

RESOLUTION NO. 2301

A RESOLUTION AND ORDER ADOPTING ENGINEER'S REPORT
CONFIRMING THE ASSESSMENT AND ORDERING THE WORK
AND ACQUISITIONS

PASO ROBLES BOULEVARD ASSESSMENT DISTRICT

RESOLVED, by the City Council of the City of El Paso de Robles, County of San Luis Obispo, California, that

WHEREAS, on the 3rd day of April, 1979, said Council adopted its Resolution of Intention No. 2287, to construct public improvements in said City, and referred the proposed improvements to the Engineer of Work of said City, he being the officer having charge and control of the construction of improvements in and for said City of the kind described in said Resolution of Intention and being a competent person appointed by said Council for that purpose; and

WHEREAS, said Council thereby directed said Engineer of Work to make and file with the City Clerk a report in writing in accordance with and pursuant to the Municipal Improvement Act of 1913; and

WHEREAS, said report was duly made and filed with the City Clerk, whereupon said Clerk presented it to the Council for consideration; and

WHEREAS, said Council thereupon duly considered said report and each and every part thereof and found that it contained all the matters and things called for by the provisions of said Act, including (1) plans and specifications of the proposed improvement, (2) estimate of costs, (3) diagram of district, and (4) an assessment according to benefits, all of which was done in the form and manner required by said Act; and

WHEREAS, said Council found that said report and each and every part thereof was sufficient in every particular and determined that it should stand as the report for all subsequent

proceedings under said Act, appointed Monday, May 21, 1979, at the hour of 7:30 o'clock P.M., of said day in the Council Chambers, City Hall, 1030 Spring Street, Paso Robles, California, as the time and place for hearing protests in relation to said proposed improvements, and directing the City Clerk to give notice of said hearing as required by said Act; and

WHEREAS, it appears that notices of said hearing were duly and regularly posted, mailed and published in the time, form and manner required by said Act, as evidenced by the affidavits on file with the City Clerk, whereupon said hearing was duly and regularly held at the time and place stated in said notice; and

WHEREAS, two persons interested, objecting to said acquisitions and improvements, or to the extent of the assessment district, or to the proposed assessment or diagram, or to the maps and descriptions or to the grades at which said work will be done, or to the Engineer's estimate of the costs and expenses thereof, filed written protests with the City Clerk at or before the time set for hearing, and all persons interested desiring to be heard were given an opportunity to be heard, and all matters and things pertaining to said improvements were fully heard and considered by said Council, and said Council has acquired jurisdiction to order said improvements and the confirmation of said diagram and assessment to pay the costs and expenses thereof.

NOW, THEREFORE, said Council does hereby FIND, DETERMINE and ORDER, as follows:

1. That the owners of one-half (1/2) of the area to be assessed for the cost of the project did not, at or prior to the time fixed for said hearing file written protests against the proposed improvements as a whole, or against the said district or the extent thereof to be assessed for the costs and expenses of said improvements as a whole, or as to the Engineer's estimate of said costs and expenses, or against the diagram and assessment to pay for the costs and expenses thereof.