RESOLUTION NO. 2006-012

Adopted by the Sacramento City Council

January 5, 2006

INITIATING PROCEEDINGS TO ANNEX TERRITORY

BACKGROUND

A. The City Council has previously formed the Willowcreek Maintenance Assessment District No. 98-03 under Chapter 3.124 of the Sacramento City Code (Code Chapter 3.124).

B. Treasure Homes Communities, Inc., a California Corporation (Landowner), is the sole owner of the territory described in Exhibit A. Landowner has applied for a subdivision map covering this territory, and one of the conditions of approval for the subdivision map requires Landowner to annex the territory to the district. To fulfill this condition, Landowner presented to the City a petition requesting that the City commence proceedings for annexing the territory to the district in accordance with the Code 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 Landowner, the City Council proposes to annex to the district the territory described in Exhibit A.

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 C are true.

Section 2. The City Council accepts Landowner's petition requesting that the territory described in Exhibit A be annexed to the Neighborhood Landscaping District. The petition is on file with the City Clerk. Exhibit A is part of this resolution.

Section 3. The City Council proposes to annex the territory described in Exhibit A to the Willowcreek Maintenance Assessment District No. 98-03 in accordance with the Code Chapter 3.124. The territory to be annexed will be designated as Annexation No. 10 to the Willowcreek Maintenance Assessment District No. 98-03.

Section 4. Exhibit B generally describes the maintenance, and service of improvements to be provided within the territory to be annexed. Exhibit B is part of this resolution.

Section 5. The Development Engineering and Finance 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 chapters 3.44 and 3.124 of the Sacramento City Code, and article XIIID of the California Constitution.

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 XIIID of the California Constitution and section 3.124.110 of the Sacramento City Code, reflecting an assessment for the period of July 1, 2006, to June 30, 2007; and (b) a map of Annexation No. 10 to the Willowcreek Maintenance Assessment District No. 98-03, as required by Streets and Highways Code section 3110.

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

Adopted by the City of Sacramento City Council on January 5, 2006 by the following vote:

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

Noes: None.

Abstain: None.

Absent: None.

Heather Fargo
Mayor Heather Fargo

Attest:

Shirley Concolino
Shirley Concolino, City Clerk

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 "Treasure Homes at Willow Creek", recorded November 23, 2005 in book 345, at page 4, official records of Sacramento County.

EXHIBIT B

DESCRIPTION OF MAINTENANCE AND SERVICE OF IMPROVEMENTS

The maintenance work (hereafter referred to as the "work") for Annexation No. 10 to the Willowcreek Maintenance Assessment District is briefly described in three parts as follows:

Part #1:
The work described herein is to be carried out at Storm Sump 160 located within the boundaries of the Willowcreek Assessment District No. 94-03 recorded on March 17, 1995, in Book 80 of Maps of Assessment Districts and Community Facilities Districts at Page 26 in the office of the County Recorder of the County of Sacramento, State of California:

The work to be performed consists of furnishing all tools, equipment, apparatus, facilities, labor, material, supplies, and utilities necessary or desirable to provide inspections and water quality and sediment sampling and analysis.

Part #2:
The work described herein is to be carried out at Storm Sump 160, the storm drainage manholes, inlets and pipes in Orchard Lane/River Plaza Drive from its northerly intersection of the Natomas Main Drainage Canal to a point approximately 1,700 feet south of its intersection of West El Camino Avenue, Barandas Drive (formerly known as Road "A"), West River Drive (formerly known as Road "B" & Unity Way) all located within the Willowcreek Assessment District No. 94-03 and the roadways within the Treasure Homes subdivision located within Annexation No. 10 to the Willowcreek Maintenance Assessment District No. 98-03:

The work to be performed consists of furnishing all tools, equipment, apparatus, facilities, labor, material, supplies, and utilities necessary or desirable to remove sediment and other debris from the storm drainage system. Maintenance work may include, but not be limited to, sediment removal, normal cleaning and inspection of all storm drainage pipes, inlets, manholes and storm Sump 160.

Part #3:
The work described herein is to be carried out on Orchard Lane/River Plaza Drive from its northerly intersection of the Natomas Main Drainage Canal to a point approximately 1,700 feet south of its intersection of West El Camino Avenue, Barandas Drive (formerly known as Road "A"), West River Drive (formerly known as Road "B" & Unity Way) all located within the Willowcreek Assessment District No. 94-03 and the roadways within the Treasure Homes subdivision located within the Annexation No. 10 to the Willowcreek Maintenance Assessment District No. 98-03:

The work to be performed consists of furnishing all tools, equipment, facilities, labor, materials, supplies and utilities necessary or desirable to mechanically sweep the roadways in order to remove sediment and other debris.

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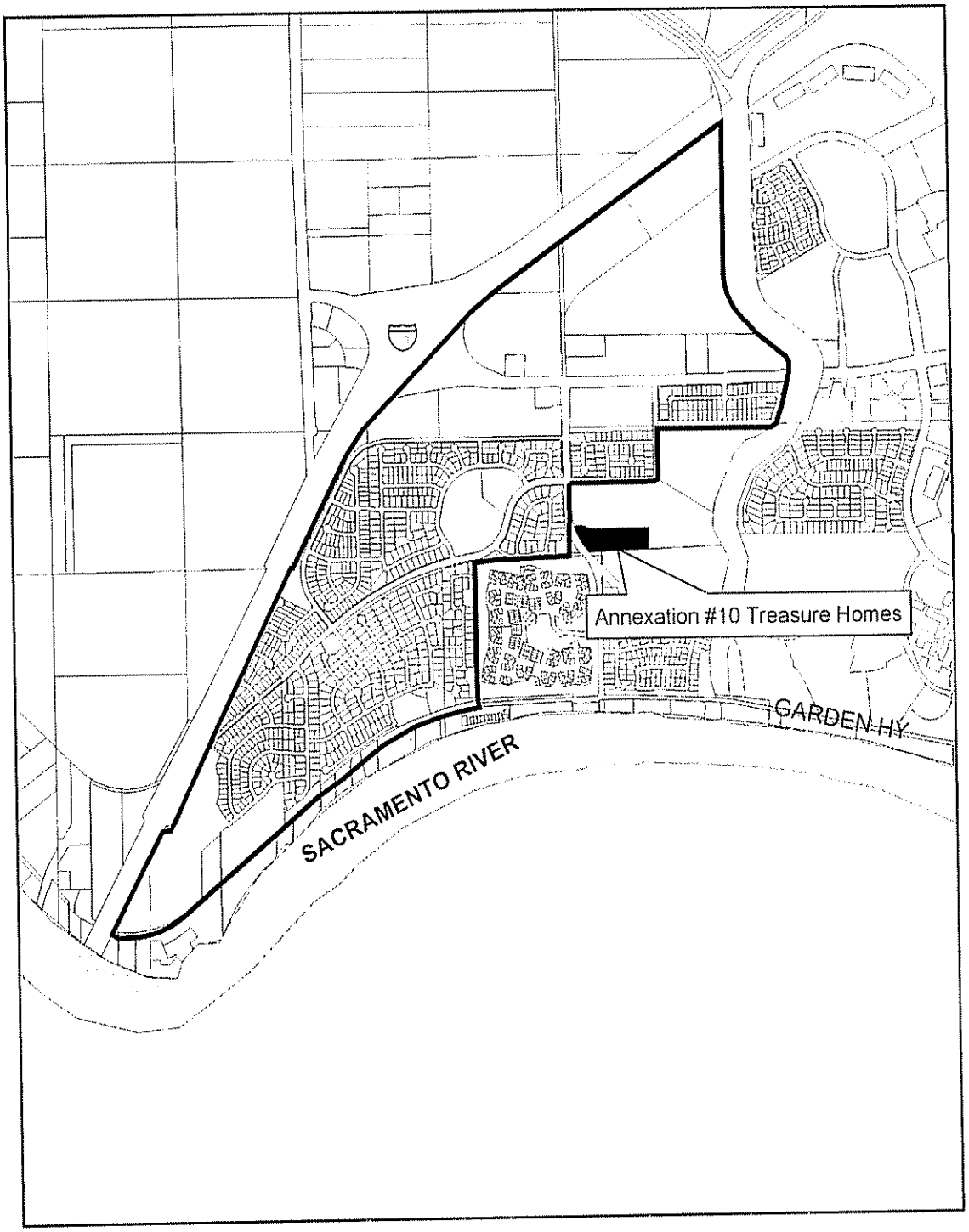
EXHIBIT B-1



0 800 1,600 3,200 Feet

Willowcreek Maintenance Assessment District No 98-03
Area of Work

B Mueller 11/21/05
willowcreek_annex_up4 mxd