

CITY COUNCIL OF THE CITY OF OXNARD

RESOLUTION NO. 12,768

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
OXNARD ORDERING THE FORMATION OF AND LEVY OF
ASSESSMENTS FOR FISCAL YEAR 2005-2006 WITHIN
LANDSCAPE MAINTENANCE DISTRICT NO. 52 PURSUANT
TO THE LANDSCAPING AND LIGHTING ACT OF 1972

WHEREAS, on November 16, 2004, the City Council adopted Resolution No. 12,728, declaring its intention to form Landscape Maintenance District No. 52 (Wingfield, hereinafter "the District") and levy and collect assessments for the 2005-2006 fiscal year within the District in order to pay the costs of maintaining landscaping therein; and

WHEREAS, a description of the improvements and the proposed assessments upon assessable lots and parcels of land within the District is contained in the report of the Engineer, dated December 2004, on file with the City Clerk; and

WHEREAS, Resolution No. 12,750 set a public hearing for February 1, 2005, concerning formation of the District and the levy of the proposed assessments, which was held and all interested persons were afforded the opportunity to hear and be heard; and

WHEREAS, City Council considered all protests against the formation of the District and found that a majority protest did not exist; and

WHEREAS, City Council considered all protests against the proposed assessments; and

WHEREAS, City Council tabulated ballots submitted in opposition to and in favor of the proposed assessments; and

WHEREAS, City Council determined that a majority protest against the proposed assessments did not exist.

NOW, THEREFORE, the City Council of the City of Oxnard resolves:

1. Landscape Maintenance District No. 52 is ordered formed and the improvements and the assessments proposed in the report of the Engineer and its accompanying diagram, on file with the City Clerk, are confirmed.

2. The adoption of this resolution shall constitute the levy of assessments for the 2005-2006 fiscal year within Landscape Maintenance District No. 52.

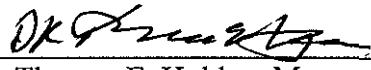
3. The City Clerk shall immediately file the diagram and assessments, or a certified copy thereof, with the Ventura County Auditor.

PASSED AND ADOPTED THIS 1st day of February, 2005 by the following vote:

AYES: Councilmembers Herrera, Maulhardt, Zaragoza, Holden
and Flynn.

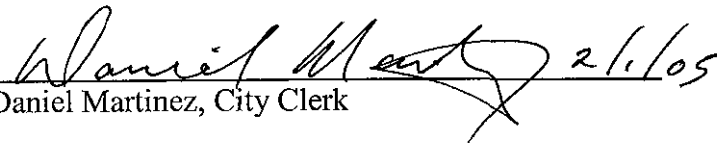
NOES: None.

ABSENT: None.



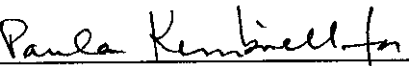
Dr. Thomas E. Holden, Mayor

ATTEST:



Daniel Martinez, City Clerk

APPROVED AS TO FORM:



Gary L. Gillig, City Attorney