

RESOLUTION NO. 14-44

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LANCASTER, CALIFORNIA, CONFIRMING THE DIAGRAM AND ASSESSMENT AND ORDERING THE LEVYING OF AN ANNUAL ASSESSMENT OF THE LANCASTER BUSINESS PARK INTO LANDSCAPE MAINTENANCE DISTRICT NO. 1

WHEREAS, the City Council on May 13, 2014, adopted a Resolution of Intention to initiate proceedings for the annual levy and collection against lots or parcels within the Lancaster Business Park for the purpose of providing funds for the provision of landscape maintenance services located therein pursuant to provisions of the Landscaping and Lighting Act of 1972 of the Streets and Highways Code of the State of California; and

WHEREAS, the Utility Services Manager has prepared and filed an Engineer's Report with the City Clerk as required by law; and

WHEREAS, ballots were mailed to all property owners within the Lancaster Business Park as required by law; and

WHEREAS, the City Council has received all ballots submitted to the City Clerk prior to the conclusion of the hearing and the City Clerk has counted all ballots for and against the annexation of the Lancaster Business Park into the Landscape Maintenance District No. 1, (in tabulation, the ballots were weighted according to the proportional financial obligation of the affected property); the City Clerk has found a majority protest did not exist.

WHEREAS, the City Council did set a time and place for a public hearing to hear testimony regarding the annexation of the Lancaster Business Park into the Landscape Maintenance District No. 1; and

WHEREAS, the City Council did proceed to hold a public hearing on the levying of the proposed assessment; and

WHEREAS, the City Council has heard all testimony, evidence, and is desirous of proceeding with the levying of an assessment.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANCASTER AS FOLLOWS:

Section 1. The City Council overrules and denies any and all protests, objections, and appeals made in regard to these proceedings; and it finds and determines that a majority of the ballots received are in favor of the annexation.

Section 2. The City Council hereby finds that the public interest requires the maintenance of the landscape improvements in the Lancaster Business Park.

Section 3. The Landscape Maintenance District No. 1 diagrams and assessments, as set forth in said Engineer's Report, are hereby approved, confirmed, and adopted by the City Council.

Section 4. The amount to be assessed against the individual parcels shown on the assessment diagram contained in the Engineer's Report are hereby approved and confirmed.

Section 5. The assessment for the expenses of the maintenance, operation, and service shall be collected at the same time and in the same manner as County taxes are collected. Assessment funds collected by the County shall solely be disbursed and expended for maintenance, operation, and service of the Landscape Maintenance District No. 1, all as described in the Engineer's Report.

Section 6. The City Clerk is hereby ordered and directed to file a certified copy of this Resolution No. 14-44, upon its adoption, with the office of the County Auditor.

PASSED, APPROVED, and ADOPTED this _____ day of _____, 2014, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST:

APPROVED:

BRITT AVRIT, 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. 14-44, 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)
