

RESOLUTION NO. ____
RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CAPITOLA
CONFIRMING THE FISCAL YEAR 2022-2023 CAPITOLA VILLAGE AND WHARF
BUSINESS IMPROVEMENT AREA ASSESSMENTS AND ADOPTING THE ANNUAL PLAN
AND FISCAL YEAR 2022-2023 CVWBIA BUDGET

WHEREAS, the Capitola Village and Wharf Business Improvement Area (CVWBIA) has prepared a report to the City of Capitola for Fiscal Year 2022-23 pertaining to the Business Improvement Area assessments for the CVWBIA under California Streets and Highways Code §36533; and

WHEREAS, that report was filed with the City Clerk on May 26, 2022; and

WHEREAS, Capitola Municipal Code §5.10.050 requires annual assessments to be imposed within the CVWBIA pursuant to a formula set forth in City Council Resolution No. 3453 referenced in Capitola Municipal Code §5.10.030, and later amended by Resolution No. 3546 and Resolution No. 4186; and

WHEREAS, on June 9, 2022, the City Council adopted Resolution No. 4268 stating its intention to levy business improvement assessments for Fiscal Year 2022-23, receiving the Annual Report and Fiscal Year 2022-23 Budget, and approving the CVWBIA Assessment Basis/Business Addresses and Assessment Method; and

WHEREAS, pursuant to Resolution No. 4268 the City Council, in accordance with California Streets and Highways Code Section §36535, held a public hearing on June 23, 2022, as provided for in Streets and Highways Code Sections §36524 and §36525, at which time it considered the annual report, the levy of business improvement assessments for Fiscal Year 2022-23, and received oral and written protests and endorsements to the regularity or sufficiency of the proposed business improvement assessments.

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

1. The Fiscal Year 2022-23 Capitola Village and Wharf Business Improvement Area Annual Report, including the Fiscal Year 2022-23 budget, as filed with the City Clerk on May 26, 2022, and received by the City Council on June 9, 2022, as part of Resolution No. 4268, is hereby confirmed and adopted.

2. The adoption of this Resolution shall constitute the Fiscal Year 2022-23 levy of assessments provided for in Chapter 5.10 of the Capitola Municipal Code pertaining to the Capitola Village and Wharf Business Improvement Area zone and rate of assessments adopted by the City Council on June 23, 2022.

I HEREBY CERTIFY that the above and foregoing resolution was passed and adopted by the City Council of the City of Capitola at its regular meeting held on the 23rd day of June, 2022, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN: