Hearing on June 7, 2011.

**Section 12. Effective Date.** This Resolution shall take effect from and after its date of adoption.

**EXHIBIT "A" DESCRIPTION OF BOUNDARIES**

The boundaries of Zone 154 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 966-040-043 as shown on Assessment Roll in the County of Riverside, State of California in Fiscal Year 2011-12.

ROLL CALL: AYES: Buster, Tavaglione, Stone, Benoit, and Ashley  
 NAYS: None  
 ABSENT: None

The foregoing is certified to be a true copy of a resolution duly adopted by said Board of Supervisors on April 12, 2011.  
 Kecia Harper-Ihem, Clerk of said Board By: Cecilia Gil, Board Assistant

Any person affected by the above matter(s) may submit written comments to the Clerk of the Board before the public hearing or may appear and be heard in support of or opposition to the project at the time of the hearing. If you challenge the above item(s) in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence, to the Board of Supervisors at, or prior to, the public hearing.

Please send all written correspondence to: Clerk of the Board, 4080 Lemon Street, 1st Floor, Post Office Box 1147, Riverside, CA 92502-1147

Dated: May 17, 2011 Kecia Harper-Ihem, Clerk of the Board  
 By: Cecilia Gil, Board Assistant . PUB: 5/20/2011

