

RESOLUTION NO. 11-31

A RESOLUTION OF THE CITY OF LANCASTER, CALIFORNIA, DECLARING ITS INTENTION TO CONTINUE A PARKING AND BUSINESS IMPROVEMENT DISTRICT KNOWN AS THE DOWNTOWN LANCASTER BUSINESS IMPROVEMENT AREA AND SET A PUBLIC HEARING TO CONSIDER THE CONTINUATION OF THE DISTRICT

WHEREAS, Streets and Highways Code Section 36500 et seq., (the "Act") authorizes cities to establish parking and business improvement areas for the purpose of imposing benefit assessments and charges on businesses therein of certain enumerated purposes; and

WHEREAS, The BLVD Association (the "Committee") has requested this Council to continue such an improvement area.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED BY THE CITY COUNCIL OF THE CITY OF LANCASTER, STATE OF CALIFORNIA, THAT:

Section 1. The recitals hereof are true and correct.

Section 2. The City Council of the City of Lancaster, on its own motion in response to the request of the Committee, does hereby declare its intention to continue the Downtown Parking and Business Improvement Area (the "Area") pursuant to the Act.

Section 3. The proposed boundaries of this improvement area, including the designation of separate benefit zones, are as incorporated herein by reference on Exhibits A and B.

Section 4. The proposed uses to which the revenue from this improvement area will be put are the following:

- (a) The acquisition, construction, and maintenance of parking facilities for the benefit of the Area;
- (b) Promotion of public events which are to take place on or in public places in the Area;
- (c) Decoration of any public place in the Area;
- (d) Furnishing of music in any public place in the Area; or
- (e) The general promotion of business activities within the Area.

Section 5. That the City Council intends to levy a benefit assessment, referenced herein on Exhibit C, on all businesses, trades, and professions located within the boundaries and benefit zones, as applicable, within the Area as described in the report on file with the City Clerk.

Section 6. A public hearing shall be held before the City Council on June 28, 2011, at 5:00 p.m., or as soon thereafter as this matter may be heard, in the Council Chambers of City Hall, 44933 North Fern Avenue, Lancaster, California, at which time the Council will hear all protests against and testimony in support of the proposed business improvement area.

Section 7. Further information regarding the business improvement area may be obtained from City Redevelopment staff at 44933 North Fern Avenue, Lancaster, California, 93534; telephone (661) 723-6128.

Section 8. The City Clerk is instructed to publish this resolution of intention pursuant to Section 36534(b) of said Streets and Highways Code and have it posted in at least three places within the jurisdiction of the City.

Section 9. This Resolution shall take effect immediately upon adoption.

PASSED, APPROVED, and ADOPTED this _____ day of _____, 2011, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST:

APPROVED:

GERI K. BRYAN, CMC
City Clerk
City of Lancaster

R. REX PARRIS
Mayor
City of Lancaster

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) ss
CITY OF LANCASTER)

CERTIFICATION OF RESOLUTION
CITY COUNCIL

I, _____, _____, City of Lancaster, CA, do hereby certify that this is a true and correct copy of the original Resolution No. 11-31, for which the original is on file in my office.

WITNESS MY HAND AND THE SEAL OF THE CITY OF LANCASTER, on this _____ day of _____, _____.

(seal)

EXHIBIT B

DESCRIPTION OF THE LANCASTER BUSINESS IMPROVEMENT AREA

Beginning at a point in the center of the intersection of Jackman Street and Fern Avenue, thence southerly along the centerline of Fern Avenue to a point in the center of the intersection of Fern Avenue and Kettering Street, thence easterly along the centerline of Kettering Street to a point in the center of the intersection of Kettering Street and Sierra Highway, thence northerly along the centerline of Sierra Highway approximately 680 feet to a point where the northerly right-of-way line of Jackman Street intersects the centerline of Sierra Highway, thence easterly along the northerly right-of-way line of Jackman Street for a distance of 160 feet to the westerly boundary of the Union Pacific Railroad right-of-way, thence southerly along the western boundary of the Union Pacific Railroad right-of-way a distance of approximately 1,456 feet, thence westerly 6 feet, thence southerly along the easterly boundary of the Metrolink Station facility approximately 949 feet, thence westerly along the southerly boundary of the Metrolink Station facility extending said line approximately 154 feet to the intersection of the centerline of Sierra Highway, thence westerly along the property line occurring between Lots 8 and 9, Block 1, a distance of approximately 210 feet to a point in the center of an alley, thence southerly along the centerline of the alley a distance of approximately 59 feet, thence westerly along a property line occurring between Lots 13 and 14 of Block 1, a distance of approximately 190 feet to a point in the centerline of Beech Avenue, thence northerly along the centerline of Beech Avenue a distance of approximately 59 feet, then westerly (along property lines) a distance of approximately 1,140 feet to a point in the centerline of Elm Avenue, thence northerly along the centerline of Elm Avenue, a distance of approximately 138 feet to a point in the center of the intersection of Elm Avenue and Milling Street, thence westerly approximately 1,508 feet along the centerline of Milling Street to a point in the center of the intersection of Milling Street and Genoa Avenue, thence southerly a distance of approximately 105 feet to a point in the centerline of Genoa Avenue, thence westerly a distance of approximately 446 feet (along a property line) to a point in the centerline of 10th Street West, thence continuing westerly a distance of approximately 390 feet to the centerline of 11th Street West, thence northerly along the centerline of 11th Street West a distance of approximately 830 feet to a point in the centerline of 11th Street West and an alleyway lying to the east, thence easterly along the centerline of said alleyway a distance of approximately 190 feet, thence northerly, along an alleyway, a distance of approximately 1,268 feet to a point in the centerline of Jackman Street, thence easterly along the centerline of Jackman Street a distance of approximately 1,110 feet at the point of the beginning.

EXHIBIT C

BUSINESS IMPROVEMENT DISTRICT ANNUAL ASSESSMENT FEE

ZONE A

Retail Business

- | | | |
|----|---------------------|-------|
| a) | 1-2 Employees | \$150 |
| b) | 3 or more Employees | \$300 |

Non-Retail Business

- | | | |
|----|---------------------|-------|
| a) | 1-2 Employees | \$120 |
| b) | 3 or more Employees | \$240 |

ZONE B

Retail Business

- | | | |
|----|---------------------|-------|
| a) | 1-2 Employees | \$75 |
| b) | 3 or more Employees | \$150 |

Non-Retail Business

- | | | |
|----|---------------------|-------|
| a) | 1-2 Employees | \$60 |
| b) | 3 or more Employees | \$120 |