

RESOLUTION NO. _____ (CM)

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
WATSONVILLE DIRECTING THE FILING OF THE 2023-2024 ANNUAL
ENGINEER'S REPORT FOR THE VISTA MONTAÑA SUBDIVISION
LANDSCAPING AND LIGHTING MAINTENANCE ASSESSMENT
DISTRICT NO. PK-03-03 (LLMAD)**

Assessment District No. PK-03-03

(Pursuant to the Landscaping and Lighting Act of 1972)

WHEREAS, the Vista Montaña Subdivision Landscaping and Lighting Maintenance Assessment District was formed pursuant to the Landscaping and Lighting Act of 1972; and

WHEREAS, on April 22, 2003, the City Council adopted Resolution No. 98-03 (CM), a Resolution of Intention to Order Improvements, Levy and Collect Assessments for the Vista Montaña Subdivision; and

WHEREAS, the improvements to be made in this assessment district are generally described as follows:

(a) Operate, maintain, repair and replace the storm drain detention basins, drainage channels, drainage facilities and erosion control measures within the agricultural buffer area, including the proposed storm drain culvert crossing Highway 152 and the inlet structure on the west side of Highway 152.

(b) Maintain, repair, and replace all facilities within the agricultural buffer area (except streets and utilities) including but not limited to landscaping, signage, perimeter walls, retaining walls, pedestrian paths and erosion control plantings within or adjacent to the detention basins and drainage swale.

(c) Operate, maintain, repair, and replace and supply power to the street lighting within the District.

(d) Maintain, repair, and replace the landscape parkway strip and street trees within the District.

(e) Maintain, repair, and replace the landscaping and replace the perimeter wall along Highway 152, which may or may not be within the District boundaries.

(f) Maintain, repair, and replace the pedestrian/bike path connecting McKenzie Avenue and outside the subdivision.

(g) Provide administrative services to operate the District; and

WHEREAS, on June 10, 2003, the City Council adopted Resolution No. 149-03 (CM) ordering the maintenance of improvements and confirming the first annual Engineers Report (including the diagram and assessment) and levying the assessment; and

WHEREAS, Streets and Highways Code Section 22621 requires proceedings to be taken for any fiscal year during which an assessment is to be levied and collected within an existing assessment district; and

WHEREAS, it is anticipated that an assessment will be levied and collected within this Assessment District during fiscal year 2023-2024 in an estimated amount to be determined upon preparation of the Engineer's Report; and

WHEREAS, this Resolution is adopted pursuant to Section 22622 of the California Streets and Highways Code; and

WHEREAS, there are no new improvements and no substantial changes in existing improvements proposed for said Assessment District.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WATSONVILLE, CALIFORNIA, AS FOLLOWS:

1. Adopting a Resolution directing the filing of the 2023-2024 Engineer's

Report does not meet CEQA's definition of a "project," because the action does not have the potential for resulting in either a direct physical change in the environment or a reasonably foreseeable indirect physical change in the environment.

2. The City Council finds that the foregoing recitals are true and correct.

3. That the Engineer is hereby ordered to prepare and to file the 2023-2024 annual report with the City Clerk for the Vista Montaña Subdivision Landscaping and Lighting Maintenance District in accordance with Article 4 (commencing with Section 22565) of Chapter 1 of the Landscaping and Lighting Act of 1972 of the Street and Highways Code.
