

RESOLUTION CC- 2023-73

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHASTA LAKE, COUNTY OF SHASTA, STATE OF CALIFORNIA INITIATING PROCEEDINGS FOR THE FORMATION OF THE SHASTA GATEWAY INDUSTRIAL PARK LANDSCAPE AND LIGHTING MAINTENANCE DISTRICT; AND DIRECTING THE PREPARATION AND FILING OF AN ENGINEER'S REPORT RELATED THERETO, PURSUANT TO THE PROVISIONS OF PART 2 OF DIVISION 15 OF THE CALIFORNIA STREETS AND HIGHWAYS CODE

WHEREAS, the City Council of the City of Shasta Lake ("City"), pursuant to the provisions of the Landscaping and Lighting Act of 1972, Division 15, Part 2 of the California Streets and Highways Code ("Act"), desires to initiate proceedings for the formation of an assessment district within the City to be known and designated as the Shasta Gateway Industrial Park Landscape and Lighting Maintenance District ("District"), and to establish the maximum annual assessments for the District as of fiscal year 2023/2024 to pay for the operation, maintenance, and servicing of local landscaping, street lighting, and appurtenant facilities related thereto; and

WHEREAS, pursuant to Chapter 2, Article 1 Section 22585 of the Act, proceedings for the formation of an assessment district shall be initiated by resolution and that resolution shall generally describe the proposed improvements, describe the proposed assessment district, and specify a distinctive designation for the district and order the engineer to prepare and file a report in accordance with Article 4 (commencing with Section 22565) of Chapter 1 of the Act; and

WHEREAS, the City has retained Willdan Financial Services ("Willdan") as the Assessment Engineer of Work for the purpose of assisting with the formation of the District, the establishment of assessments, and to prepare and file a report with the City Clerk concerning the formation of the District and the proposed annual levy of assessments in accordance with the Act and the provisions of the California Constitution Article XIID (the "Constitution").

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

Section 1. That the foregoing recitals are true and correct.

Section 2. That the City proposes to form the Shasta Gateway Industrial Park Landscape and Lighting Maintenance District incorporating the parcels of land within the development area known as the Gateway Industrial Park, generally located east of Ashby Road, and Shasta Gateway Drive in all directions; to establish the maximum assessment for fiscal year 2023/2024 including an inflationary adjustment (assessment range formula); and to levy and collect annual assessments for the District as required for fiscal year 2023/2024 to pay for the operation, maintenance, and servicing of local landscaping and lighting improvements, and appurtenant facilities related thereto.

Section 3. The territory to be included within the District as described above incorporates approximately fifty-four acres (53.706 acres) which are included and identified on the Shasta County Assessor's Map as Book 064, Page 440. By reference, this map is made part of this resolution.

Section 4. That the improvements for which the District is formed, may generally include at local street lighting improvements, streetscape landscaping improvements and appurtenant facilities that are maintained and serviced for the benefit of real property within the District. These local improvements to be maintained will be established in connection with development of the properties within the District, and which shall be maintained for the special benefit of those properties. The maintenance and servicing of the improvements generally include, but are not limited to, the materials, equipment, utilities, labor, and incidental expenses, including administrative expenses, required for annual operation, as well as the performance of periodic repairs and replacement activities as needed to provide for the growth, health, and beauty of the trees and landscaping within specified public right-of-ways and/or dedicated easements, the proper operation and functioning of related landscape facilities including, irrigation and drainage systems, specified fencing, and hardscapes; and the proper operation of the public street lights and street lighting system within the public rights-of-way.

Section 5. In accordance with Chapter 2 Article 1 Section 22586 of the Act, the City Council hereby directs the Assessment Engineer of Work to prepare and file with the City Clerk an Engineer's Report concerning the formation of the District; the improvements and services connected therewith and the annual assessments that may be levied and collected commencing with the fiscal year 2023/2024, in accordance with Chapter 1 Article 4 (commencing with Section 22565) of the Act.

PASSED, APPROVED, AND ADOPTED this 7th day of November 2023 by the following vote:

AYES: Eisenbeisz, Jones, Morgan, Powell, Watkins

NOES: None

ABSENT: None



GREG WATKINS, Mayor

ATTEST:



CHARITY TATLOW
Deputy City Clerk