

ORDINANCE NO. 2002-485

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF VILLA PARK PRESCRIBING AND LEVYING CHARGES FOR MAINTENANCE OF A SEWAGE PUMPING STATION FOR FISCAL YEAR 2002-03, APPROVING AND ADOPTING REPORT AND PROVIDING FOR COLLECTION OF CHARGES ON THE TAX ROLL

WHEREAS, the City Council of the City of Villa Park, State of California, (hereinafter referred to as "City Council") has heretofore declared its intention to prescribe and levy charges for the maintenance of a sewer pump station serving Tract 10523 and Tract 13204 within the City, and to have such charges collected on the tax roll in the same manner, by the same persons, and at the same time as, together with and not separately from its general taxes, and in accordance with Article 4 of Part 3 of Division 5 of the Health and Safety Code (S5470, et seq); and

WHEREAS, the City Engineer has prepared and on May 10, 2002 filed with the City Clerk the report containing the matters specified in Health & Safety Code S5473; and

WHEREAS, the City Council by its Resolution No. 2002-2597 preliminarily adopted and approved the Report; and

WHEREAS, the City Council in and by said Resolution No. 2002-2597 fixed Tuesday, June 25, 2002 at 7:30 PM, in the Council Chambers of the City of Villa Park, 17855 Santiago Boulevard, Villa Park, California, as the time, date and place for hearing on the report and protests and objections thereto; and

WHEREAS, the City Clerk has caused notice of the filing of the Report and of the time and place of hearing thereon to be given pursuant to §5473.1 of the Health & Safety Code by publishing pursuant to §6066 of the Government Code on May 30, 2002 and June 6, 2002 in the Orange City News; and

WHEREAS, the City Clerk has filed with City Council a Declaration setting forth the time and manner of compliance with the requirements of publishing set forth in §5473.1 of the Health & Safety Code; and the City Council hereby finds and determines that notice has been given in the manner provided by law; and

WHEREAS, on June 25, 2002 the City Council did proceed to hear and consider all objections or protests to the Report; and

WHEREAS, no objections or protests to the Report were made; and

WHEREAS, the public interest and convenience requires the maintenance, servicing and repair of said sewage pumping station; and

WHEREAS, all of the property proposed in the Report to be charged will be benefited by the maintenance, servicing and repair of said pumping station; and

WHEREAS, said proposed charges have been calculated in proportion to the

benefit received by the property to be charged; and

WHEREAS, the charges proposed are reasonable in amount.

NOW, THEREFORE, the City Council of the City of Villa Park does ordain as follows:

SECTION 1: The foregoing recitals are true and correct and the City Council so finds and determines.

SECTION 2: The City Council hereby confirms, prescribes and imposes the charges set forth in the Report which is finally adopted, accepted, confirmed and approved. The charges set forth in the Report are hereby levied.

SECTION 3: For fiscal year 2002/03, the charges hereby determined, prescribed, imposed and levied shall be collected on the tax roll in the same manner, by the same persons, and at the same time, as together with, and not separately from the City's general taxes.

The amount of the charges determined, prescribed, imposed and levied hereby shall constitute a lien against each parcel of land upon which said charge has been imposed as of Noon on March 31, 2002.

SECTION 4: The City Clerk is hereby directed to file with the Auditor/Controller of the County of Orange a copy of the Report with a statement endorsed thereon over her signature that it has been finally adopted by the City Council.

PASSED AND ADOPTED by the City Council of the City of Villa Park at a regular meeting held on the day of , 2002.

W. BILL MACALONEY, MAYOR
CITY OF VILLA PARK

ATTEST:

KATHY ADRIAN, CITY CLERK
CITY OF VILLA PARK

