# COUNTY OF LOS ANGELES

## DEPARTMENT OF PUBLIC WORKS

*"To Enrich Lives Through Effective and Caring Service"*

DEAN D. EFSTATHIOU, Acting Director

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September 9, 2008

IN REPLY PLEASE
REFER TO FILE: T-5

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

**STREET LIGHTING DISTRICTS**
**ANNEXATION AND LEVYING OF ASSESSMENTS FOR**
**COUNTY LIGHTING DISTRICT LLA-1, DIAMOND BAR ZONE,**
**FOR THE TERRITORY KNOWN AS**
**CITY OF DIAMOND BAR ANNEXATION NO. 2007-20**
**(SUPERVISORIAL DISTRICT 4)**
**(3 VOTES)**

## SUBJECT

This action is to proceed with the annexation of territory known as City of Diamond Bar Annexation No. 2007-20 into County Lighting District LLA-1, Diamond Bar Zone, and the levying of assessments on benefited properties within this territory, upon annexation of the territory to the City of Diamond Bar.

## IT IS RECOMMENDED THAT YOUR BOARD:

1. Adopt the Engineer's Report for the territory known as the City of Diamond Bar Annexation No. 2007-20, either as filed or as modified, proposed for annexation into County Lighting District LLA-1, Diamond Bar Zone, and the levying of assessments within the annexed territory for street lighting purposes. A diagram of the proposed annexation area is attached to the Engineer's Report. The proposed annexation area is located within the unincorporated Rowland Heights area and is subject to pending proceedings by the Local Agency Formation Commission for the County of Los Angeles for annexation into the City of Diamond Bar.

2. Adopt the Resolution of Intention to Annex Territory to County Lighting District LLA-1, Diamond Bar Zone, and Order the Levying of Assessments within the Annexed Territory for Fiscal Year 2009-10.

3. Set a date for a public hearing regarding the proposed annexation and levying of annual assessments within the annexed territory for street lighting purposes, with a base-assessment rate of $13 for a single-family residence within County Lighting District LLA-1, Diamond Bar Zone, for Fiscal Year 2009-10, which represents an $8 increase over the current $5 base-assessment rate within County Lighting District LLA-1, Unincorporated Zone.

4. Instruct the Executive Officer of the Board to cause notice of the public hearing by mail at least 45 days prior to the date of hearing scheduled for Tuesday, _____, pursuant to Section 53753 of the Government Code. The mailed notice will include assessment ballots.

**AFTER THE PUBLIC HEARING, IT IS RECOMMENDED THAT YOUR BOARD:**

1. Find that the annexation and assessment are for the purpose of meeting operating expenses; purchasing supplies, equipment, or materials; meeting financial reserve needs and requirements; and obtaining funds for capital projects, including the installation, operation, and maintenance of street lights, necessary to maintain service within the area proposed for annexation, and are, therefore, exempt from the requirements under the California Environmental Quality Act.

2. Order changes, if needed, in any of the matters provided in the Engineer's Report, including changes in the improvements, the proposed diagram, or the proposed assessment.

3. Order the tabulation of assessment ballots submitted, and not withdrawn, in support of or opposition to the proposed assessment.

4. Determine whether a majority protest against the proposed assessment exists.

5. If there is no majority protest against the assessment, adopt the Resolution Ordering Annexation of Territory to County Lighting District LLA-1, Diamond Bar Zone, Confirming a Diagram and Assessment, and Levying of Assessments within the Annexed Territory for Fiscal Year 2009-10, either as

proposed or as modified by your Board. The adoption of the Resolution Ordering Annexation will constitute the levying of assessments in Fiscal Year 2009-10 or as otherwise provided in the resolution. The annexation and levy of assessments shall not become effective unless and until the annexation of the territory to the City of Diamond Bar (City of Diamond Bar Annexation No. 2007-20) is approved by the Local Agency Formation Commission for the County of Los Angeles. The annexation to County Lighting District LLA-1, Diamond Bar Zone, will be effective on the same date as the effective date of the annexation of the subject territory to the City of Diamond Bar; and the levying of assessments will be effective July 1, 2009, or the first July 1 after the effective date of the annexation, whichever is later.

6. If there is a majority protest, make a finding terminating the annexation and the levying of assessments, and refer the matter back to the Department of Public Works.

## PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended actions is for your Board to annex the territory into County Lighting District LLA-1 (CLD LLA-1), Diamond Bar Zone, to: (1) ensure the District's ability to levy assessments is in place upon the annexation of the territory to the City of Diamond Bar; and (2) levy assessments on the benefited properties within the annexed territory for street lighting purposes.

### Implementation of Strategic Plan Goals

The Countywide Strategic Plan directs the provision of Fiscal Responsibility (Goal 4) because the annexation and levying of assessments provides for the proper collection of assessment revenue for street lighting purposes within the territory proposed for annexation into the City of Diamond Bar and CLD LLA-1, Diamond Bar Zone. In addition, this action is consistent with Community Services (Goal 6) by improving the quality of life for residents in the community.

## FISCAL IMPACT/FINANCING

The territory proposed for annexation is currently within the County Lighting Maintenance District (CLMD) 1687 and CLD LLA-1, Unincorporated Zone. County Lighting Maintenance District 1687 and CLD LLA-1, Unincorporated Zone, will continue to fund the operation and maintenance of the street lighting facilities located within the proposed annexation area until the effective date of the annexation to the City of

Diamond Bar, at which time the CLMD 10006 and CLD LLA-1, Diamond Bar Zone, will be responsible for funding the ongoing operation and maintenance costs of the street lights within the annexation territory, provided there is no majority protest to the proposed assessments.

The base-assessment rate of $13 for a single-family residence will generate an estimated annual amount of $2,100 for the CLD LLA-1, Diamond Bar Zone, from the 163 parcels that comprise the area. In addition, once the territory and the CLMD 10006 are annexed to the City of Diamond Bar through the Local Agency Formation Commission for the County of Los Angeles (LAFCO) proceedings, CLMD 10006 will receive a sufficient portion of the annual property tax revenue generated in the annexation area to help fund street lighting services. The negotiated exchange of property tax revenues between CLMD 1687 and CLMD 10006 will be included in the Joint Resolution between the County of Los Angeles and the City of Diamond Bar during the LAFCO proceedings.

There are sufficient funds included in the Fiscal Year 2008-09 budget for CLMD 10006 and CLD LLA-1, Diamond Bar Zone, to fund the operation and maintenance of the street lights within this annexation territory, should operation and maintenance charges be incurred prior to the end of Fiscal Year 2008-09. Funds to finance future years will be made available through Public Works' annual budget process.

## FACTS AND PROVISIONS/LEGAL REQUIREMENTS

These proceedings are governed by the Landscaping and Lighting Act of 1972 (Section 22500 et seq. of the California Streets and Highways Code) and Section 53753 of the California Government Code.

On August 12, 2008, your Board approved a Resolution Initiating Proceedings for the Annexation of Territory to County Lighting District LLA-1, Diamond Bar Zone, and ordered the Department of Public Works to prepare and file an Engineer's Report. The approval of the attached Engineer's Report and adoption of the attached Resolution of Intention will initiate the public hearing and assessment balloting process necessary for the annexation of territory into CLD LLA-1, Diamond Bar Zone.

The City of Diamond Bar has initiated proceedings with LAFCO for the annexation of Los Angeles County territory known as City of Diamond Bar Annexation No. 2007-20 into the City of Diamond Bar. The territory is located within CLMD 1687 and CLD LLA-1, Unincorporated Zone. The LAFCO proceedings will transfer administrative authority of the street lights located within the said territory from CLMD 1687 to CLMD 10006, which serves the City of Diamond Bar. The LAFCO proceedings will also

authorize the negotiated exchange of property tax revenue from CLMD 1687 to CLMD 10006.

Pursuant to Section 22613 of the California Streets and Highways Code, whenever any territory of an assessment district is included within a city by annexation or incorporation, that territory is thereby excluded from the assessment district. Accordingly, it is necessary for the territory proposed for annexation to the City of Diamond Bar to be annexed to the CLD LLA-1, Diamond Bar Zone. This will allow the County of Los Angeles to collect assessment revenue necessary for the proper operation and maintenance of existing street lighting facilities which will be located within the City of Diamond Bar upon annexation of the territory to the City.

The City of Diamond Bar has adopted a Resolution Granting Consent and Jurisdiction to the County of Los Angeles in the matter of annexation of territory known as City of Diamond Bar Annexation No. 2007-20 to CLD LLA-1, Diamond Bar Zone.

County Lighting District LLA-1, formed pursuant to the Landscaping and Lighting Act of 1972, provides for the annexation of territory and levying of assessments against benefited property owners for the purpose of providing supplemental funding for the operation and maintenance of street lighting facilities within an annexed territory.

With the passage of Proposition 218 (the Right to Vote on Taxes Act) by the California voters in November 1996, the levying of an assessment is now subject to certain provisions under Article XIII D of the California Constitution.

Under Proposition 218 and Government Code Section 53753, it is necessary to follow the procedures for levying of assessments, which have previously been authorized by your Board, including the distribution, receipt, and tabulation of ballots at a public hearing. Ballots will be mailed to each property owner within the annexation area. The assessment will only be levied if the weighted majority of ballots returned are in favor of the assessment, and LAFCO approves proceedings for the annexation of Los Angeles County territory known as City of Diamond Bar Annexation No. 2007-20 into the City of Diamond Bar.

The attached Resolution of Intention must be adopted to set a date for the required public hearing. Your Board, at the close of the public hearing, may delay its determination regarding the annexation and levying of assessments until a later date, continue the public hearing to receive further testimony, or make a determination regarding the annexation or assessment.

The Board's adoption of the Resolution Ordering Annexation and Levying of Assessments will constitute the levying of assessments in the annexed territory effective July 1, 2009, or the July 1 after the effective date of the annexation to the City of Diamond Bar, whichever is later.

The attached resolutions have been approved as to form by County Counsel.

## ENVIRONMENTAL DOCUMENTATION

Your Board has previously determined that this project is categorically exempt from the provisions of the California Environmental Quality Act.

## IMPACT ON CURRENT SERVICES (OR PROJECTS)

The annexation of City of Diamond Bar Annexation No. 2007-20 into CLD LLA-1, Diamond Bar Zone, and the levying of assessments will allow the County to continue with the operation and maintenance of existing street lighting services within the annexed area and will have no impact on other services or projects.

## CONCLUSION

Please return one adopted copy of this letter and the signed resolutions to Public Works, Traffic and Lighting Division. Also, please forward one adopted copy of the letter and resolutions to the County Assessor, Ownership Services Section (Attention Angela Gadsden); and to the Auditor-Controller, Tax Division (Attention Kelvin Aikens).

Respectfully submitted,

DEAN D. EFSTATHIOU
Acting Director of Public Works

DDE:WJW:kw

Attachments (3)

c: Chief Executive Office
County Counsel (Adrienne Byers)
City of Diamond Bar
Local Agency Formation Commission

**COUNTY OF LOS ANGELES**
**DEPARTMENT OF PUBLIC WORKS**
**ENGINEER'S REPORT**
**ANNEXATION OF TERRITORY KNOWN AS**
**CITY OF DIAMOND BAR ANNEXATION NO. 2007-20**
**TO COUNTY LIGHTING DISTRICT LLA-1, DIAMOND BAR ZONE**

On August 12, 2008, the Los Angeles County Board of Supervisors adopted a Resolution Initiating Proceedings for the Annexation of Territory Known as City of Diamond Bar Annexation No. 2007-20 into County Lighting District LLA-1, Diamond Bar Zone, pursuant to the California Streets and Highways Code Landscaping and Lighting Act of 1972, for the purpose of providing for the cost of operation and maintenance of 61 street lights located within the said territory, as shown on the diagram, plan, and specifications attached hereto. In addition, the Department of Public Works was ordered to prepare and file an Engineer's Report in accordance with Section 22565 et seq. of the California Streets and Highways Code and Article XIII D, Section 4(b) of the California Constitution. This report was prepared in response to that directive.

The City of Diamond Bar has initiated proceedings with the Local Agency Formation Commission for the County of Los Angeles (LAFCO) for the annexation of Los Angeles County territory known as City of Diamond Bar Annexation No. 2007-20 to the City of Diamond Bar. The territory is located within County Lighting Maintenance District 1687 and County Lighting District LLA-1, Unincorporated Zone. The LAFCO proceedings will transfer administrative authority of the street lights located within the said territory from County Lighting Maintenance District 1687 to County Lighting Maintenance District 10006, which serves the City of Diamond Bar. Pursuant to Section 22613 of the California Streets and Highways Code, whenever any territory of an assessment district is included within a city by annexation or incorporation, that territory is thereby excluded from the assessment district. Accordingly, the City of Diamond Bar has adopted a Resolution Granting Consent and Jurisdiction to the County of Los Angeles in the matter of annexation of said territory known as City of Diamond Bar Annexation No. 2007-20 to County Lighting District LLA-1, Diamond Bar Zone.

The annual operating cost of $8,910 for the 15-9,500 lumen and 46-16,000 lumen high pressure sodium vapor street lights located within the said territory will be funded by County Lighting Maintenance District 10006 and County Lighting District LLA-1, Diamond Bar Zone. An annual base rate assessment for the operation and maintenance of the street lights of $13 per parcel for a single-family home, with proportionately higher assessments for other land uses, based on the approved Fiscal Year 2008-09 Annual Engineer's Report for County Lighting District LLA-1, is proposed to be added to the Fiscal Year 2009-10 property tax bill of property owners whose parcels lie within the boundaries of the said territory. This is an $8 assessment increase over the current $5 base rate assessment levied against the parcels located

within the said territory and County Lighting District LLA-1, Unincorporated Zone. Each year thereafter, an annual assessment for the operation and maintenance costs of the street lights, approved by the County of Los Angeles Board of Supervisors, will be added to the property tax bill.

With the passage of Proposition 218 (the Right to Vote on Taxes Act) by the California voters in November 1996, the levying of an assessment is now subject to certain provisions under Article XIII D of the California Constitution. This report conforms to the applicable provisions of Proposition 218.

The County Lighting Maintenance Districts are established Street Lighting Districts. They were fully funded from ad valorem property taxes prior to the passage of State Constitutional Amendment XIIIA, which limited the maximum amount of ad valorem tax on real property. The ad valorem property taxes received under the guidelines established by the State Legislature subsequent to the passage of this amendment are not sufficient to pay the cost of street lighting in the District. Therefore, County Lighting District LLA-1 was formed under the Landscaping and Lighting Act of 1972 (Section 22585 et seq. of the California Streets and Highways Code) to provide supplemental funding.

The Landscaping and Lighting Act of 1972 provides for the assessment of street lighting costs against the benefited properties within the lighting district in proportion to the benefits received. A method of distributing the street lighting costs on the basis of land use and land-use data compiled by the County Assessor was approved by the Board of Supervisors on May 22, 1979, and amended on July 22, 1997, to include government-owned or leased parcels. The approved report, showing the approved method and the assessment units to be assessed on the various types of lots and parcels based on land usage, is on file in the office of the Board of Supervisors and is made a part hereof by reference. The Fiscal Year 2008-09 Annual Engineer's Report, which lists the base-rate assessment for all zones within County Lighting District LLA-1 and the total assessment amount to be collected from benefited parcels in each zone based on land use, is on file in the office of the Board of Supervisors and is made a part hereof by reference.

The 163 parcels of real properties affected are shown in Appendix A, included herein. The parcels are more particularly described in maps prepared in accordance with Section 327 of the Revenue and Taxation Code, which is on file in the office of the County Assessor and is made a part hereof by reference.

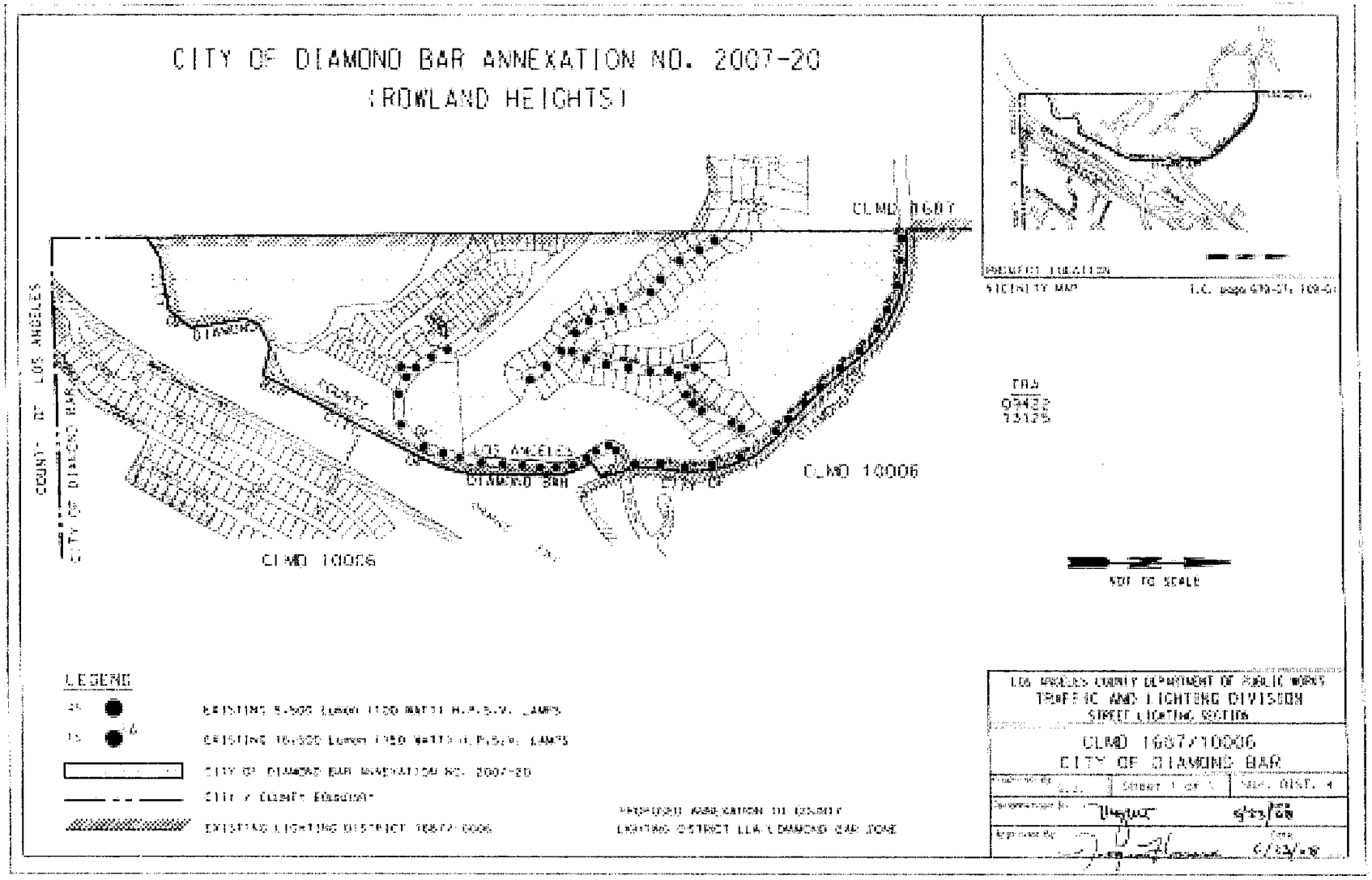
**APPENDIX A**

# COUNTY OF LOS ANGELES
# DEPARTMENT OF PUBLIC WORKS
# ENGINEER'S REPORT
# CITY OF DIAMOND BAR ANNEXATION NO. 2007-20
# (ROWLAND HEIGHTS)

The following is a listing of the parcels of real property within the proposed annexation boundary using the County Assessor's designation for the parcel.

Assessor's Parcel Numbers

| | | | | | |
|---|---|---|---|---|---|
| 8269 011 014 | 8269 090 024 | 8269 091 011 | 8269 097 009 | 8269 097 040 | 8269 098 030 |
| 8269 011 015 | 8269 090 025 | 8269 091 013 | 8269 097 010 | 8269 097 041 | 8269 098 031 |
| 8269 011 020 | 8269 090 026 | 8269 091 014 | 8269 097 011 | 8269 098 001 | 8269 098 032 |
| 8269 011 021 | 8269 090 027 | 8269 091 015 | 8269 097 012 | 8269 098 002 | 8269 098 033 |
| 8269 011 025 | 8269 090 028 | 8269 091 020 | 8269 097 013 | 8269 098 003 | 8269 098 034 |
| 8269 011 026 | 8269 090 029 | 8269 091 021 | 8269 097 014 | 8269 098 004 | 8269 098 035 |
| 8269 011 043 | 8269 090 030 | 8269 091 022 | 8269 097 015 | 8269 098 005 | 8269 098 036 |
| 8269 011 044 | 8269 090 031 | 8269 091 023 | 8269 097 016 | 8269 098 006 | 8269 098 037 |
| 8269 011 045 | 8269 090 032 | 8269 091 024 | 8269 097 017 | 8269 098 007 | |
| 8269 090 001 | 8269 090 033 | 8269 091 025 | 8269 097 018 | 8269 098 008 | |
| 8269 090 002 | 8269 090 034 | 8269 091 026 | 8269 097 019 | 8269 098 009 | |
| 8269 090 003 | 8269 090 035 | 8269 091 027 | 8269 097 020 | 8269 098 010 | |
| 8269 090 004 | 8269 090 036 | 8269 091 028 | 8269 097 021 | 8269 098 011 | |
| 8269 090 005 | 8269 090 037 | 8269 091 029 | 8269 097 022 | 8269 098 012 | |
| 8269 090 006 | 8269 090 038 | 8269 091 032 | 8269 097 023 | 8269 098 013 | |
| 8269 090 007 | 8269 090 039 | 8269 091 033 | 8269 097 024 | 8269 098 014 | |
| 8269 090 008 | 8269 090 040 | 8269 091 034 | 8269 097 025 | 8269 098 015 | |
| 8269 090 009 | 8269 090 041 | 8269 091 035 | 8269 097 026 | 8269 098 016 | |
| 8269 090 010 | 8269 090 042 | 8269 091 036 | 8269 097 027 | 8269 098 017 | |
| 8269 090 011 | 8269 090 043 | 8269 091 037 | 8269 097 028 | 8269 098 018 | |
| 8269 090 012 | 8269 090 044 | 8269 091 038 | 8269 097 029 | 8269 098 019 | |
| 8269 090 013 | 8269 090 045 | 8269 091 039 | 8269 097 030 | 8269 098 020 | |
| 8269 090 014 | 8269 090 046 | 8269 091 040 | 8269 097 031 | 8269 098 021 | |
| 8269 090 015 | 8269 090 047 | 8269 097 001 | 8269 097 032 | 8269 098 022 | |
| 8269 090 016 | 8269 090 049 | 8269 097 002 | 8269 097 033 | 8269 098 023 | |
| 8269 090 017 | 8269 091 004 | 8269 097 003 | 8269 097 034 | 8269 098 024 | |
| 8269 090 018 | 8269 091 005 | 8269 097 004 | 8269 097 035 | 8269 098 025 | |
| 8269 090 019 | 8269 091 006 | 8269 097 005 | 8269 097 036 | 8269 098 026 | |
| 8269 090 021 | 8269 091 007 | 8269 097 006 | 8269 097 037 | 8269 098 027 | |
| 8269 090 022 | 8269 091 008 | 8269 097 007 | 8269 097 038 | 8269 098 028 | |
| 8269 090 023 | 8269 091 009 | 8269 097 008 | 8269 097 039 | 8269 098 029 | |


CITY OF DIAMOND BAR ANNEXATION NO. 2007-20
(ROWLAND HEIGHTS)
CLMD 1687
CLMD 10006
CLMD 10006
DIAMOND BAR
LOS ANGELES
COUNTY OF LOS ANGELES
CITY OF DIAMOND BAR
VICINITY MAP
NOT TO SCALE
LEGEND
EXISTING 5,500 Lumen 100 WATT H.P.S.V. LAMPS
EXISTING 16,000 Lumen 150 WATT H.P.S.V. LAMPS
CITY OF DIAMOND BAR ANNEXATION NO. 2007-20
CITY / COUNTY BOUNDARY
EXISTING LIGHTING DISTRICT 1687/10006
PROPOSED ANNEXATION TO COUNTY
LIGHTING DISTRICT LLA (DIAMOND BAR ZONE
LOS ANGELES COUNTY DEPARTMENT OF PUBLIC WORKS
TRAFFIC AND LIGHTING DIVISION
STREET LIGHTING SECTION
CLMD 1687/10006
CITY OF DIAMOND BAR

**COUNTY OF LOS ANGELES**
**BOARD OF SUPERVISORS**
**RESOLUTION OF INTENTION TO ANNEX TERRITORY TO COUNTY LIGHTING DISTRICT LLA-1, DIAMOND BAR ZONE, AND ORDER THE LEVYING OF ASSESSMENTS WITHIN THE ANNEXED TERRITORY FOR FISCAL YEAR 2009-10**

WHEREAS, the Los Angeles County Board of Supervisors (Board of Supervisors) adopted the Resolution Initiating Proceedings for the Annexation of Territory Known as City of Diamond Bar Annexation No. 2007-20 into County Lighting District LLA-1, Diamond Bar Zone, and

WHEREAS, the Board of Supervisors has approved the Engineer's Report for said territory, which contains a description of the improvements, estimated operating costs, a diagram of the territory to be annexed, and recommended assessments as required by law.

WHEREAS, the City of Diamond Bar has granted the County of Los Angeles consent and jurisdiction in all matters relating to the annexation of territory to County Lighting District LLA-1, Diamond Bar Zone.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors of the County of Los Angeles, State of California, that:

SECTION 1. The public interest and convenience require, and it is the intention of the Board of Supervisors to order the benefited territory hereinafter described, all of which territory lies in the County of Los Angeles, to be annexed to County Lighting District LLA-1, Diamond Bar Zone, pursuant to Section 22605 of the California Streets and Highways Code.

SECTION 2. The public interest and convenience require, and it is the intention of the Board of Supervisors to order, the expense necessary for the operation, maintenance, repair, replacement, electric current, care, supervision, and all other items necessary for the proper operation and maintenance of street lighting systems proposed within the annexed territory to be assessed in Fiscal Year 2009-10 upon each lot or parcel of land lying within the annexed territory in proportion to the estimated benefit received from the proposed street lighting improvements, and which should be assessed to pay the expenses of the operation and maintenance of said improvements.

The Engineer's Report, on file with the Executive Office of the Board of Supervisors, contains a full and detailed description of the improvements, a diagram of the territory to be annexed, the estimated costs of operation and maintenance, and the proposed assessment on each lot or parcel of land therein.

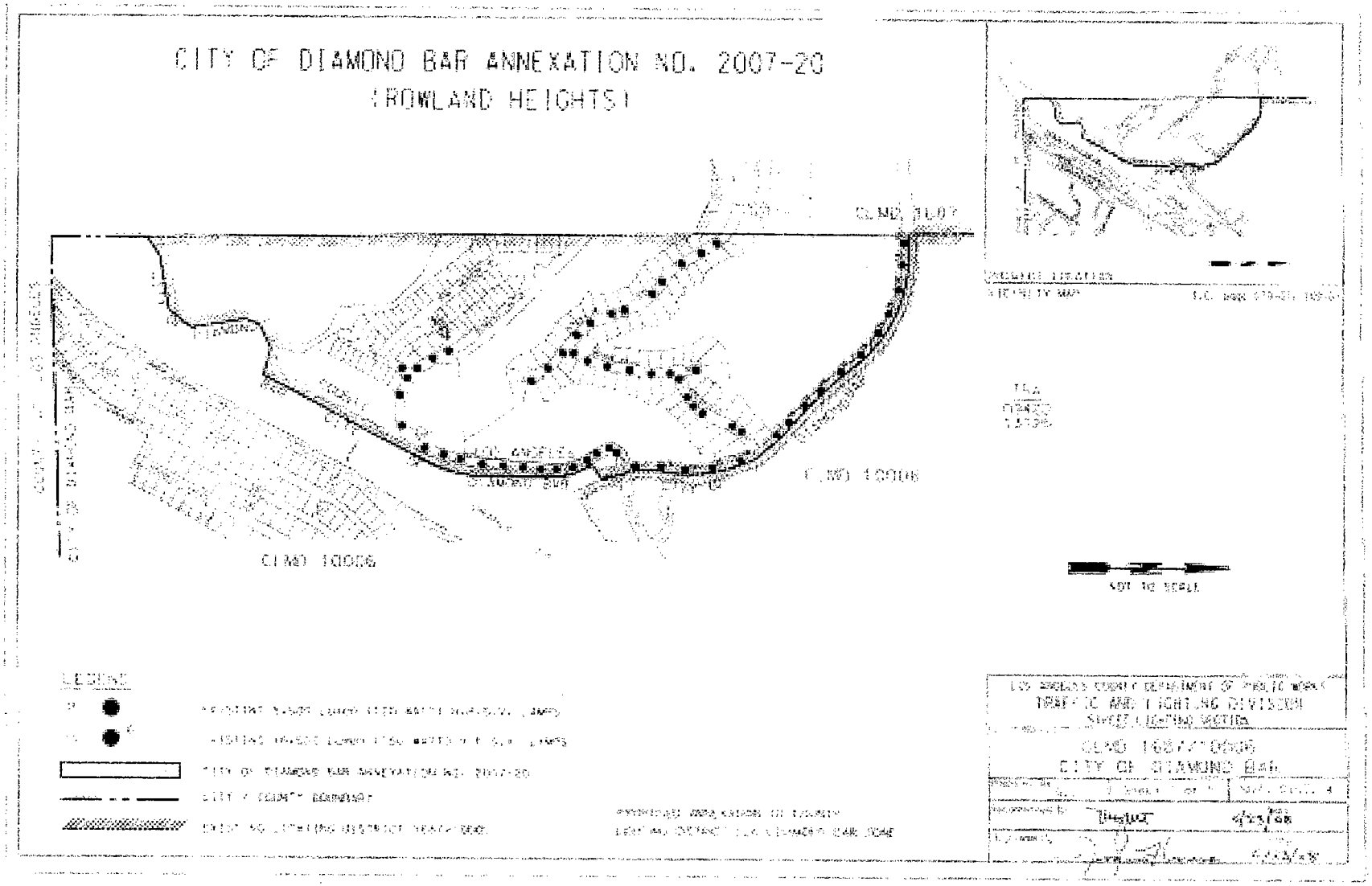
SECTION 3. The boundary of the territory proposed for annexation consists of the area shown on the attached diagram.

SECTION 4. The proposed assessment is subject to majority approval of the property owners. A ballot and public hearing notice will be sent to all property owners within the area proposed for annexation at least 45 days in advance of the public hearing, in the form and manner specified by Section 53753 of the Government Code. The ballots will be weighted by the amount of assessment to be paid by each property owner. The territory will not be annexed and the proposed assessment will be abandoned if the weighted majority of ballots submitted are opposed to the assessment.

SECTION 5. The amount to be assessed for the expense of such operation and maintenance of the work or improvements described above shall be levied and collected in the same manner and by the same officers as taxes for County purposes are levied and collected.

SECTION 6. Proceedings for the levying of assessments shall be taken under, and in accordance with the Landscaping and Lighting Act of 1972 (Section 22500 et seq. of the California Streets and Highways Code), and Section 53753 of the California Government Code.

SECTION 7. A public hearing will be held by the Board of Supervisors to consider the annexation of territory to the County Lighting District LLA-1, Diamond Bar Zone, and the levying of assessments within the territory proposed to be annexed. Said hearing will be held on Tuesday, _____, at 9:30 a.m., in the hearing Room of the Board of Supervisors, Room 381, Kenneth Hahn Hall of Administration, 500 West Temple Street (corner of Temple Street and Grand Avenue), Los Angeles, California 90012.


CITY OF DIAMOND BAR ANNEXATION NO. 2007-20
(ROWLAND HEIGHTS)
LEGEND
TRAFFIC AND LIGHTING DIVISION
STREET LIGHTING SECTION

The foregoing resolution was on the _____ day of _____, 2008, adopted by the Board of Supervisors of the County of Los Angeles and ex officio the governing body of all other special assessment and taxing districts, agencies, and authorities for which said Board so acts.

SACHI A. HAMAI
Executive Officer of the
Board of Supervisors of the
County of Los Angeles

By _____
Deputy

APPROVED AS TO FORM:

RAYMOND G. FORTNER, JR.
County Counsel

By _____
Deputy

**COUNTY OF LOS ANGELES BOARD OF SUPERVISORS RESOLUTION ORDERING ANNEXATION OF TERRITORY TO COUNTY LIGHTING DISTRICT LLA-1, DIAMOND BAR ZONE, CONFIRMING A DIAGRAM AND ASSESSMENT, AND LEVYING OF ASSESSMENTS WITHIN THE ANNEXED TERRITORY FOR FISCAL YEAR 2009-10**

WHEREAS, on August 12, 2008, the Los Angeles County Board of Supervisors (Board of Supervisors) adopted a Resolution Initiating Proceedings for the Annexation of Territory Known as City of Diamond Bard Annexation No. 2007-20 into County Lighting District LLA-1, Diamond Bar Zone; and

WHEREAS, the Board of Supervisors on _____, approved the Engineer's Report, which identifies the diagram, improvements, assessments, plans and specifications, and other pertinent data, adopted a Resolution of Intention to Annex Territory to County Lighting District LLA-1, Diamond Bar Zone, and Order the Levying of Assessments within the Annexed Territory for Fiscal Year 2009-10, and fixed a time for hearing the protests of interested persons; and

WHEREAS, the Executive Office of the Board of Supervisors did cause the notice of public hearing to be mailed to all property owners within the territory subject to the proposed annexation at least 45 days prior to the date set for hearing; and

WHEREAS, the Acting Director of Public Works has mailed an assessment ballot and notice to property owners of identified parcels within the areas proposed for annexation, pursuant to Section 53735 of the California Government Code, to indicate support or opposition on the matter of the assessment; and

WHEREAS, said Board of Supervisors has heard all testimony and evidence with regard to the levying of assessments, has tabulated all returned assessment ballots concerning the proposed assessments, and has found that no majority protest exists.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors of the County of Los Angeles, that:

SECTION 1. The Board of Supervisors hereby orders the annexation of territory known as City of Diamond Bar Annexation No. 2007-20 to County Lighting District LLA-1, Diamond Bar Zone, with the exception that no majority protest exists.

SECTION 2. The Board of Supervisors hereby determines that the territory identified will benefit by the annexation to County Lighting District LLA-1, Diamond Bar Zone, and hereby orders the boundary of said district be altered to include said benefited territory.

SECTION 3. The diagram and assessment, as set forth in the Engineer's Report, or as modified, are hereby approved, confirmed, and adopted by this Board.

SECTION 4. The adoption of this resolution constitutes the levying of assessments on benefited parcels indentified in the Engineer's Report for the Fiscal Year commencing July 1, 2009, and ending June 30, 2010, for the operation and maintenance of street lights located therein, or the July 1 after the effective date of the jurisdiction change proposed in the Local Agency Formation Commission for the County of Los Angeles proceedings, whichever is later.

SECTION 5. The amounts to be assessed for the expense of the operation and maintenance of the improvements, as described in said Engineer's Report and Resolution of Intention, shall be levied and collected in the same manner and by the same officers as taxes for County purpose are levied and collected, and shall be disbursed and expended for operation and maintenance of said improvements, all as described in the Engineer's Report and in the Resolution of Intention.

SECTION 6. The Executive Officer of the Board is hereby ordered and directed to file a certified copy of the Engineer's Report, which includes a lighting district diagram and assessments together with a certified copy of this resolution upon its adoption, with the County Assessor, Ownership Services Section (Attention Angela Gadsden); and with the Auditor-Controller, Tax Division (Attention Kelvin Aikens).

The foregoing resolution was on the ____day of _____, 2008, adopted by the Board of Supervisors of the County of Los Angeles and ex officio the governing body of all other special assessment and taxing districts, agencies, and authorities for which said Board so acts.

SACHI A. HAMAI
Executive Officer of the
Board of Supervisors of the
County of Los Angeles

By_____
Deputy

APPROVED AS TO FORM:

RAYMOND G. FORTNER, JR.
County Counsel

By_____