IN THE BOARD OF SUPERVISORS

County of San Luis Obispo, State of California

_____day _____, 20___

PRESENT: Supervisors

ABSENT:

RESOLUTION NO. _____

RESOLUTION ORDERING THE LEVY AND COLLECTION OF ASSESSMENTS FOR TRACT 1747 STREETLIGHT ASSESSMENT DISTRICT FOR FISCAL YEAR 2016-2017

The following resolution is now offered and read:

WHEREAS, The San Luis Obispo County Board of Supervisors has, by previous Resolutions initiated proceedings, declared its intention to levy assessments, and approved the Engineer's Annual Levy Report (hereinafter referred to as the "Report") that describes the assessments against parcels of land within the Tract 1747 Streetlight Assessment District (hereinafter referred to as "District") for the Fiscal Year commencing July 1, 2016 and ending June 30, 2017, pursuant to the provisions of the Landscaping and Lighting Act of 1972, Part 2 of Division 15 of the California Streets and Highways Code, commencing with Section 22500 (hereafter referred to as the "Act") to pay the cost and expenses and expenses of operating, maintaining, and servicing the improvements located within the District; and

WHEREAS, the Report has been prepared and filed with The San Luis Obispo County Board of Supervisors in connection with the proposed levy and collection of assessments upon eligible parcels of land within the District and the Board did by previous Resolution approve such Report; and

WHEREAS, the improvements within the District include the ongoing operation and maintenance costs associated with sixteen existing streetlights within Tract 1747, supplying the electrical energy, and administration of said work. The Report describes all improvements within said District.

WHEREAS, the County desires to levy and collect assessments against parcels of land within the District for the Fiscal Year commencing July 1, 2016 and ending June 30, 2017, to pay the costs and expenses of operating, maintaining, and servicing the Improvements; and

WHEREAS, the County and its Legal Counsel have reviewed Proposition 218 and found that these assessments comply with applicable provisions of the California State Constitution; and

WHEREAS, pursuant to Section 22646 of the Act and Section 6061 of the Government Code the County has given notice of the time and place of the public hearing for the levy and collection of assessments against the parcels of land within the District for fiscal year commencing July 1, 2016 and ending June 30, 2017; and

WHEREAS, based upon the review, and amendments as applicable, to the Report and the Staff Report and all oral and written statements, protests and communication made and filed by

interested persons regarding these matters, The San Luis Obispo County Board of Supervisors finds and determines that:

A. The land within the District will receive special benefit by the operation, maintenance, and services of the Improvements located within the boundaries of the District; and

B. The District includes all of the lands so benefited; and

C. The net amount to be assessed upon the lands within the District in accordance with the Report for the Fiscal Year commencing July 1, 2016 and ending June 30, 2017, is apportioned by a formula and method established by the resolutions for formation of District, which fairly distributes the net amount among all eligible parcels in proportion to the estimated benefits to be received by each parcel from the Improvements and services.

D. The resolutions for formation provides that the annual assessment for each parcel, per fiscal year, shall be increased annually every July 1st in an amount not exceeding the lesser of 3% (Three Percent) or by the average of the percentage increases in the Consumer Price Index (CPI) for "All Urban Wage Earners and Clerical Workers" for all items for San Francisco/Oakland/San Jose and Los Angeles/Riverside/Orange County categories as published by the Bureau of Labor Statistics in April of each year. The proposed assessment for Fiscal Year 2016/17 is to increase the last fiscal year's assessment by 2.35%, which is the average of the aforementioned CPI indexes. (See attached Exhibit "A" for the proposed Fiscal Year 2016/17 assessment amounts.)

WHEREAS, Exhibit "A," attached hereto and incorporated herein as though fully set forth, is a list of all parcels identified which will have a special benefit conferred upon them and upon which an assessment will be levied.

NOW, THEREFORE, BE IT RESOLVED DETERMINED AND ORDERED by the Board of Supervisors of San Luis Obispo, State of California, sitting as the Governing Board of Nipomo Lighting District, Tract 1747 Streetlight Assessment District, as follows:

SECTION 1. The Report and assessments as presented to the Board of Supervisors of the County of San Luis Obispo are hereby confirmed as filed.

SECTION 2. The maintenance, operation, and servicing of the Improvements and appurtenant lighting, in accordance with the Act are hereby ordered and approved.

SECTION 3. The County Auditor/Controller/Treasurer/Tax Collector of the County of San Luis Obispo shall enter on the County Assessment Roll opposite each eligible parcel of land the amount of levy so apportioned by the formula and method outlined in the Report, and such levies shall be collected at the same time and in the same manner as the County taxes are collected pursuant to Chapter 4, Article 2, Section 22646 of the Act. The specific amounts to be so levied and entered on the County Assessment Roll for each eligible parcel of land are set forth in the attached Exhibit "A." After collection by the County, the net amount of the levy shall be paid to the District.

SECTION 4. All money representing assessments collected by the County for the District shall be deposited and credited to the fund known as the Tract 1747 Streetlight Assessment District and such money shall be expended only for the maintenance, operation, and servicing of the Improvements as described in above.

SECTION 5. The adoption of this Resolution constitutes the District levy for the fiscal year commencing July 1, 2016 and ending June 30, 2017.

SECTION 6. The District is hereby authorized and directed to file the levy with the County Auditor/Controller/Treasurer/Tax Collector upon adoption of this Resolution pursuant to Chapter 4, Article 1, Section 22641, of the Act.

SECTION 7. The above Recitals are true and correct and incorporated herein by reference.

SECTION 8. The County and such employees as are appropriate are authorized to execute such other documents and take such further actions as shall be consistent with the adoption consistent with this Resolution.

Upon motion of Supervisor _____, seconded by Supervisor _____, and on the following roll call vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAINING:

the foregoing Resolution is hereby adopted on the ____ day of _____, 20___.

_____
Chairperson of the Board of Supervisors

ATTEST:

_____
Clerk of the Board of Supervisors

[SEAL]

APPROVED AS TO FORM AND LEGAL EFFECT:

RITA L. NEAL
County Counsel

By: _____
Deputy County Counsel

Dated: May 31, 2016

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STATE OF CALIFORNIA, }
County of San Luis Obispo, ss.

I, _____, County Clerk and ex-officio Clerk of the Board of Supervisors, in and for the County of San Luis Obispo, State of California, do hereby certify the foregoing to be a full, true and correct copy of an order made by the Board of Supervisors, as the same appears spread upon their minute book.

WITNESS my hand and the seal of said Board of Supervisors, affixed this _____ day of _____, 20 _____.

_____
County Clerk and Ex-Officio Clerk of the Board of Supervisors

(SEAL)

By _____
Deputy Clerk.

Assessment 2016-17 Nipomo Lighting Tract 1747
Streetlight Assessment District

Exhibit A

17-May-16

APN	AMOUNT
090-078-001	$54.86
090-078-002	$54.86
090-078-003	$54.86
090-078-004	$54.86
090-078-005	$54.86
090-078-006	$54.86
090-078-007	$54.86
090-078-008	$54.86
090-078-009	$54.86
090-078-010	$54.86
090-078-011	$54.86
090-078-012	$54.86
090-078-013	$54.86
090-078-014	$54.86
090-078-015	$54.86
090-078-016	$54.86
090-078-017	$54.86
090-078-018	$54.86
090-078-019	$54.86
090-078-022	$54.86
090-078-023	$54.86
090-078-024	$54.86
090-078-025	$54.86
090-078-026	$54.86
090-078-027	$54.86
090-078-028	$54.86
090-078-029	$54.86
090-078-030	$54.86
090-078-031	$54.86
090-078-032	$54.86
090-078-033	$54.86
090-078-034	$54.86
090-078-035	$54.86
090-078-036	$54.86

Assessment 2016-17 Nipomo Lighting Tract
1747 Streetlight Assessment District Exhibit A

APN	AMOUNT
090-078-037	$54.86
090-078-038	$54.86
090-078-039	$54.86
090-078-040	$54.86
090-078-041	$54.86
090-078-042	$54.86
090-078-043	$54.86
090-078-044	$54.86
090-078-045	$54.86
090-078-046	$54.86
090-078-047	$54.86
090-078-048	$54.86
090-078-049	$54.86
090-078-050	$54.86
090-078-051	$54.86
090-078-052	$54.86
090-078-053	$54.86
090-078-054	$54.86
090-078-055	$54.86
090-078-056	$54.86
090-078-057	$54.86
090-078-058	$54.86
090-078-059	$54.86
090-078-060	$54.86
090-078-061	$54.86
090-078-062	$54.86
090-078-063	$54.86
090-078-064	$54.86
090-079-001	$54.86
090-079-002	$54.86
090-079-003	$54.86
090-079-004	$54.86
090-079-005	$54.86
090-079-006	$54.86
090-079-007	$54.86
090-079-008	$54.86
090-079-009	$54.86
090-079-010	$54.86
090-079-011	$54.86
090-079-012	$54.86

Assessment 2016-17 Nipomo Lighting Tract
1747 Streetlight Assessment District Exhibit A

APN	AMOUNT
090-079-013	$54.86
090-079-014	$54.86
090-079-015	$54.86
090-079-016	$54.86
090-079-017	$54.86
090-079-018	$54.86
090-079-019	$54.86
090-079-020	$54.86
090-079-021	$54.86
090-079-022	$54.86
090-079-023	$54.86
090-079-024	$54.86
090-079-025	$54.86
090-079-026	$54.86
090-079-027	$54.86
090-079-028	$54.86
090-079-029	$54.86
090-079-030	$54.86
090-079-031	$54.86
090-079-033	$54.86
090-079-034	$54.86
090-079-035	$54.86
090-079-036	$54.86
090-079-037	$54.86
090-079-038	$54.86
090-079-039	$54.86
090-079-040	$54.86
090-079-041	$54.86
090-079-042	$54.86
090-079-043	$54.86
090-079-044	$54.86
090-079-045	$54.86
090-079-046	$54.86
090-079-047	$54.86
090-079-048	$54.86
090-079-049	$54.86
090-079-050	$54.86
090-079-051	$54.86
090-079-052	$54.86
090-079-053	$54.86

Assessment 2016-17 Nipomo Lighting Tract
1747 Streetlight Assessment District Exhibit A

APN	AMOUNT
090-079-054	$54.86
090-079-055	$54.86
090-079-056	$54.86
090-079-057	$54.86
090-079-058	$54.86
090-079-059	$54.86
090-079-060	$54.86
090-079-061	$54.86
090-079-062	$54.86
090-079-063	$54.86
090-079-064	$54.86
090-079-065	$54.86
090-079-066	$54.86
090-079-067	$54.86
090-079-068	$54.86
090-079-069	$54.86
090-079-070	$54.86
090-079-071	$54.86
090-079-072	$54.86
090-079-073	$54.86
090-079-074	$54.86
090-079-075	$54.86
090-079-076	$54.86
090-079-077	$54.86
090-079-078	$54.86
090-079-079	$54.86
090-079-080	$54.86
090-079-081	$54.86
090-079-082	$54.86
090-079-083	$54.86
090-079-084	$54.86
090-079-085	$54.86
090-079-086	$54.86
090-079-087	$54.86
090-079-088	$54.86
090-079-089	$54.86
090-079-091	$54.86
Grand Total:	**$8,283.86**

Tax Fund: 1897 **No of APNs:** 151

Assessment 2016-17 Nipomo Lighting Tract
1747 Streetlight Assessment District Exhibit A