ITEM NO. 11

STAFF REPORT

CITY OF OCEANSIDE

DATE: May 13, 2009

TO: Honorable Mayor and City Councilmembers

FROM: Economic and Community Development Department

SUBJECT: **ADOPTION OF RESOLUTIONS CONFIRMING THE DIAGRAMS AND ASSESSMENTS FOR FY 2009-10 FOR TEN OF THE CITY'S LANDSCAPE MAINTENANCE DISTRICTS**

SYNOPSIS

Staff recommends that the City Council adopt resolutions confirming the diagrams and assessments for each of the following Landscape Maintenance Districts for FY 2009-10 and order the assessments to be levied for FY 2009-10:

Del Oro Hills, Assessment District No. 1-1987
Guajome Ridge, Assessment District No. 1-1989
Mar Lado Highlands, Assessment District No. 1-1988
Mission Meadows, Assessment District No. 2-1979
Peacock Hills, Assessment District No. 1-1977
Rancho Hermosa, Assessment District No. 3-1982
Santa Fe Mesa, Assessment District No. 2-1987
Sunburst Homes, Assessment District No. 1-1980
Sunset Hills, Assessment District No. 2-1982
Vista Del Rio, Assessment District No. 1-2001

BACKGROUND

The City's Landscape Maintenance Districts were formed pursuant to the authority granted by the Landscaping and Lighting Act of 1972 of the California Streets and Highways Code. This legislation provided the means to finance the maintenance of landscape improvements within the boundaries of each district.

The assessments will remain the same in FY 2009-10 as they were in FY 2008-09 for all the districts listed above except the Guajome Ridge and Vista Del Rio districts. A comparative summary of the existing and proposed assessments for each district is shown in the fiscal impact portion of this report.

ANALYSIS

The City Council is required to conduct a public hearing regarding the proposed FY 2009-10 assessments to be levied within each of the districts. The public hearing provides all interested persons an opportunity to be heard, either in writing or orally at the public hearing, regarding the renewal and proposed assessments. After consideration of the evidence submitted, the City Council is requested to adopt resolutions for each of the districts confirming the FY 2009-10 diagram and assessment.

The amount of the assessment levied against a parcel is based on benefit unit costs. Benefit units are assigned to each parcel reflecting both land use designation and proximity to district landscaping. Each district's total costs, divided by the total benefit units in the district, determines the assessment per benefit unit. A parcel's assessment is determined by multiplying its assigned number of benefit units by the assessment per benefit unit.

Single-family homes are assessed one benefit unit. An additional 0.1 benefit unit is assessed if the single-family home is adjacent to district landscaping. Condominiums and apartments are assigned 0.8 benefit unit per dwelling.

An itemized outline of costs and the calculation of the average annual assessment per benefit unit are summarized in the attached Engineer's Reports, approved on April 1, 2009, and the accompanying exhibits. The report identifies the proposed assessment for each lot and parcel of real property within the district. Exhibit C of the Engineer's Reports contains an assessment roll showing the proposed amount to be assessed against each parcel within each district. The proposed assessments within the Engineer's Reports will be used to pay the operation, maintenance, and material costs associated with each district for FY 2009-10. Exhibit C is available for review in the City Clerk's office. Since there will not be any changes to the Engineer's Reports approved on April 1, 2009, the City Council is not required to approve Modified Engineer's Reports. The proposed assessments within the Engineer's Reports, approved on April 1, 2009, will be used to pay the operation, maintenance and material costs associated with each district for FY 2009-10.

FISCAL IMPACT

All costs are included in each respective district's budget. Revenues to cover the estimated expenditures are levied and collected as a special assessment against the properties within each district. The budgets for each of the districts are detailed on Exhibit B of the Engineer's Reports. A comparative summary of the existing and proposed assessments for each district is shown below:

District	Current Annual / Monthly	Proposed Annual / Monthly	CPI	Account Numbers
Del Oro Hills	$444.80/$37.06	No Change	No CPI	248.647380
Guajome Ridge	$217.92/$18.16	$224.46/$18.71	3% Annually	250.647297
Mar Lado Highlands	$495.62/$41.30	No Change	No CPI	249.647296
Mission Meadows-(Area A)	$17.00/$1.41	No Change	No CPI	242.647320
Mission Meadows-(Area B)	$33.66/$2.80	No Change	No CPI	242.647321
Peacock Hills	$17.44/$1.45	No Change	No CPI	251.647300
Rancho Hermosa	$63.00/$5.25	No Change	No CPI	246.647360
Santa Fe Mesa	$162.78/$13.56	No Change	No CPI	247.647370
Sunburst Homes	$38.36/$3.19	No Change	No CPI	243.647330
Sunset Hills	$52.02/$4.33	No Change	No CPI	241.647310
Vista Del Rio	$78.02/$6.50	$79.66/$6.64	3% Annually	252.647305

An annual increase to the base assessment rate by the Consumer Price Index for all Urban Consumers for the San Diego Area (CPI) was approved by a majority of the property owners within the Guajome Ridge and Vista Del Rio districts, with City Council approval. The total annual assessment will not exceed the maximum rate unless a balloting process in compliance with Proposition 218 is completed. All of the assessments approved by the City Council were prepared in accordance with the 1972 Act and are in full compliance with the provisions of the California Constitution Article XIIID (Proposition 218).

COMMISSION OR COMMITTEE REPORT

Does not apply.

CITY ATTORNEY'S ANALYSIS

The referenced documents have been reviewed by the City Attorney and approved as to form.

RECOMMENDATION

Staff recommends that the City Council adopt resolutions confirming the diagrams and assessments for each of the following Landscape Maintenance Districts for FY 2009-10: Del Oro Hills, Assessment District No. 1-1987; Guajome Ridge, Assessment District No. 1-1989; Mar Lado Highlands, Assessment District No. 1-1988; Mission Meadows, Assessment District No. 2-1979; Peacock Hills, Assessment District No. 1-1977; Rancho Hermosa, Assessment District No. 3-1982; Santa Fe Mesa, Assessment District No. 2-1987; Sunburst Homes, Assessment District No. 1-1980; Sunset Hills, Assessment District No. 2-1982; and Vista Del Rio, Assessment District No. 1-2001; and order the assessments to be levied for FY 2009-10.

PREPARED BY:

Janet K. Craig
Program Specialist

SUBMITTED BY:

Peter A. Weiss
City Manager

REVIEWED BY:

Michelle Skaggs Lawrence, Deputy City Manager

Jane McVey, Economic & Community Development Director

Douglas E. Eddow, Real Property Manager

Scott O. Smith, City Engineer

Teri Ferro, Financial Services Director

Attachments: Resolutions

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OCEANSIDE, CALIFORNIA, CONFIRMING THE FISCAL YEAR 2009-2010 DIAGRAM AND ASSESSMENT FOR THE DEL ORO HILLS LANDSCAPE MAINTENANCE DISTRICT, ASSESSMENT DISTRICT NO. 1-1987

WHEREAS, the City Council of the City of Oceanside, pursuant to the Landscaping and Lighting Act of 1972, being Section 22500 et seq., of the California Streets and Highways Code, hereinafter referred to as the "Act", adopted Resolution No. 09-R0170-1 declaring its intention to levy and collect assessments for fiscal year 2009-2010 to pay the maintenance, operation and administrative costs for landscaping and appurtenant improvements within the Del Oro Hills Landscape Maintenance District, Assessment District No. 1-1987;

WHEREAS, said resolution also set a public hearing for May 13, 2009, at 6:00 p.m., or as soon thereafter as possible, in the City Council Chambers located at 300 North Coast Highway, Oceanside, California, as the time and place to hear protests and objections to the proposed assessment and renewal of said district;

WHEREAS, the City Clerk of the City of Oceanside has given notice of said hearing by publishing the Resolution of Intention, as required by Section 22626 of the Act;

WHEREAS, the Engineer's Report for the Del Oro Hills Landscape Maintenance District was approved by the Oceanside City Council on April 1, 2009, and no changes have been made to that report.

WHEREAS, at the time and place stated in said Resolution of Intention, a public hearing was duly held by the City Council of the City of Oceanside, at which time the Engineer's Report was considered, and all persons desiring to be heard were heard;

WHEREAS, said Report, on file with the City Clerk of the City of Oceanside, contains a full and detailed description of the boundaries of the assessment district, the proposed assessments to be levied against each assessable lot or parcel of land within the district, and a description of the improvements to be maintained or modified;

WHEREAS, the City Council of the City of Oceanside, adopted Resolution No. 09-R0169-1 which approved the Engineer's Report regarding the district's proposed 2009-2010 costs and assessments;

WHEREAS, the City Council of the City of Oceanside has examined and considered the proposed assessment in said Report and proceedings prior thereto, in addition to the evidence presented at said hearing; and

WHEREAS, upon completion of said hearing, the City Council of the City of Oceanside determined that a majority protest did not exist.

NOW, THEREFORE, the City Council of the City of Oceanside does resolve as follows:

SECTION 1. That on May 13, 2009, at 6:00 p.m., said hearing on the proposed 2009-2010 fiscal year assessment and renewal was duly held, and each and every step required under the Act and the California Constitution to levy said assessment and renew said district in the proceedings prior to and including said hearing has been duly taken.

SECTION 2. That the City Council does determine that the Engineer's Report, approved by its Resolution No. 09-R0169-1 and the amount of the assessment rates shown in said Report, should be confirmed.

SECTION 3. This City Council does determine that the amounts to be assessed against the individual parcels shown on the assessment diagram contained in said Report are approved and confirmed, and the City Clerk of the City of Oceanside is directed to endorse upon the Engineer's Report for the Del Oro Hills Landscape Maintenance District its approval and the date thereof.

SECTION 4. The City Clerk of the City of Oceanside is directed to file said diagram and assessment as required by Section 22641 of the Act.

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PASSED AND ADOPTED by the City Council of the City of Oceanside, California, this _____day of _____, 2009, by the following vote:

AYES:
NAYS:
ABSENT:
ABSTAIN:

_____
Mayor of the City of Oceanside

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY

Barbara Hamilton, ASST.
_____
City Attorney

ATTEST:

_____
City Clerk

Resolution confirming the fiscal year 2009-2010 diagram and assessment for the Del Oro Hills Landscape Maintenance District, Assessment District No. 1-1987

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OCEANSIDE, CALIFORNIA, CONFIRMING THE FISCAL YEAR 2009-2010 DIAGRAM AND ASSESSMENT FOR THE GUAJOME RIDGE LANDSCAPE MAINTENANCE DISTRICT, ASSESSMENT DISTRICT NO. 1-1989

WHEREAS, the City Council of the City of Oceanside, pursuant to the Landscaping and Lighting Act of 1972, being Section 22500 et seq., of the California Streets and Highways Code, hereinafter referred to as the "Act", adopted Resolution No. 09-R0176-1 declaring its intention to levy and collect assessments for fiscal year 2009-2010 to pay the maintenance, operation and administrative costs for landscaping and appurtenant improvements within the Guajome Ridge Landscape Maintenance District, Assessment District No. 1-1989;

WHEREAS, said resolution also set a public hearing for May 13, 2009, at 6:00 p.m., or as soon thereafter as possible, in the City Council Chambers located at 300 North Coast Highway, Oceanside, California, as the time and place to hear protests and objections to the proposed assessment and renewal of said district;

WHEREAS, the City Clerk of the City of Oceanside has given notice of said hearing by publishing the Resolution of Intention, as required by Section 22626 of the Act;

WHEREAS, at the time and place stated in said Resolution of Intention, a public hearing was duly held by the City Council of the City of Oceanside, at which time all persons desiring to be heard were heard;

WHEREAS, the Engineer's Report for the Guajome Ridge Landscape Maintenance District was approved by the Oceanside City Council on April 1, 2009, and no changes have been made to that report.

WHEREAS, said Report, on file with the City Clerk of the City of Oceanside, contains a full and detailed description of the boundaries of the assessment district, the proposed assessments to be levied against each assessable lot or parcel of land within the district, and a description of the improvements to be maintained or modified;

WHEREAS, the City Council of the City of Oceanside, adopted Resolution No. 09-R0175-1 which approved the Engineer's Report regarding the district's proposed 2009-2010 costs and assessments;

WHEREAS, the City Council of the City of Oceanside has examined and considered the proposed assessment in said Report and proceedings prior thereto, in addition to the evidence presented at said hearing; and

WHEREAS, upon completion of said hearing, the City Council of the City of Oceanside determined that a majority protest did not exist.

NOW, THEREFORE, the City Council of the City of Oceanside does resolve as follows:

SECTION 1. That on May 13, 2009, at 6:00 p.m., said hearing on the proposed 2009-2010 fiscal year assessment and renewal was duly held, and each and every step required under the Act and the California Constitution to levy said assessment and renew said district in the proceedings prior to and including said hearing has been duly taken.

SECTION 2. That the City Council does determine that the Engineer's Report approved by its Resolution No. 09-R0175-1 and the amount of the assessment rates shown in said Report should be confirmed.

SECTION 3. This City Council does determine that the amounts to be assessed against the individual parcels shown on the assessment diagram contained in said Report are approved and confirmed, and the City Clerk of the City of Oceanside is directed to endorse upon the Engineer's Report for the Guajome Ridge Landscape Maintenance District its approval and the date thereof.

SECTION 4. The City Clerk of the City of Oceanside is directed to file said diagram and assessment as required by Section 22641 of the Act.

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PASSED AND ADOPTED by the City Council of the City of Oceanside, California, this _____day of _____, 2009, by the following vote:

AYES:

NAYS:

ABSENT:

ABSTAIN:

_____
Mayor of the City of Oceanside

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY

_____
City Attorney

ATTEST:

_____
City Clerk

Resolution confirming the fiscal year 2009-2010 diagram and assessment for the Guajome Ridge Landscape Maintenance District, Assessment District No. 1-1989

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OCEANSIDE, CALIFORNIA, CONFIRMING THE FISCAL YEAR 2009-2010 DIAGRAM AND ASSESSMENT FOR THE MAR LADO HIGHLANDS LANDSCAPE MAINTENANCE DISTRICT, ASSESSMENT DISTRICT NO. 1-1988

WHEREAS, the City Council of the City of Oceanside, pursuant to the Landscaping and Lighting Act of 1972, being Section 22500 et. seq., of the California Streets and Highways Code, hereinafter referred to as the "Act", adopted Resolution No. 09-R0179-1 declaring its intention to levy and collect assessments for fiscal year 2009-2010 to pay the maintenance, operation and administrative costs for landscaping and appurtenant improvements within the Mar Lado Highlands Landscape Maintenance District, Assessment District No. 1-1988;

WHEREAS, said resolution also set a public hearing for May 13, 2009, at 6:00 p.m., or as soon thereafter as possible, in the City Council Chambers located at 300 North Coast Highway, Oceanside, California, as the time and place to hear protests and objections to the proposed assessment and renewal of said district;

WHEREAS, the City Clerk of the City of Oceanside has given notice of said hearing by publishing the Resolution of Intention, as required by Section 22626 of the Act;

WHEREAS, at the time and place stated in said Resolution of Intention, a public hearing was duly held by the City Council of the City of Oceanside, at which time all persons desiring to be heard were heard;

WHEREAS, the Engineer's Report for the Mar Lado Highlands Landscape Maintenance District was approved by the Oceanside City Council on April 1, 2009, and no changes have been made to that report.

WHEREAS, said Report, on file with the City Clerk of the City of Oceanside, contains a full and detailed description of the boundaries of the assessment district, the proposed assessments to be levied against each assessable lot or parcel of land within the district, and a description of the improvements to be maintained or modified;

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WHEREAS, the City Council of the City of Oceanside, adopted Resolution No. 09-R0178-1 which approved the Engineer's Report regarding the district's proposed 2009-2010 costs and assessments;

WHEREAS, the City Council of the City of Oceanside has examined and considered the proposed assessment in said Report and proceedings prior thereto, in addition to the evidence presented at said hearing; and

WHEREAS, upon completion of said hearing, the City Council of the City of Oceanside determined that a majority protest did not exist.

NOW, THEREFORE, the City Council of the City of Oceanside does resolve as follows:

SECTION 1. That on May 13, 2009 at 6:00 p.m., said hearing on the proposed 2009-2010 fiscal year assessment and renewal was duly held, and each and every step required under the Act and the California Constitution to levy said assessment and renew said district in the proceedings prior to and including said hearing has been duly taken.

SECTION 2. That the City Council does determine that the Engineer's Report approved by its Resolution No. 09-R0178-1 and the amount of the assessment rates shown in said Report should be confirmed.

SECTION 3. This City Council does determine that the amounts to be assessed against the individual parcels shown on the assessment diagram contained in said Report are approved and confirmed, and the City Clerk of the City of Oceanside is directed to endorse upon the Engineer's Report for the Mar Lado Highlands Landscape Maintenance District its approval and the date thereof.

SECTION 4. The City Clerk of the City of Oceanside is directed to file said diagram and assessment as required by Section 22641 of the Act.

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PASSED AND ADOPTED by the City Council of the City of Oceanside, California, this _____day of _____, 2009, by the following vote:

AYES:

NAYS:

ABSENT:

ABSTAIN:

_____
Mayor of the City of Oceanside

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY

_____
City Attorney

ATTEST:

_____
City Clerk

Resolution confirming the fiscal year 2009-2010 diagram and assessment for the Mar Lado Landscape Maintenance District, Assessment District No. 1-1988

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OCEANSIDE, CALIFORNIA, CONFIRMING THE FISCAL YEAR 2009-2010 DIAGRAM AND ASSESSMENT FOR THE MISSION MEADOWS LANDSCAPE MAINTENANCE DISTRICT, ASSESSMENT DISTRICT NO. 2-1979

WHEREAS, the City Council of the City of Oceanside, pursuant to the Landscaping and Lighting Act of 1972, being Section 22500 et seq., of the California Streets and Highways Code, hereinafter referred to as the "Act", adopted Resolution No. 09-R0185-1 declaring its intention to levy and collect assessments for fiscal year 2009-2010 to pay the maintenance, operation and administrative costs for landscaping and appurtenant improvements within the Mission Meadows Landscape Maintenance District, Assessment District No. 2-1979;

WHEREAS, said resolution also set a public hearing for May 13, 2009, at 6:00 p.m., or as soon thereafter as possible, in the City Council Chambers located at 300 North Coast Highway, Oceanside, California, as the time and place to hear protests and objections to the proposed assessment and renewal of said district;

WHEREAS, the City Clerk of the City of Oceanside has given notice of said hearing by publishing the Resolution of Intention, as required by Section 22626 of the Act;

WHEREAS, at the time and place stated in said Resolution of Intention, a public hearing was duly held by the City Council of the City of Oceanside, at which time all persons desiring to be heard were heard;

WHEREAS, the Engineer's Report for the Mission Meadows Landscape Maintenance District was approved by the Oceanside City Council on April 1, 2009, and no changes have been made to that report.

WHEREAS, said Report, on file with the City Clerk of the City of Oceanside, contains a full and detailed description of the boundaries of the assessment district, the proposed assessments to be levied against each assessable lot or parcel of land within the district, and a description of the improvements to be maintained or modified;

WHEREAS, the City Council of the City of Oceanside, adopted Resolution No. 09-R0184-1 which approved the Engineer's Report regarding the district's proposed 2009-2010 costs and assessments;

WHEREAS, the City Council of the City of Oceanside has examined and considered the proposed assessment in said Report and proceedings prior thereto, in addition to the evidence presented at said hearing; and

WHEREAS, upon completion of said hearing, the City Council of the City of Oceanside determined that a majority protest did not exist.

NOW, THEREFORE, the City Council of the City of Oceanside does resolve as follows:

SECTION 1. That on May 13, 2009, at 6:00 p.m., said hearing on the proposed 2009-2010 fiscal year assessment and renewal was duly held, and each and every step required under the Act and the California Constitution to levy said assessment and renew said district in the proceedings prior to and including said hearing has been duly taken.

SECTION 2. That the City Council does determine that the Engineer's Report approved by its Resolution No. 09-R0184-1 and the amount of the assessment rates shown in said Report should be confirmed.

SECTION 3. This City Council does determine that the amounts to be assessed against the individual parcels shown on the assessment diagram contained in said Report are approved and confirmed, and the City Clerk of the City of Oceanside is directed to endorse upon the Engineer's Report for the Mission Meadows Landscape Maintenance District its approval and the date thereof.

SECTION 4. The City Clerk of the City of Oceanside is directed to file said diagram and assessment as required by Section 22641 of the Act.

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PASSED AND ADOPTED by the City Council of the City of Oceanside, California, this _____day of _____, 2009, by the following vote:

AYES:

NAYS:

ABSENT:

ABSTAIN:

_____
Mayor of the City of Oceanside

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY

Barbara Hamilton, ASST.
City Attorney

ATTEST:

_____
City Clerk

Resolution confirming the fiscal year 2009-2010 diagram and assessment for the Mission Meadows Landscape Maintenance District, Assessment District No. 2-1979

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OCEANSIDE, CALIFORNIA, CONFIRMING THE FISCAL YEAR 2009-2010 DIAGRAM AND ASSESSMENT FOR THE PEACOCK HILLS LANDSCAPE MAINTENANCE DISTRICT, ASSESSMENT DISTRICT NO. 1-1977

WHEREAS, pursuant to the Landscaping and Lighting Act of 1972, Part 2 of Division 15 of the Streets and Highways Code of California, Section 22500 et seq., hereinafter referred to as the "Act", the City Council of the City of Oceanside adopted Resolution No. 09-R0182-1 declaring its intention to levy and collect assessments for fiscal year 2009-2010 to pay the maintenance, operation and administrative costs for landscaping and appurtenant improvements within the Peacock Hills Landscape Maintenance District, Assessment District No. 1-1977;

WHEREAS, said resolution also set a public hearing for May 13, 2009, at 6:00 p.m., or as soon thereafter as possible, in the City Council Chambers located at 300 North Coast Highway, Oceanside, California, as the time and place to hear protests and objections to the proposed assessment and renewal of said district;

WHEREAS, the City Clerk of the City of Oceanside has given notice of said hearing by publishing the Resolution of Intention, as required by Section 22626 of the Act;

WHEREAS, at the time and place stated in said Resolution of Intention, a public hearing was duly held by the City Council of the City of Oceanside, at which time all persons desiring to be heard were heard;

WHEREAS, the Engineer's Report for the Peacock Hills Landscape Maintenance District was approved by the Oceanside City Council on April 1, 2009, and no changes have been made to that report.

WHEREAS, said Report, on file with the City Clerk of the City of Oceanside, contains a full and detailed description of the boundaries of the assessment district, the annual budget, the method of apportionment for calculating the assessment and the proposed assessments to be levied against each assessable lot or parcel of land within the district, and a description of the improvements to be maintained or modified.

WHEREAS, the City Council of the City of Oceanside, adopted Resolution No. 09-R0181-1 which approved the Engineer's Report regarding the district's proposed 2009-2010 costs and assessments;

WHEREAS, the City Council of the City of Oceanside has examined and considered the proposed assessment in said Report and proceedings prior thereto, in addition to the evidence presented at said hearing; and

WHEREAS, upon completion of said hearing, the City Council of the City of Oceanside determined that a majority protest did not exist.

NOW, THEREFORE, the City Council of the City of Oceanside does resolve as follows:

SECTION 1. That on May 13, 2009 at 6:00 p.m., said hearing on the proposed 2009-2010 fiscal year assessment and renewal was duly held, and each and every step required under the Act and the California Constitution to levy said assessment and renew said district in the proceedings prior to and including said hearing has been duly taken.

SECTION 2. That the City Council does determine that the Engineer's Report approved by its Resolution No. 09-R0181-1 and the amount of the assessment rate shown in said Report should be confirmed.

SECTION 3. This City Council does determine that the amounts to be assessed against the individual parcels shown on the assessment diagram contained in said Report are approved and confirmed, and the City Clerk of the City of Oceanside is directed to endorse upon the Engineer's Report for the Peacock Hills Landscape Maintenance District its approval and the date thereof.

SECTION 4. The City Clerk of the City of Oceanside is directed to file said diagram and assessment as required by Section 22641 of the Act.

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PASSED AND ADOPTED by the City Council of the City of Oceanside, California, this _____day of _____, 2009, by the following vote:

AYES:

NAYS:

ABSENT:

ABSTAIN:

_____
Mayor of the City of Oceanside

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY

_____
City Attorney

ATTEST:

_____
City Clerk

Resolution confirming the fiscal year 2009-2010 diagram and assessment for the Peacock Hills Landscape Maintenance District, Assessment District No. 1-1977

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OCEANSIDE, CALIFORNIA, CONFIRMING THE FISCAL YEAR 2009-2010 DIAGRAM AND ASSESSMENT FOR THE RANCHO HERMOSA LANDSCAPE MAINTENANCE DISTRICT, ASSESSMENT DISTRICT NO. 3-1982

WHEREAS, pursuant to the Landscaping and Lighting Act of 1972, Part 2 of Division 15 of the Streets and Highways Code of California, Section 22500 et seq., hereinafter referred to as the "Act", the City Council of the City of Oceanside adopted Resolution No. 09-R0188-1 declaring its intention to levy and collect assessments for fiscal year 2009-2010 to pay the maintenance, operation and administrative costs for landscaping and appurtenant improvements within the Rancho Hermosa Landscape Maintenance District, Assessment District No. 3-1982;

WHEREAS, said resolution also set a public hearing for May 13, 2009, at 6:00 p.m., or as soon thereafter as possible, in the City Council Chambers located at 300 North Coast Highway, Oceanside, California, as the time and place to hear protests and objections to the proposed assessment and renewal of said district;

WHEREAS, the City Clerk of the City of Oceanside has given notice of said hearing by publishing the Resolution of Intention, as required by Section 22626 of the Act;

WHEREAS, at the time and place stated in said Resolution of Intention, a public hearing was duly held by the City Council of the City of Oceanside, at which time all persons desiring to be heard were heard;

WHEREAS, the Engineer's Report for the Rancho Hermosa Landscape Maintenance District was approved by the Oceanside City Council on April 1, 2009, and no changes have been made to that report.

WHEREAS, said Report, on file with the City Clerk of the City of Oceanside, contains a full and detailed description of the boundaries of the assessment district, the annual budget, the method of apportionment for calculating the assessment and

the proposed assessments to be levied against each assessable lot or parcel of land within the district, and a description of the improvements to be maintained or modified;

WHEREAS, the City Council of the City of Oceanside, adopted Resolution No. 09-R0187-1 which approved the Engineer's Report regarding the district's proposed 2009-2010 costs and assessments;

WHEREAS, the City Council of the City of Oceanside has examined and considered the proposed assessment in said Report and proceedings prior thereto, in addition to the evidence presented at said hearing; and

WHEREAS, upon completion of said hearing, the City Council of the City of Oceanside determined that a majority protest did not exist.

NOW, THEREFORE, the City Council of the City of Oceanside does resolve as follows:

SECTION 1. That on May 13, 2009, at 6:00 p.m., said hearing on the proposed 2009-2010 fiscal year assessment and renewal was duly held, and each and every step required under the Act and the California Constitution to levy said assessment and renew said district in the proceedings prior to and including said hearing has been duly taken.

SECTION 2. That the City Council does determine that the Engineer's Report, approved by its Resolution No. 09-R0187-1 and the amount of the assessment rates shown in said Report, should be confirmed.

SECTION 3. This City Council does determine that the amounts to be assessed against the individual parcels shown on the assessment diagram contained in said Report are approved and confirmed, and the City Clerk of the City of Oceanside is directed to endorse upon the Engineer's Report for the Rancho Hermosa Landscape Maintenance District its approval and the date thereof.

SECTION 4. The City Clerk of the City of Oceanside is directed to file said diagram and assessment as required by Section 22641 of the Act.

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PASSED AND ADOPTED by the City Council of the City of Oceanside, California, this _____day of _____, 2009, by the following vote:

AYES:

NAYS:

ABSENT:

ABSTAIN:

_____
Mayor of the City of Oceanside

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY

_____
City Attorney

ATTEST:

_____
City Clerk

Resolution confirming the fiscal year 2009-2010 diagram and assessment for the Rancho Hermosa Landscape Maintenance District, Assessment District No. 3-1982

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OCEANSIDE, CALIFORNIA, CONFIRMING THE FISCAL YEAR 2009-2010 DIAGRAM AND ASSESSMENT FOR THE SANTA FE MESA LANDSCAPE MAINTENANCE DISTRICT, ASSESSMENT DISTRICT NO. 2-1987

WHEREAS, the City Council of the City of Oceanside, pursuant to the Landscaping and Lighting Act of 1972, being Section 22500 et. seq., of the California Streets and Highways Code, hereinafter referred to as the "Act", adopted Resolution No. 09-R0191-1 declaring its intention to levy and collect assessments for fiscal year 2009-2010 to pay the maintenance, operation and administrative costs for landscaping and appurtenant improvements within the Santa Fe Mesa Landscape Maintenance District, Assessment District No. 2-1987;

WHEREAS, said resolution also set a public hearing for May 13, 2009, at 6:00 p.m., or as soon thereafter as possible, in the City Council Chambers located at 300 North Coast Highway, Oceanside, California, as the time and place to hear protests and objections to the proposed assessment and renewal of said district;

WHEREAS, the City Clerk of the City of Oceanside has given notice of said hearing by publishing the Resolution of Intention, as required by Section 22626 of the Act;

WHEREAS, at the time and place stated in said Resolution of Intention, a public hearing was duly held by the City Council of the City of Oceanside, at which time all persons desiring to be heard were heard;

WHEREAS, the Engineer's Report for the Santa Fe Mesa Landscape Maintenance District was approved by the Oceanside City Council on April 1, 2009, and no changes have been made to that report.

WHEREAS, said report, on file with the City Clerk of the City of Oceanside, contains a full and detailed description of the boundaries of the assessment district, the proposed assessments to be levied against each assessable lot or parcel of land within the district, and a description of the improvements to be maintained or modified;

WHEREAS, the City Council of the City of Oceanside, adopted Resolution No. 09-R0190-1 which approved the Engineer's Report regarding the district's proposed 2009-2010 costs and assessments;

WHEREAS, the City Council of the City of Oceanside has examined and considered the proposed assessment in said Report and proceedings prior thereto, in addition to the evidence presented at said hearing; and

WHEREAS, upon completion of said hearing, the City Council of the City of Oceanside determined that a majority protest existed.

NOW, THEREFORE, the City Council of the City of Oceanside does resolve as follows:

SECTION 1. That on May 13, 2009 at 6:00 p.m., said hearing on the proposed 2009-2010 fiscal year assessment and renewal was duly held, and each and every step required under the Act and the California Constitution to levy said assessment and renew said district in the proceedings prior to and including said hearing has been duly taken.

SECTION 2. That the City Council does determine that the Engineer's Report approved by its Resolution No. 09-R0190-1 and the amount of the assessment rates shown in said Report should be confirmed.

SECTION 3. This City Council does determine that the amounts to be assessed against the individual parcels shown on the assessment diagram contained in said Report are approved and confirmed, and the City Clerk of the City of Oceanside is directed to endorse upon the Engineer's Report for the Santa Fe Mesa Landscape Maintenance District its approval and the date thereof.

SECTION 4. The City Clerk of the City of Oceanside is directed to file said diagram and assessment as required by Section 22641 of the Act.

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PASSED AND ADOPTED by the City Council of the City of Oceanside, California, this _____day of _____, 2009, by the following vote:

AYES:

NAYS:

ABSENT:

ABSTAIN:

_____
Mayor of the City of Oceanside

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY

_____
City Attorney

ATTEST:

_____
City Clerk

Resolution confirming the fiscal year 2009-2010 diagram and assessment for the Santa Fe Mesa Landscape Maintenance District, Assessment District No. 2-1987

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OCEANSIDE, CALIFORNIA, CONFIRMING THE FISCAL YEAR 2009-2010 DIAGRAM AND ASSESSMENT FOR THE SUNBURST HOMES LANDSCAPE MAINTENANCE DISTRICT, ASSESSMENT DISTRICT NO. 1-1980

WHEREAS, pursuant to the Landscaping and Lighting Act of 1972, Part 2 of Division 15 of the Streets and Highways Code of California, Section 22500 et seq., hereinafter referred to as the "Act", the City Council of the City of Oceanside adopted Resolution No. 09-R0194-1 declaring its intention to levy and collect assessments for fiscal year 2009-2010 to pay the maintenance, operation and administrative costs for landscaping and appurtenant improvements within the Sunburst Homes Landscape Maintenance District, Assessment District No. 1-1980;

WHEREAS, said resolution also set a public hearing for May 13, 2009, at 6:00 p.m., or as soon thereafter as possible, in the City Council Chambers located at 300 North Coast Highway, Oceanside, California, as the time and place to hear protests and objections to the proposed assessment and renewal of said district;

WHEREAS, the City Clerk of the City of Oceanside has given notice of said hearing by publishing the Resolution of Intention, as required by Section 22626 of the Act;

WHEREAS, at the time and place stated in said Resolution of Intention, a public hearing was duly held by the City Council of the City of Oceanside, at which time the Engineer's Report was considered, and all persons desiring to be heard were heard;

WHEREAS, said Report, on file with the City Clerk of the City of Oceanside, contains a full and detailed description of the boundaries of the assessment district, the annual budget, the method of apportionment for calculating the assessment and the proposed assessments to be levied against each assessable lot or parcel of land within the district, and a description of the improvements to be maintained or modified;

WHEREAS, the City Council of the City of Oceanside, adopted Resolution No. 09-R0193-1 which approved the Engineer's Report regarding the district's proposed 2009-2010 costs and assessments;

WHEREAS, the City Council of the City of Oceanside has examined and considered the proposed assessment in said Report and proceedings prior thereto, in addition to the evidence presented at said hearing; and

WHEREAS, upon completion of said hearing, the City Council of the City of Oceanside determined that a majority protest did not exist.

NOW, THEREFORE, the City Council of the City of Oceanside does resolve as follows:

SECTION 1. That on May 13, 2009 at 6:00 p.m., said hearing on the proposed 2009-2010 fiscal year assessment and renewal was duly held, and each and every step required under the Act and the California Constitution to levy said assessment and renew said district in the proceedings prior to and including said hearing has been duly taken.

SECTION 2. That the City Council does determine that the Engineer's Report approved by its Resolution No. 09-R0193-1 and the amount of the assessment rate shown in said Report should be confirmed.

SECTION 3. This City Council does determine that the amounts to be assessed against the individual parcels shown on the assessment diagram contained in said Report are approved and confirmed, and the City Clerk of the City of Oceanside is directed to endorse upon the Engineer's Report for the Sunburst Homes Landscape Maintenance District its approval and the date thereof.

SECTION 4. The City Clerk of the City of Oceanside is directed to file said diagram and assessment as required by Section 22641 of the Act.

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PASSED AND ADOPTED by the City Council of the City of Oceanside, California, this _____day of _____, 2009, by the following vote:

AYES:

NAYS:

ABSENT:

ABSTAIN:

_____
Mayor of the City of Oceanside

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY

Barbara Hamilton, ASST.
City Attorney

ATTEST:

_____
City Clerk

Resolution confirming the fiscal year 2009-2010 diagram and assessment for the Sunburst Homes Landscape Maintenance District, Assessment District No. 1-1980

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OCEANSIDE, CALIFORNIA, CONFIRMING THE FISCAL YEAR 2009-2010 DIAGRAM AND ASSESSMENT FOR THE SUNSET HILLS LANDSCAPE MAINTENANCE DISTRICT, ASSESSMENT DISTRICT NO. 2-1982

WHEREAS, pursuant to the Landscaping and Lighting Act of 1972, Part 2 of Division 15 of the Streets and Highways Code of California, Section 22500 et seq., hereinafter referred to as the "Act", the City Council of the City of Oceanside adopted Resolution No. 09-R0197-1 declaring its intention to levy and collect assessments for fiscal year 2009-2010 to pay the maintenance, operation and administrative costs for landscaping and appurtenant improvements within the Sunset Hills Landscape Maintenance District, Assessment District No. 2-1982;

WHEREAS, said resolution also set a public hearing for May 13, 2009, at 6:00 p.m., or as soon thereafter as possible, in the City Council Chambers located at 300 North Coast Highway, Oceanside, California, as the time and place to hear protests and objections to the proposed assessment and renewal of said district;

WHEREAS, the City Clerk of the City of Oceanside has given notice of said hearing by publishing the Resolution of Intention, as required by Section 22626 of the Act;

WHEREAS, at the time and place stated in said Resolution of Intention, a public hearing was duly held by the City Council of the City of Oceanside, at which time all persons desiring to be heard were heard;

WHEREAS, the Engineer's Report for the Sunset Hills Landscape Maintenance District was approved by the Oceanside City Council on April 1, 2009, and no changes have been made to that report.

WHEREAS, said Report, on file with the City Clerk of the City of Oceanside, contains a full and detailed description of the boundaries of the assessment district, the annual budget, the method of apportionment for calculating the assessment and

the proposed assessments to be levied against each assessable lot or parcel of land within the district, and a description of the improvements to be maintained or modified;

WHEREAS, the City Council of the City of Oceanside, adopted Resolution No. 09-R0196-1 which approved the Engineer's Report regarding the district's proposed 2009-2010 costs and assessments;

WHEREAS, the City Council of the City of Oceanside has examined and considered the proposed assessment in said Report and proceedings prior thereto, in addition to the evidence presented at said hearing; and

WHEREAS, upon completion of said hearing, the City Council of the City of Oceanside determined that a majority protest did not exist.

NOW, THEREFORE, the City Council of the City of Oceanside does resolve as follows:

SECTION 1. That on May 13, 2009 at 6:00 p.m., said hearing on the proposed 2009-2010 fiscal year assessment and renewal was duly held, and each and every step required under the Act and the California Constitution to levy said assessment and renew said district in the proceedings prior to and including said hearing has been duly taken.

SECTION 2. That the City Council does determine that the Engineer's Report, approved by its Resolution No. 09-R0196-1 and the amount of the assessment rates shown in said Report, should be confirmed.

SECTION 3. This City Council does determine that the amounts to be assessed against the individual parcels shown on the assessment diagram contained in said Report are approved and confirmed, and the City Clerk of the City of Oceanside is directed to endorse upon the Engineer's Report for the Sunset Hills Landscape Maintenance District its approval and the date thereof.

SECTION 4. The City Clerk of the City of Oceanside is directed to file said diagram and assessment as required by Section 22641 of the Act.

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PASSED AND ADOPTED by the City Council of the City of Oceanside, California, this _____day of _____, 2009, by the following vote:

AYES:

NAYS:

ABSENT:

ABSTAIN:

_____
Mayor of the City of Oceanside

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY

_____
City Attorney

ATTEST:

_____
City Clerk

Resolution confirming the fiscal year 2009-2010 diagram and assessment for the Sunset Hills Landscape Maintenance District, Assessment District No. 2-1982

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OCEANSIDE, CALIFORNIA, CONFIRMING THE FISCAL YEAR 2009-2010 DIAGRAM AND ASSESSMENT FOR THE VISTA DEL RIO LANDSCAPE MAINTENANCE DISTRICT, ASSESSMENT DISTRICT NO. 1-2001

WHEREAS, pursuant to the Landscaping and Lighting Act of 1972, Part 2 of Division 15 of the Streets and Highways Code of California, Section 22500 et seq., hereinafter referred to as the "Act", the City Council of the City of Oceanside adopted Resolution No. 09-R0200-1 declaring its intention to levy and collect assessments for fiscal year 2009-2010 to pay the maintenance, operation and administrative costs for landscaping and appurtenant improvements within the Vista Del Rio Landscape Maintenance District, Assessment District No. 1-2001;

WHEREAS, said resolution also set a public hearing for May 13, 2009, at 6:00 p.m., or as soon thereafter as possible, in the City Council Chambers located at 300 North Coast Highway, Oceanside, California, as the time and place to hear protests and objections to the proposed assessment and renewal of said district;

WHEREAS, the City Clerk of the City of Oceanside has given notice of said hearing by publishing the Resolution of Intention, as required by Section 22626 of the Act;

WHEREAS, at the time and place stated in said Resolution of Intention, a public hearing was duly held by the City Council of the City of Oceanside, at which time all persons desiring to be heard were heard;

WHEREAS, the Engineer's Report for the Vista Del Rio Landscape Maintenance District was approved by the Oceanside City Council on April 1, 2009, and no changes have been made to that report.

WHEREAS, said Report, on file with the City Clerk of the City of Oceanside, contains a full and detailed description of the boundaries of the assessment district, the annual budget, the method of apportionment for calculating the assessment and

the proposed assessments to be levied against each assessable lot or parcel of land within the district, and a description of the improvements to be maintained or modified;

WHEREAS, the City Council of the City of Oceanside, adopted Resolution No. 09-R0199-1 which approved the Engineer's Report regarding the district's proposed 2009-2010 costs and assessments;

WHEREAS, the City Council of the City of Oceanside has examined and considered the proposed assessment in said Report and proceedings prior thereto, in addition to the evidence presented at said hearing; and

WHEREAS, upon completion of said hearing, the City Council of the City of Oceanside determined that a majority protest did not exist.

NOW, THEREFORE, the City Council of the City of Oceanside does resolve as follows:

SECTION 1. That on May 13, 2009 at 6:00 p.m., said hearing on the proposed 2009-2010 fiscal year assessment and renewal was duly held, and each and every step required under the Act and the California Constitution to levy said assessment and renew said district in the proceedings prior to and including said hearing has been duly taken.

SECTION 2. That the City Council does determine that the Engineer's Report, approved by its Resolution No. 09-R0199-1 and the amount of the assessment rate shown in said Report, should be confirmed.

SECTION 3. This City Council does determine that the amounts to be assessed against the individual parcels shown on the assessment diagram contained in said Report are approved and confirmed, and the City Clerk of the City of Oceanside is directed to endorse upon the Engineer's Report for the Vista Del Rio Landscape Maintenance District its approval and the date thereof.

SECTION 4. The City Clerk of the City of Oceanside is directed to file said diagram and assessment as required by Section 22641 of the Act.

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PASSED AND ADOPTED by the City Council of the City of Oceanside, California, this _____day of _____, 2009, by the following vote:

AYES:

NAYS:

ABSENT:

ABSTAIN:

_____
Mayor of the City of Oceanside

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY

_____
City Attorney

ATTEST:

_____
City Clerk

Resolution confirming the fiscal year 2009-2010 diagram and assessment for the Vista Del Rio Landscape Maintenance District, Assessment District No. 1-2001