

RESOLUTION NO. 16810

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ORDERING THE IMPROVEMENTS AND THE FORMATION OF OPEN SPACE MAINTENANCE DISTRICT NO. 23, OTAY RIO BUSINESS PARK, AND CONFIRMING THE DIAGRAM AND ASSESSMENTS FOR FISCAL YEAR 1992-93

WHEREAS, the developer of Otay Rio Business Park Subdivision, Chula Vista Tract 87-6, has petitioned for the formation of an open space district in accordance with the criteria contained in Chapter 17.07 of the Chula Vista Municipal Code, incorporating in substantial part the Lighting and Landscaping Act of 1972 (commencing at Section 22500 of the Streets and Highways Code); and,

WHEREAS, pursuant to the provisions of Streets and Highways Code Section 22585, the City Council adopted a resolution proposing to form the assessment district as to all property with the boundaries shown on Exhibit A, on August 18, 1992, which resolution described the improvements required to be financed by the district and ordered the preparation of an Engineer's Report; and,

WHEREAS, on August 18, 1992, by Resolution No. 16759, the City Council approved the Engineer's Report on the proposed Open Space District No. 23, Otay Rio Business Park, and declared its intention to order the formation of the assessment district at a public hearing to be conducted on September 15, 1992, in accordance with the provisions of Section 22587 of said Act; and,

WHEREAS, the City Clerk has given notice of said public hearing by causing the resolution of intention to be published, posted and mailed as provided in Section 22556; and,

WHEREAS, on September 15, 1992, the City Council conducted a public hearing and afforded all interested persons the opportunity to hear and be heard, and considered all oral statements and written protests or communications made thereat or filed by any interested person and received any and all protests regarding the formation of the district and the levy of the proposed assessment; and,

WHEREAS, at said public hearing the City Council overruled any protests and ordered the improvements to be made and the formation of Open Space Maintenance District No. 23 and confirmed the diagram of the District.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Chula Vista does hereby order, determine and resolve as follows:

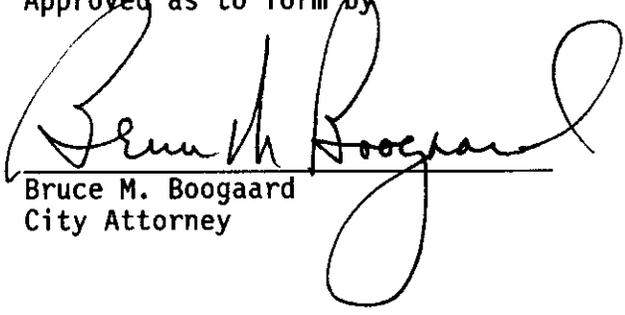
SECTION 1. The City Council does hereby confirm the assessment for said district in the amount of \$0 per acre for the full 1992/93 fiscal year.

Presented by

Approved as to form by



John P. Lippitt
Director of Public Works



Bruce M. Boogaard
City Attorney

PASSED, APPROVED and ADOPTED by the City Council of the City of Chula Vista, California, this 15th day of September, 1992, by the following vote:

YES: Councilmembers: Horton, Malcolm, Moore, Rindone, Nader
NOES: Councilmembers: None
ABSENT: Councilmembers: None
ABSTAIN: Councilmembers: None



Tim Nader, Mayor

ATTEST:



Beverly A. Authelet, City Clerk

STATE OF CALIFORNIA)
COUNTY OF SAN DIEGO) ss.
CITY OF CHULA VISTA)

I, Beverly A. Authelet, City Clerk of the City of Chula Vista, California, do hereby certify that the foregoing Resolution No. 16810 was duly passed, approved, and adopted by the City Council held on the 15th day of September, 1992.

Executed this 15th day of September, 1992.



Beverly A. Authelet, City Clerk