

RESOLUTION NO. 2004-138

ADOPTED BY THE SACRAMENTO CITY COUNCIL

ON DATE OF MAR 0 4 2004

A RESOLUTION OF THE COUNCIL OF THE CITY OF SACRAMENTO ABANDONING PROCEEDINGS FOR THE PROPOSED TAHOE PARK 5 STREET LIGHTING ASSESSMENT DISTRICT NO. 2003-07

WHEREAS, under Resolution of Intention No. 2003-894 (the "Resolution of Intention") adopted by the City Council (the "City Council") of the City of Sacramento (the "City") on December 16, 2003, the City Council determined that it was necessary, convenient and desirable to undertake proceedings pursuant to the provisions of the Municipal Improvement Act of 1913 and to issue bonds in such proceedings under the provisions of the Improvement Bond Act of 1915 for the acquisition and construction of certain street lighting improvements in and for a proposed street lighting assessment district in the City designated the "Tahoe Park 5 Street Lighting Assessment District No. 2003-07" (the "Assessment District"), and the City Council declared that the territory shown on the map attached to the Resolution of Intention entitled "Boundary Map Tahoe Park 5 Street Lighting Assessment District No. 2003-07, City of Sacramento, County of Sacramento, State of California" indicated the boundaries of the Assessment District; and

WHEREAS, such boundary map was recorded in the office of the Sacramento County Recorder on December 19, 2003, in Book 97 at Page 14 of the Maps of Assessment and Community Facilities Districts; and

WHEREAS, at an election held in the Assessment District, the property owners in the Assessment District determined (by a vote of 53.7%) not to authorize the levy of the proposed assessments in the Assessment District, and the City Council has determined to abandon such assessment proceedings; and

WHEREAS, Section 3117 of the California Streets and Highways Code provides that, if any assessment proceedings are abandoned, the City Clerk shall record a certified copy of the resolution of abandonment with the Sacramento County Recorder, which resolution shall include a reference to the date of the resolution of abandonment, the date of adoption of the Resolution of Intention and the date on which the boundary map of the Assessment District was recorded with the County Recorder;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Sacramento, as follows:
Section 1. The foregoing recitals are true and correct, and the City Council so finds and determines.

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Section 2. The City Council hereby determines to, and hereby abandons, the proposed street lighting assessment district proceedings known as "Tahoe Park 5 Street Lighting Assessment District No. 2003-07."

Section 3. The City Clerk is hereby authorized and directed to record a certified copy of this Resolution of Abandonment with the Sacramento County Recorder pursuant to Section 3117 of the California Streets and Highways Code.


MAYOR

ATTEST:


CITY CLERK

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