

RESOLUTION NO. 2805

A RESOLUTION REQUESTING CONSENT OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN LUIS OBISPO TO THE EXERCISE OF EXTRATERRITORIAL JURISDICTION TO UNDERTAKE PROCEEDINGS FOR THE ACQUISITIONS AND CONSTRUCTION OF PUBLIC IMPROVEMENTS AND TO PROVIDE THAT THE COSTS SHALL BE ASSESSED UPON THE DISTRICT BENEFITED, UNDER APPROPRIATE SPECIAL ASSESSMENT AND ASSESSMENT BOND ACTS

THEATRE DRIVE ASSESSMENT DISTRICT

RESOLVED, by the City Council of the City of El Paso de Robles, California, that

WHEREAS, it is the intention of this Council to undertake appropriate special assessment and assessment bond proceedings pursuant to the Municipal Improvement Act of 1913 and the Improvement Bond Act of 1915, respectively, for the acquisition and construction of the following improvements and acquisitions:

- a. The construction and installation of water mains, valves, tees, fire hydrants, water services, trench resurfacing and appurtenances in Theatre Drive between State Highway 46 and Oak Avenue Alignment in the County of San Luis Obispo, California.
- b. The construction and installation of sanitary sewer mains, sewer manholes, service laterals, and trench resurfacing in Theatre Drive between State Highway 46 and Oak Avenue Alignment and in Marquita Avenue between State Highway 101 and the Southern Pacific Railroad Right-of-Way, County of San Luis Obispo, California.
- c. The acquisition of necessary rights-of-way and easements and the construction of all work auxiliary to any of the above necessary to complete the same.

WHEREAS, this Council proposes to assess the costs of said acquisitions and improvements and the expenses incidental thereto upon a district benefited thereby, the exterior boundaries of which are the coterminous exterior boundaries of the composite and consolidated area more particularly shown on a map thereof on file in the office of the City Clerk, entitled "Assessment Diagram, Theatre Drive Assessment District", to which reference is hereby made for further particulars;

WHEREAS, a portion of said acquisitions and improvements to be made are within the unincorporated territory of the County of San Luis Obispo, and a portion of the lands to be assessed to pay the costs and expenses thereof is unincorporated territory within said County;

WHEREAS, said acquisitions and improvements to be made are of a character that they will directly and peculiarly affect property not only within the boundaries of the City of El Paso de Robles, but also the unincorporated territory within the County of San Luis Obispo, and the purposes sought to be accomplished can best be accomplished by a single comprehensive scheme of work;

WHEREAS, the public interest, convenience and necessity will be served by the making of said acquisitions and improvements and the levying of said assessments;

NOW, THEREFORE, IT IS ORDERED as follows:

1. That request be, and the same is hereby, made of the Board of Supervisors of the County of San Luis Obispo, it being the legislative body having jurisdiction over the unincorporated territory in which a portion of said acquisitions and improvements are to be had and made and said assessments are to be levied, grant to this Council its consent, expressed by resolution, to the ordering of said acquisitions and improvements, to the formation of the assessment district, and to the assessment of the costs thereof upon the property benefited thereby, and the assumption of jurisdiction thereover for the purposes aforesaid.

2. That said Board, in said resolution, grant to this Council its consent to open all such public streets as are required for the installation of said public improvements, said work to be done under the direction of the Engineer of Work and to the satisfaction of the Director of Public Works of said County and in conformity with good engineering practice. Said Engineer of Work shall require of the contractor that all of the provisions of the specifications approved by this Council be complied with

to the end that no greater amount of ditches are open at any time than is necessary, that they shall be adequately lighted and barricaded, that they shall be promptly backfilled and that the surface of the streets shall be restored with materials of like quality and character as those existing therein at the time of such work and to its former condition and state of usefulness as nearly as may be.

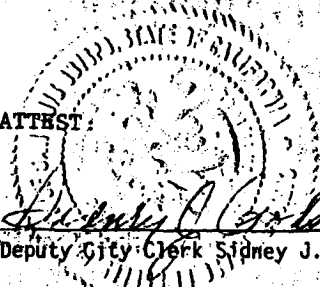
3. That request be, and the same is hereby, made that the form of Resolution of Intention to be adopted be approved.

4. That the City Clerk of this City is hereby directed to file with the Clerk of the Board of Supervisors a certified copy of this resolution, together with a copy of said Resolution of Intention.

* * * * *

PASSED AND ADOPTED by the City Council of the City of El Paso de Robles, County of San Luis Obispo, State of California, this 15th day of February, 1983, by the following vote:

AYES: Councilmembers Monroe, Ovitt, Parish, Thorndyke and Stemper
NOES: Councilmembers None
ABSENT: Councilmembers None
ABSTAIN: Councilmembers None

ATTEST:

Sidney J. Godsey
Deputy City Clerk Sidney J. Godsey

Gary E. Stemper
Mayor Gary E. Stemper

STATE OF CALIFORNIA
COUNTY OF SAN LUIS OBISPO
CITY OF EL PASO DE ROBLES

} ss.

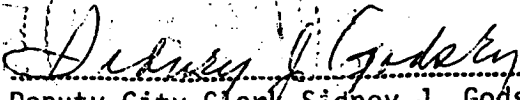
I, Sidney J. Godsey Deputy, City Clerk of the City of El Paso de Robles, California, do hereby certify that the foregoing Resolution No. 2805 was duly and regularly adopted, passed, and approved by the City Council of the City of El Paso de Robles, California, at a regular meeting of said City Council held at the regular meeting place thereof, on the 15th day, of February 19 83, by the following vote:

AYES: Councilmen Monroe, Ovitt, Parish, Thorndyke and Stemper

NOES: Councilmen None

ABSENT: Councilmen None

Dated this 15th day of February, 19 83


Deputy City Clerk Sidney J. Godsey

