RESOLUTION NO. 2008-

A RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF ANAHEIM DECLARING
ITS INTENTION TO PROVIDE FOR AN ANNUAL
LEY AND COLLECTION OF ASSESSMENTS IN
THE ANAHEIM RESORT MAINTENANCE DISTRICT,
AND SETTING A TIME AND PLACE FOR PUBLIC
HEARING THEREON

WHEREAS, the City Council of the City of Anaheim, California, previously formed a special maintenance district designated the ANAHEIM RESORT MAINTENANCE DISTRICT (the “Maintenance District”) pursuant to the terms of Ordinance No. 5670 of the City of Anaheim (the “Ordinance”), which Ordinance incorporates the provisions of the “Landscaping and Lighting Act of 1972”, being Division 15, Part 2 of the Streets and Highways Code of the State of California (the “Act”), except as provided in the Ordinance;

WHEREAS, the public interest and convenience requires the same, at this time the City Council desires to undertake proceedings to provide for the annual levy of assessments for the next ensuing fiscal year to provide for the costs and expenses necessary to pay for the maintenance and improvements in and for the Maintenance District;

WHEREAS, there has been presented and approved by this City Council the Assessment Engineer’s Report and this City Council is desirous of continuing with the proceedings for said annual levy;

NOW, THEREFORE, the City Council of the City of Anaheim hereby Finds, Determines and Resolves as follows:

RECITALS

SECTION 1. The above recitals are all true and correct.

DECLARATION OF INTENTION

SECTION 2. For the fiscal year commencing July 1, 2008 and ending June 30, 2009, it is the intention of this legislative body to levy and collect an annual special assessment to pay the cost of annual maintenance and improvements within the Maintenance District against those parcels which specially benefit from the maintenance and improvements as described in the Assessment Engineer’s Report. The maintenance and improvements for the Maintenance District are generally described as follows:
In public places within the Maintenance District, the installation, acquisition, maintenance, operation and servicing of the following: landscaping along parkways and medians; hardscape such as sidewalks, monuments, and walls; ornamental tree lighting and signage; signing and striping and ornamental fixtures and decorating for streets and bridges; street features such as banners, bus shelters, customized newspaper racks; traffic signals and fixtures; and incidental expenses therefor including reserves and administration.

BOUNDARIES OF MAINTENANCE DISTRICT

SECTION 3. The maintenance and improvements are of special benefit to the properties within the boundaries of the Maintenance District, which Maintenance District the legislative body previously declared to be the area benefitted by said maintenance and improvements, and, for particulars, reference is made to the boundary map as previously approved by this legislative body, a copy of which is on file in the office of the City Clerk and open for public inspection.

REPORT OF ASSESSMENT ENGINEER

SECTION 4. The Assessment Engineer’s Report, as preliminarily approved by this legislative body, is on file with the City Clerk and open for public inspection. Reference is made to said Report for a full and detailed description of the maintenance and improvements to be maintained, the boundaries of the Maintenance District and any zones therein, and the proposed assessments upon assessable lots and parcels of land within the Maintenance District.

ASSESSMENTS

SECTION 5. All costs and expenses of the maintenance, improvements, and incidental expenses have been apportioned and distributed to the benefitting parcels in accordance with the special benefits received from the proposed work. No assessments on any parcels within the Maintenance District are to be increased (other than an authorized adjustment for inflation based on the Consumer Price Index) from those as levied for the last fiscal year.

NOTICE; PUBLIC HEARING; PROTESTS

SECTION 6. NOTICE IS HEREBY GIVEN that a public hearing is hereby scheduled by the City Council of the City of Anaheim at its regular meeting place, being the Council Chambers, City Hall, 200 South Anaheim Boulevard, Anaheim, California, at 5:00 p.m., on June 24, 2008. At that time the City Council will consider and finally determine whether to levy the proposed annual assessment for the Anaheim Resort Maintenance District. At the public hearing the City Council will hear all protests relating to the proceedings, the estimate of the cost and expenses of the proposed
maintenance and improvement, and the proposed annual assessment. Any and all persons interested may file a written protest prior to the conclusion of the public hearing or, having filed such a protest, may file a written withdrawal of that protest prior to the conclusion of the public hearing. Any written protest must state all grounds for objection. A written protest by a property owner must contain a description sufficient to identify the property owned by such person, e.g., assessor’s parcel number.

Any interested person may mail a protest to the following address:

City Clerk  
City of Anaheim  
200 South Anaheim Boulevard  
Anaheim, CA 92805

To be considered by the legislative body, all protests must be received prior to the conclusion of the public hearing. A postmark prior to such date and time will not be sufficient.

PUBLICATION OF NOTICE

SECTION 7. The City Clerk is hereby authorized and directed to give notice as required by law by causing a copy of this Resolution to be published in a newspaper of general circulation within the City; said publication to be completed not less than ten (10) days prior to the date set for the public hearing.

PROCEEDINGS INQUIRIES

SECTION 8. For any and all information relating to these proceedings, including information relating to protest procedure, your attention is directed to the person designated below:

Budget Manager  
City of Anaheim  
200 South Anaheim Boulevard  
Anaheim, CA 92805  
Telephone: (714) 756-5264
THE FOREGOING RESOLUTION is approved and adopted by the City Council of the City of Anaheim this ____ day of ________________, 2008, by the following roll call vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

CITY OF ANAHEIM

By: ____________________________
    MAYOR OF THE CITY OF ANAHEIM

ATTEST:

_____________________________
CITY CLERK OF THE CITY OF ANAHEIM

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