

RESOLUTION NO. 2007-667

Adopted by the Sacramento City Council

September 11, 2007

INITIATING PROCEEDINGS TO ANNEX TERRITORY TO THE NEIGHBORHOOD WATER QUALITY DISTRICT (ANNEXATION 4)

BACKGROUND

- A. The City Council has previously formed the Neighborhood Water Quality District No. 2003-03 under Chapter 3.124 of the Sacramento City Code (Chapter 3.124).
- B. Buzz Oates Development L. P., a California Limited Partnership; The Marvin L. Oates Trust and Woodside Hampton Station, Inc., a California Corporation (Landowners), are the owners of the territory described in Exhibit A. Landowners have applied for a subdivision map covering this territory, and one of the conditions of approval for the subdivision map requires Landowners to annex the territory to the district. To fulfill this condition, Landowners presented to the City a petition requesting that the City commence proceedings for annexing the territory to the district in accordance with Chapter 3.124.
- C. The City has installed, constructed, or acquired within the territory described in Exhibit A, or will subsequently install, construct, or acquire, the public improvements generally described in Exhibit B. The City will also maintain and service these improvements in the manner generally described in Exhibit B. To finance the cost of providing the maintenance, and service of improvements, and as requested by Landowners, the City Council proposes to annex to the district the territory described in Exhibit A.
- D. The City Council is fully advised in this matter.

BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL RESOLVES AS FOLLOWS:

- Section 1. The City Council finds and determines that the Background statements A through D are true and correct.
- Section 2. The City Council accepts Landowners' petition requesting that the territory described in Exhibit A be annexed to the Neighborhood Water Quality District. The petition is on file with the City Clerk.
- Section 3. The City Council proposes to annex the territory described in Exhibit A to the Neighborhood Water Quality District in accordance with Chapter 3.124. The territory to be annexed will be designated as Annexation No. 4 to the Neighborhood Water Quality District.
- Section 4. Exhibit B generally describes the maintenance and service of improvements to be provided within the territory to be annexed.

- Section 5. The Development Engineering Manager of the Development Services Department is designated as the Engineer for purposes of (a) annexing to the district the territory described in Exhibit A; and (b) levying an assessment on assessable lots and parcels within the annexed territory to finance the maintenance and service of improvements generally described in Exhibit B, in accordance with article XIID of the California Constitution and Chapters 3.44 and 3.124 of the Sacramento City Code.
- Section 6. The Engineer is directed to prepare and file the following with the City Clerk: (a) a written Engineer's Report in accordance with section 4 in article XIID of the California Constitution and Section 3.124.110 of the Sacramento City Code, reflecting an assessment for the period of July 1, 2008, to June 30, 2009; and (b) a map of Annexation No. 4 to the Neighborhood Water Quality District, as required by Streets and Highways Code section 3110.
- Section 7. Exhibits A, B, and B-1 are part of this resolution.

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Exhibit B-1: Map of Territory to Be Annexed – 1 Page

Adopted by the City of Sacramento City Council on September 11, 2007 by the following vote:

Ayes: Councilmembers Cohn, Fong, Hammond, McCarty, Pannell, Sheedy, Tretheway, and Waters .

Noes: None.

Abstain: None.

Absent: Mayor Fargo.



Kevin McCarty, Vice-Mayor

Attest:



Shirley Concolino, City Clerk

Resolution Initiating Proceedings
EXHIBIT A

LEGAL DESCRIPTION OF TERRITORY TO BE ANNEXED

All that certain real property situate in the City of Sacramento, County of Sacramento, State of California, described as follows:

The subdivision map entitled "Hampton Station Unit No.1", recorded on July 13, 2007 in Book 370 of Maps, Map number 1, records of Sacramento County.

Resolution Initiating Proceedings
EXHIBIT B

DESCRIPTION OF MAINTENANCE, AND SERVICE OF IMPROVEMENTS

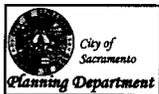
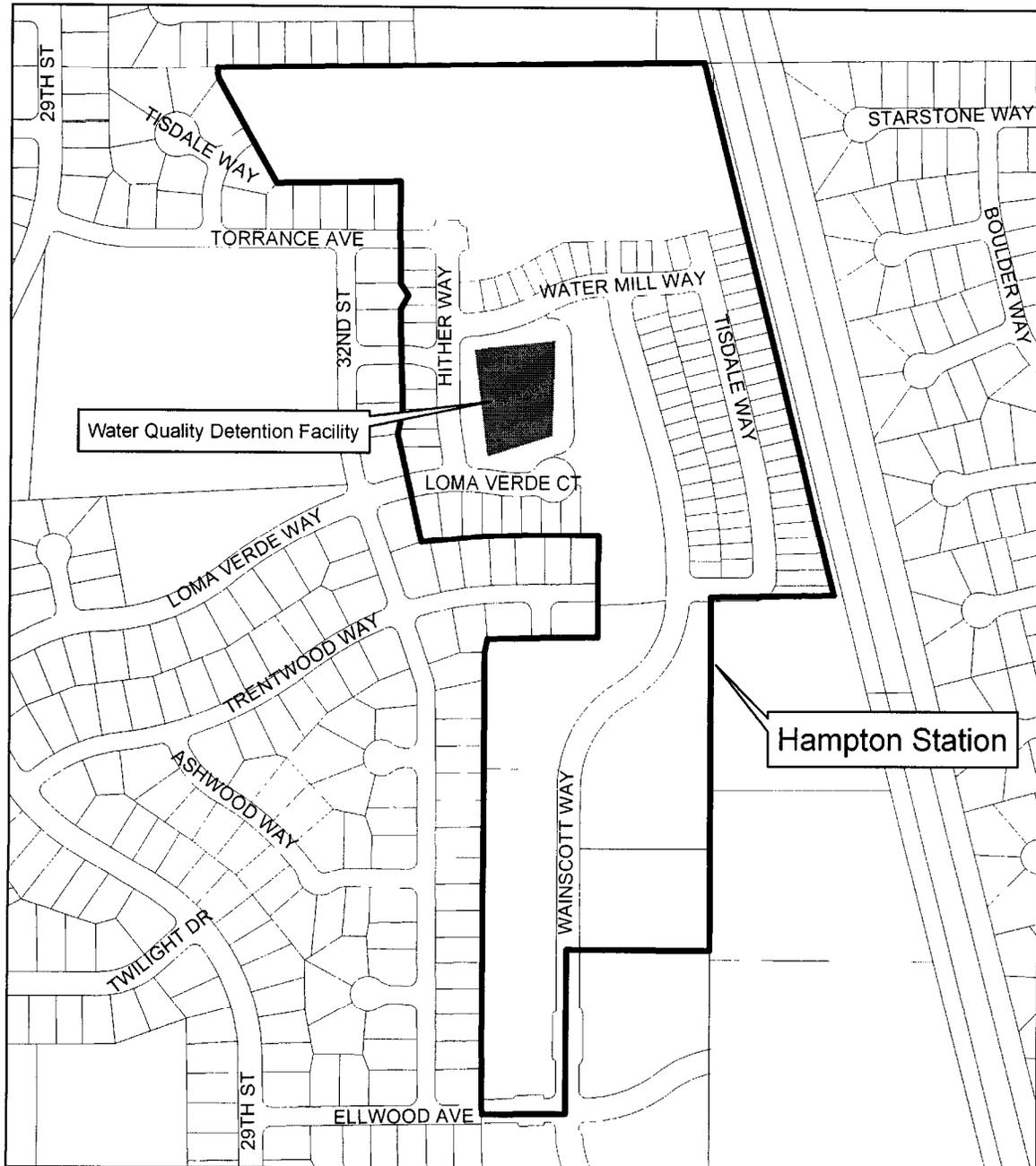
The Services to be provided within the subdivision entitled Hampton Station (lot A) the area to be annexed to the District are described as follows:

Furnish all tools, equipment, apparatus, facilities, labor, material, supplies and utilities necessary or desirable to maintain and service the landscaping, irrigation systems, drainage structures and water quality features as shown on Exhibit B-1, and more particularly described on plans and specifications approved by the City of Sacramento on file at the City of Sacramento, Development Services Department, 915 "I" Street, 3rd Floor, Sacramento, CA 95814.

The improvements to be maintained generally consist of landscaping, irrigation systems, drainage structures and water quality features for the maintenance areas within the subdivision identified on Exhibit B-1. Maintenance of said improvements shall include, but not be limited to, periodic mowing of grass and fertilizing, together with the regular furnishing of water for irrigation of all plant material, and the repair, maintenance, and replacement of irrigation systems, drainage structures, water quality features, planted materials, and amenities.

Resolution Initiating Proceedings
EXHIBIT B-1

Annexation #4 to the Neighborhood Water Quality District No. 2003-03
Hampton Station Subdivision



BMueller 8/7/07

