DRAFT RESOLUTION

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ATASCADERO DECLARING THE CITY’S INTENT TO LEVY AN ANNUAL ASSESSMENT PURSUANT TO STREETS & HIGHWAYS CODE SECTION 36500 ET. SEQ.

WHEREAS, the City of Atascadero has formed a Parking and Business Improvement Area, pursuant to Section 36500 of the Streets & Highway Code of the State of California; and,

WHEREAS, the City Council has received a report pursuant to Section 36533 of said code; and,

WHEREAS, the City Council has approved such report and is required to adopt a resolution of intention pursuant to Section 36534; and,

WHEREAS, the report proposes no changes to the boundaries or assessment amounts that are currently applies in said area; and,

WHEREAS, the report identifies the proposed improvements and activities for the area based upon the National Main Street Program four point approach. Such report is on file and available for inspection at the office of the City Clerk.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF ATASCADERO CALIFORNIA DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. The City Council hereby declares its intent to levy and collect assessments within the Parking and Business Improvement Area for fiscal year 2007-2008.

Section 2. The area is known as the Downtown Parking and Business Improvement Area. The area is generally located in the downtown core including the area between Highway 41 on the south, Rosario on the north, Highway 101 on the west, and an irregular boundary generally along Santa Ysabel on the east.

Section 3. The City Ordinance, consistent with Section 36527 of the Streets and Highways Code proposes the following uses of Area revenue:

a. The acquisition, construction, or maintenance of parking facilities for the benefit of the area.

b. Decoration of public place in the area.

c. Promotion of public events that are to take place on or in public places in the area.

d. The general promotion of business activities in the area.
Section 4. A report is on file in the office of the City Clerk, which includes a full and detailed description of the improvements and activities to be provided in the fiscal year 2007-2008, the boundaries of the area, and the proposed assessments to be levied upon the businesses within the area for fiscal year 2007-2008.

Section 5. The City Council will hold a public hearing on the levy of the proposed assessment for fiscal year 2007-2008 on June 12, 2007 at 7:00 p.m., or sometime shortly thereafter, in the City Council Chambers.

Section 6. Written or oral protests may be made at the hearing. The form of the protests shall comply with Sections 36524 and 36524 of the Streets and Highways Code.

Section 7. The City Clerk is hereby directed to give notice of the public hearing by causing this resolution to be published once in a newspaper of general circulation in the city not less than seven days before said hearing.

On motion by Council Member _______________________________, and seconded by Council Member _______________________________, the foregoing Resolution is hereby adopted by the following roll call vote:

AYES:

NOES:

ABSENT:

ABSTAINED:

ADOPTED:                        CITY OF ATASCADERO

________________________________________
Dr. George Luna, Mayor

ATTEST:

By: _______________________________________
Marcia McClure Torgerson, C.M.C.
City Clerk

APPROVED AS TO FORM:

By: ________________________________
Patrick L. Enright, City Attorney