

RESOLUTION NO. 2022-22

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GRASS VALLEY
INITIATING ANNEXATION PROCEEDINGS AND
APPROVING BOUNDARY MAP FOR ANNEXATION NO. 2022-1**

CITY OF GRASS VALLEY
RESIDENTIAL LANDSCAPING AND LIGHTING DISTRICT NO. 1988-2
(Zone VII – Loma Rica Ranch – Phase 1 Annexation No. 2022-1)

WHEREAS, approval of the final map for the 124-lot subdivision known as “Loma Rica Ranch – Phase 1” (“Loma Rica Ranch – Phase 1”) was conditioned upon the establishment by the developer of Loma Rica Ranch (“Developer”) of a mechanism to obligate the owners of the 124 parcels to contribute to the cost and expense of maintenance and replacement of street lights in Loma Rica Ranch – Phase 1, including but not limited to the cost of electrical power to illuminate the street lights, maintenance, and replacement costs of the street lights; and

WHEREAS, the City of Grass Valley (the “City”) has previously established a maintenance district known as the “Residential Landscaping and Lighting District No. 1988-2” (“AD No. 1988-2”) pursuant to the Landscaping and Lighting Act of 1972 (Sections 22500 and following, California Streets and Highways Code; hereafter the “1972 Act”), and at the request of the Developer, this City Council (this “Council”) intends to assist the Developer in achieving satisfaction of said condition of approval by annexing the 124 parcels of Loma Rica Ranch – Phase 1 to AD No. 1988-2 as authorized by the 1972 Act; and

WHEREAS, by this resolution, this Council hereby initiates the proceedings to annex the 124 Loma Rica Ranch – Phase 1 parcels to AD No. 1988-2, to be known as and to comprise “Zone VII – Loma Rica Ranch – Phase 1” of AD No. 1988-2 (the “Loma Rica Ranch – Phase 1 Annexation”), and directs the preparation and submission to the City Clerk of the City (the “City Clerk”) of a written report (the “Engineer’s Report”) respecting the proposed annexation and containing the matters required by the 1972 Act and by Section 4 of Article XIID

of the California Constitution ("Section 4 of Article XIID"), as amplified by Section 53753 of the California Government Code ("Section 53753"); and

WHEREAS, a boundary map showing the territory proposed to be included in the Loma Rica Ranch – Phase 1 Annexation, entitled "Proposed Boundaries of Residential Landscaping and Lighting District No. 1988-2 (Zone VII – Loma Rica Ranch – Phase 1) Annexation No. 2022-1" has been filed with the City Clerk and has been submitted to this Council for approval;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF GRASS VALLEY HEREBY FINDS, DETERMINES AND RESOLVES as follows:

1. This Council hereby initiates proceedings in accordance with the 1972 Act for the Ridge Village Annexation to AD No. 1988-2.

2. This Council hereby finds and determines that Annexation Map No. 2022-1 contains the matters and is in the form prescribed by Section 3110 of the California Streets and Highways Code, approves Annexation Map No. 2022-1 and adopts the boundaries shown thereon as describing the extent of the territory included within the Loma Rica Ranch – Phase 1 Annexation to AD No. 1988-2. The City Clerk is hereby authorized and directed to certify the adoption of this resolution on the face of Annexation Map No. 2022-1 and to file a copy thereof with the Nevada County Recorder for placement in the Book of Maps of Assessment and Community Facilities Districts.

3. This Council hereby appoints the City Engineer as Engineer of Work for the subject annexation proceedings, and authorizes and directs the Engineer of Work to prepare and file with the City Clerk for submission to and consideration by this Council of the Engineer's Report respecting the proposed Loma Rica Ranch – Phase 1 Annexation, containing the matters required by the 1972 Act, Section 4 of Article XIID and Section 53753.

4. The preliminary finding of special benefit to the 124 parcels comprising the proposed Loma Rica Ranch – Phase 1 Annexation, implicit in the approval of Annexation

Map No. 2022-1, is subject to further consideration by this Council on the basis of the Engineer's Report and such further information as may come to the attention of this Council, including but not limited to the evidence presented at the public hearing.

I HEREBY CERTIFY that the foregoing Resolution was passed and adopted by the City Council of the City of Grass Valley at a regular meeting thereof held on May 10, 2022, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Ben Aguilar, Mayor

APPROVED AS TO FORM:

ATTEST:

Michael G. Colantuono, City Attorney

Taylor Day, Deputy City Clerk