

Attachment 1

RESOLUTION 25-XXX(A)

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EL PASO DE ROBLES INITIATING PROCEEDINGS FOR THE ANNEXATION OF TRACT 2790, AS SUB-AREA 120 OF THE EL PASO DE ROBLES LANDSCAPE AND LIGHTING MAINTENANCE DISTRICT NO. 1; AND THE LEVY AND COLLECTION OF ASSESSMENTS RELATED THERETO COMMENCING WITH FISCAL YEAR 2025/2026

WHEREAS, the City Council of the City of El Paso de Robles (the "City") has by previous resolutions established and levied annual assessments for the El Paso de Robles Landscape and Lighting District No. 1 (hereinafter referred to as the "District"), pursuant to the provisions of the Landscaping and Lighting Act of 1972, being Part 2, Division 15 of the California Streets and Highways Code (commencing with Section 22500) (hereinafter referred to as the "Act") that provides for the collection of assessments by the County of San Luis Obispo on behalf of the City to pay for the annual maintenance and servicing of local landscaping and lighting improvements and facilities related thereto; and

WHEREAS, the City Council desires to initiate proceedings for the annexation of Tract 2790 (Merry Hill Rd and Hilltop Dr) (hereinafter referred to as the "Annexation Territory"), to the District as Sub-Area 120, and to levy and collect annual assessments against lots and parcels of land within the Annexation Territory commencing in Fiscal Year 2025/2026 to pay for the operation, maintenance and servicing of local landscaping and lighting improvements, and appurtenant facilities related thereto that will provide special benefits to those properties pursuant to the Act and the provisions of the California Constitution Article XIII D (hereinafter referred to as the "California Constitution"); and

WHEREAS, the City has retained Willdan Financial Services as the Engineer of Work, for the purpose of assisting with the annexation of the Annexation Territory, the establishment of annual assessments, and to prepare and file an Engineer's Report with the City Clerk in accordance with Chapter 4 Article 2 of the Act and the provisions of the California Constitution; and

WHEREAS, the City Council finds that this action is not a project under the California Environmental Quality Act pursuant to State CEQA Guidelines, §§ 15060, subd. (c)(2)-(3), 15378.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF EL PASO DE ROBLES DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. All of the above recitals are true and correct and incorporated herein by reference.

Section 2. The territory of land to be annexed to the District is inclusive of San Luis Obispo County Assessor's Parcel Numbers 009-071-009, 009-071-010, 009-071-011, 009-071-012, 009-071-013, and 009-071-014 which incorporates the lots and parcels of land within the residential development designated as Tract 2790 (Merry Hill Rd and Hilltop Dr).

Section 3. The proposed improvements and services to be provided and for which properties shall be assessed, include but are not limited to the regular maintenance, operation and incidental expenses related to the local lighting improvements within the public rights-of-way or easements associated with the properties within the Annexation Territory and subsequently Sub-Area 120 of the District which may include but are not limited to the streetlights and other ornamental structures and facilities; facilities which

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are appurtenant to any of the foregoing or which are necessary or convenient for the maintenance or servicing thereof, including, but not limited to electrical facilities all of which can be maintained by the City for the special benefit of the properties therein. The Engineer's Report (Exhibit A) to be prepared in connection with these proceedings shall provide a more detailed description of the improvements and associated costs.

Section 4. Assessments: The City Council hereby determines that in order to provide an appropriate level of maintenance and related services and activities for the improvements associated with the Annexation Territory as generally described in Section 3 of this resolution, it is necessary to levy annual special benefit assessments on the lots and parcels within the Annexation Territory identified in Section 2, commencing in Fiscal Year 2025/2026.

Section 5. Engineer's Report: The City Council hereby orders the Assessment Engineer to prepare and file with the City Clerk an Engineer's Report concerning the proposed annexation of the Annexation Territory to the District, and the proposed levy of special benefit assessments for properties beginning the fiscal year commencing July 1, 2025 and ending June 30, 2026, in accordance with Chapter 3 Section 22622 of the Act. Said Engineer's Report shall establish the estimated budget of anticipated expenses and the resulting proposed maximum assessments including an annual inflationary adjustment, that will be necessary to provide ongoing funding for the maintenance and servicing of the improvements being proposed; and the assessments so described may only be imposed pursuant to the provisions of the Act and the California Constitution, Article XIID.

APPROVED this 18th day of February, 2025, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

John R. Hamon, Jr., Mayor

ATTEST:

Melissa Boyer, City Clerk

Exhibit A – FY2526 Paso Robles LLD Annexation Report