

**STAFF REPORT**  
**COUNCIL MEETING DATE:**  
**March 26, 2012**

**ITEM FOR COUNCIL CONSIDERATION:**

Adoption of Resolution No. 5367 to initiate proceedings to set the annual assessment of the City's Assessment District No. 5.

Report prepared by:  
Matthew Roberts, Parks and Recreation Director

  
Signature

Reviewed by:  
Dave Durlfing, City Manager

  
Signature

**STAFF RECOMMENDATION:**

Action Item:  Non action item:   
Adopt Resolution No. 5367

Sample Motion: I move to adopt Resolution No. 5367 as read by title only.

**I. BACKGROUND:**

The winter protection berm Assessment District # 5 was formed by Resolution Number 3061 dated December 14, 1992. The District funds the annual construction and removal of the winter protection berm along the Carpinteria City Beach. The annual construction and removal is necessary to provide storm wave and coastal flooding protection to the public and private improvements within the District.

This Resolution orders City Staff to prepare the District Report pursuant to Streets and Highways Code 10200 et seq. that then will be presented at a subsequent public hearing. Our intention would be to present this report at the April 23, 2012 City Council Meeting.

**II. POLICY:**

The City's winter protection berm is an important public safety project that protects public and private property improvements along the City Beach in the City of Carpinteria.

**III. FINANCIAL CONSIDERATIONS:**

No financial analysis is included as a part of this staff report.

**IV. LEGAL ISSUES:**

No legal issues are presented as a part of this report.

**V. ATTACHMENTS:**

Resolution No. 5367

**Resolution No. 5367**  
**A Resolution of the City Council**  
**of the City of Carpinteria**  
**Initiating Proceedings to Set the**  
**Annual Assessment for Assessment District No. 5**  
**(Pursuant to the Municipal Improvement Act of 1913)**

The City Council of the City of Carpinteria resolves:

1. The City Council proposes to set the amount of the annual assessment to be collected for the 2012/2013 fiscal year pursuant to the Municipal Improvement Act of 1913 (section 10000 and following , Streets and Highways Code) for the purpose of constructing the following improvements:

The annual installation and removal of the Carpinteria Beach Winter Protection Berm project located along the entire length of the Carpinteria City Beach between Linden Avenue on the east to Ash Avenue to the west. The annual installation and removal of the sand berm is necessary to provide the intended benefits to the public and private improvements within the District's boundaries.

2. The funds collected by the proposed assessment are specifically to be used for the Assessment District number five project costs, in the City of Carpinteria, Santa Barbara County, California and shall be collected from all the land shown inside the District's boundaries on the map designated, " Assessment Diagram, Assessment District No. Five, City of Carpinteria, Santa Barbara County, California," which map is on file with the City Clerk and is hereby approved.

3. The Parks and Recreation Director of the City of Carpinteria is hereby designated engineer for the purpose of these formation proceedings. The City Council hereby directs the Parks and Recreation Director to prepare and file with the City Clerk a report in accordance with §10204 of the Municipal Improvement Act of 1913, Streets and Highway Code.

4. Said report shall be filed with the City Clerk and shall be presented to the City Council for Consideration on April 23th, 2012, at 5:30 PM or as soon thereafter as the matter may be heard.

5. This resolution is pursuant to the Streets and Highways Code §10203

PASSED, APPROVED AND ADOPTED, this 26th day of March, 2012 by the following called vote:

AYES: COUNCIL MEMBER:

NOES: COUNCIL MEMBER

ABSENT: COUNCIL MEMBER

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Mayor, City of Carpinteria

Attest:

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City Clerk, City of Carpinteria

I hereby certify that the foregoing resolution was duly and regularly introduced and adopted at a regular meeting of the City Council of the City of Carpinteria held this 26th day of March, 2012.

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City Clerk, City of Carpinteria

Approved as to form:

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City Attorney, City of Carpinteria.