

Annexation No.	Project	Location	Developer	Estimated Annual Maintenance Cost
415	Permit No. MISC09-0291	Southwest corner of Mall Loop Road and Double Play Way (commercial)	K Partners Lancaster I LP, a Texas limited partnership	\$14,483.59

RESOLUTION NO. 09-25

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LANCASTER, CALIFORNIA, CONFIRMING THE DIAGRAMS AND ASSESSMENTS AND ORDERING THE ANNEXATION OF TERRITORIES INTO LANCASTER LANDSCAPE MAINTENANCE DISTRICT NO. 1 AND LEVY OF ASSESSMENTS (ANNEXATION NO. 415)

WHEREAS, this City Council has, by its Resolution No. 09-21, declared its intention to annex territories into Lancaster Landscape Maintenance District No. 1 (hereinafter referred to as the "District") under the provisions of the Landscaping and Lighting Act of 1972, Section 22500 of the California Streets and Highways Code (hereinafter referred to as "the Act"); and

WHEREAS, this City Council has directed, by its Resolution No. 09-22, the City Engineer to prepare diagrams and assessments of the proposed annexations into the District showing the area to be annexed into the District to be benefited and assessed for the improvements, the cost of maintaining and servicing the improvements, and the amount to be assessed to each lot within the proposed annexation to the District; and

WHEREAS, this City Council has examined and considered the diagrams, assessments, and the proceedings prior thereto; and

WHEREAS, the California Civil Code, Section 3513, allows anyone to waive the advantage of law intended solely for his benefit; and

WHEREAS, the Developers as the sole owners of the real property to be benefited by the maintenance, operation, and servicing of the improvement areas waive all statutory notices of public meeting and public hearing, conducting a public meeting, and all statutory hearings of objections and protests by interested property owners; and

WHEREAS, the Developers have submitted assessment ballots in favor of the annexations and assessments.

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

Section 1. This City Council is satisfied with the correctness of the diagrams and assessments, the proceedings and all matters relating thereto.

Section 2. This City Council orders the annexation of the properties into the District and the proposed improvements as indicated in the Resolution of Intention hereinabove referred to.

Section 3. This City Council determines that the amounts to be assessed against the individual lots described in the assessment and shown on the diagram of the Proposed Annexation No. 415 (southwest corner of Mall Loop Road and Double Play Way), are hereby approved and confirmed and are hereby levied by said Council as special assessments against said lots for servicing and maintenance by the City.

Section 4. This City Council determines that the amount of the assessments for the Proposed Annexations shall be paid to the City by the owners of the territory to be annexed prior to the approval of the Project for the territory proposed to be annexed to the District.

Section 5. The original diagrams and assessments are on file in the office of the City Clerk of the City of Lancaster.

Section 6. This City Council determines that all monies received representing assessments collected for the District shall be deposited by the City Treasurer in an improvement fund entitled "Landscape Maintenance District No. 1" and shall be expended only for the servicing and maintenance of the improvements authorized for the District.

PASSED, APPROVED, and ADOPTED this ____ day of _____, 2009, 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. 09-25, 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)

DIAGRAM FOR
PROPOSED ANNEXATION NO. 415
LANCASTER LANDSCAPE MAINTENANCE DISTRICT
CITY OF LANCASTER
COUNTY OF LOS ANGELES, STATE OF CALIFORNIA

DIAGRAM PREPARED IN THE OFFICE OF PUBLIC WORKS DIRECTOR
CITY OF LANCASTER

PREPARED BY:

CARLYLE S. WORKMAN, CITY ENGINEER
R.C.E. C45024, EXPIRES 3/31/10

FILED IN THE OFFICE OF CITY CLERK OF THE CITY OF LANCASTER THIS
____ DAY OF _____, 2009

GERI K. BRYAN, CITY CLERK
CITY OF LANCASTER

LEGEND

_____ BOUNDARY OF PROPOSED ANNEXATION

A DETAILED DESCRIPTION OF THE LINES AND DIMENSIONS OF THE
PARCELS SHALL BE AS SHOWN ON LOS ANGELES COUNTY ASSESSORS
MAPS FOR FISCAL YEAR 07-08 AS INDICATED BELOW AND SHALL
GOVERN FOR ALL DETAILS.

ASSESSOR MAP, PAGE, AND PARCELS 3153-015-041 AND 3153-015-042.
THIS DIAGRAM IS BEING FILED IN THE CITY CLERK'S OFFICE AT THE
REQUEST OF THE DIRECTOR OF PUBLIC WORKS.

THE 2 LOTS WITHIN PMT MISC09-029 ARE SUBJECT TO ANNUAL
ASSESSMENTS BY THE CITY OF LANCASTER FOR THE MAINTENANCE OF THE
LANDSCAPE IMPROVEMENTS WITHIN THE LANDSCAPE MAINTENANCE DISTRICT.

THE AREA OF THESE ASSESSORS PARCELS WAS SUBSEQUENTLY APPROVED
FOR DEVELOPMENT, KNOWN AS PMT NO. MISC09-029.

THE CITY COUNCIL APPROVED ANNEXATION OF THESE PARCELS ON
APRIL 14, 2009.

OWNERS: K PARTNERS LANCASTER I LP, A TEXAS LIMITED PARTNERSHIP.

