

# Resolution No. 2023-XXX N.C.S. of the City of Petaluma, California

## **DESCRIBING IMPROVEMENTS AND DIRECTING PREPARATION OF ENGINEER'S REPORT FOR FISCAL YEAR 23/24 ANNUAL ASSESSMENT FOR LANDSCAPE ASSESSMENT DISTRICTS**

**WHEREAS**, pursuant to the provisions of the Landscaping and Lighting Act of 1972, California Streets and Highways Code section 22500 et seq., the City Council has established Landscape Assessment Districts and authorized levy and collection of assessments, listed in Exhibit A of the Engineer's Report, attached hereto.

**NOW, THEREFORE, BE IT RESOLVED**, by the City Council of the City of Petaluma as follows:

The public interest, convenience, and necessity require, and it is the intention of said Council to undertake proceedings for the levy and collection of assessments upon the several parcels of land in said districts, for Fiscal Year 23/24 maintenance.

1. The improvements to be constructed or installed, including the maintenance thereof, are more particularly described for each district in Exhibits A and B of the Engineer's Report, attached hereto.
2. The maintenance costs or expenses of said improvements are to be made chargeable upon said districts; the exterior boundaries of each district are the composite of each consolidated area, as more particularly shown on a map thereof on file in the office of the City Clerk, to which reference is hereby made for further particulars. Said maps for each district indicate by a boundary line the extent of the territory included in the said district and of any zone thereof and shall govern for all details as to the extent of each assessment district. The boundary lines are also generally depicted in Exhibit B of the Engineer's Report, Descriptions and Maps, attached hereto.
3. The City Engineer of the City of Petaluma shall be the Engineer of Work and is hereby directed to prepare and file with the City Clerk a report on the districts in accordance with Streets and Highways Code sections 22565 et seq., specifying the fiscal year to which the report applies, and, with respect to that year, presenting the following:
  - a. Description of the existing improvements and proposed new improvements, if any, to be made within the assessment district or any zone thereof; and
  - b. An estimate of the costs of said proposed new improvements if any to be made; the costs of maintenance of any existing improvements, together with the incidental expenses in connection therewith; and
  - c. A diagram showing the exterior boundaries of the assessment district and the lines and dimensions of each lot or parcel of land within the district as such lot or parcel of land is shown on the County Assessor's map for the fiscal year to which the report applies, each of which lots of parcels of land shall be identified by a distinctive number on the said diagram; and
  - d. A proposed assessment of the total amount of the estimated costs and expenses of the proposed new improvements, if any, including the maintenance of any existing improvements upon the several parcels of land in the said district in proportion to the estimated benefits to be received by such parcels of land from said improvements, including the maintenance, and of the expense's incidental thereto.

4. The Director of Public Works and Utilities and the Director of Finance of the City of Petaluma are hereby designated as the persons to answer inquiries regarding any protest proceedings to be had herein and may be contacted during regular office hours at the Petaluma City Hall, 11 English Street, Petaluma, CA 94952, or by calling 707-778-4303.
5. Finds that the environmental analysis for compliance with the California Environmental Quality Act (CEQA) was completed with the formation of each Landscape Assessment District. Landscaping and lighting district assessments are exempt from the California Environmental Quality Act (CEQA) under Guidelines Section 15378(b)(4) because government fiscal activities that do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment is not considered a project. Any work performed with the assessed funds is categorically exempt under California Environmental Quality Act (“CEQA”) Guidelines, Sections 15301 (Existing Facilities) and 15304 (Minor Alterations to Land) as any improvements will occur within areas previously disturbed, and there are negligible or no expansion of use beyond what currently exists and there are no cumulative impacts, unusual circumstances or other factors that would make the exemption inapplicable pursuant to CEQA Guidelines section 15300.2.

Under the power and authority conferred upon this Council by the Charter of said City.

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**REFERENCE:**

I hereby certify the foregoing Resolution was introduced and adopted by the Council of the City of Petaluma at a Regular meeting on the 5<sup>th</sup> day of June 2023, by the following vote:

Approved as to  
form:

\_\_\_\_\_  
City Attorney

**AYES:**

**NOES:**

**ABSENT:**

**ABSTAIN:**

**ATTEST:**

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Mayor