

RESOLUTION NO. 16723

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ORDERING THE IMPROVEMENTS AND THE FORMATION OF OPEN SPACE MAINTENANCE DISTRICT NO. 24, CANYON VIEWS, AND CONFIRMING THE DIAGRAM AND ASSESSMENT FOR SAID DISTRICT

The City Council of the City of Chula Vista does hereby resolve as follows:

WHEREAS, the developers of Canyon View Homes Subdivision (Map 12507) has petitioned for the formation of an open space district in accordance with the criteria contained in the Chapter 17.07 of the Municipal Code of the City of Chula Vista, 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 June 30, 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 June 30, 1992, by Resolution No. 16697, the City Council approved the Engineer's Report on the proposed Open Space District No. 24, Canyon Views, and declared its intention to order the formation of the assessment district at a public hearing to be conducted on July 21, 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 July 21, 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.

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

- SECTION 1. The City Council does hereby determine that a majority protest does not exist or that if a majority protest exists, that such protest is overruled by a four-fifths vote of all members of this body as provided for in Section 22593 of said Act.
- SECTION 2. The City Council does hereby order the improvements to be made and orders the formation of Open Space Maintenance District No. 24, confirms the diagram of the District as prepared by the engineer and as contained in the Engineer's Report, and does confirm the assessment for said district in the amount of

\$680.26 per unit for the full 1992-93 fiscal year, all as more fully set forth in said Engineer's Report prepared in accordance with Section 22565, et seq. of the Streets and Highways Code.

SECTION 3.

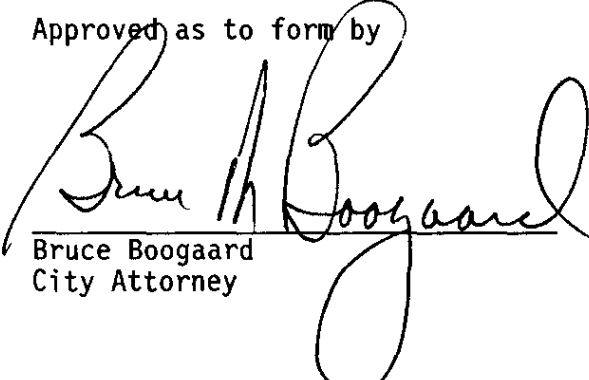
The City Council does hereby appropriate from the proceeds of said assessment the amount of \$27,210 to Fund 574, Activity 5740 and therein, to the following accounts:

5251	Utilities	\$ 7,160
5253	Trash Collection & Disposal	280
5262	Service to Maintain Buildings, Structuress & Grounds	160
5291	City Staff Services	4,110
5298	Other Contractual Services	14,270
5351	Landscape Supplies	400
5362	Mat'ls to Maintain Buildings, Structures & Grounds	<u>800</u>
TOTAL		\$27,210

Presented by

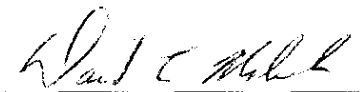
Approved as to form by

  
\_\_\_\_\_  
John P. Lippitt  
Director of Public Works

  
\_\_\_\_\_  
Bruce Boogaard  
City Attorney

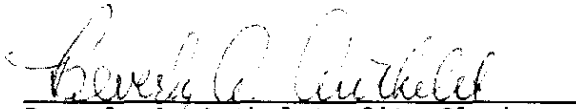
PASSED, APPROVED and ADOPTED by the City Council of the City of Chula Vista, California, this 21st day of July, 1992, by the following vote:

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



David L. Malcolm  
Mayor, Pro-Tempore

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. 16723 was duly passed, approved, and adopted by the City Council held on the 21st day of July, 1992.

Executed this 21st day of July, 1992.

  
Beverly A. Authelet, City Clerk