

1 RESOLUTION NO. 19-R0404-1

2 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
3 OCEANSIDE DECLARING ITS INTENTION TO FORM THE
4 DOWNTOWN OCEANSIDE PROPERTY AND BUSINESS
5 IMPROVEMENT DISTRICT

6 WHEREAS, the Property and Business Improvement District Law of 1994, Streets and
7 Highways Code §36600 et seq., authorizes cities to establish property and business
8 improvement districts to provide improvements and activities which specially benefit assessed
9 properties; and

10 WHEREAS, incorporated herein by this reference is the Downtown Oceanside Property
11 and Business Improvement District (“DTOPBID”) Management District Plan (hereafter
12 “Plan”), which provides for improvements and activities which will specially benefit assessed
13 properties; and

14 WHEREAS, owners of properties within the proposed DTOBID have submitted
15 petitions asking that the City Council form the DTOBID. Included with each petition was a
16 Plan summary including a map showing the boundaries of the DTOBID. The petitions, the
17 boundary map, and the Plan are on file with the City Clerk; and

18 WHEREAS, the Plan provides for the following improvements and services within the
19 DTOBID, all of which are intended to provide and constitute special benefits to assessed
20 properties: maintenance, economic development/capital improvements, safety, and related
21 administration and advocacy programs. The Plan proposes to fund these improvements and
22 services through the levy of a benefit assessment on real property within the DTOBID.

23 NOW, THEREFORE, the City Council of the City of Oceanside does resolve as follows:

24 SECTION 1. The recitals set forth herein are true and correct.

25 SECTION 2. The City Council finds that property owners who will pay more than fifty
26 percent (50%) of the assessment proposed in the Plan have signed petitions. The City Council
27 accepts the petitions and intends to form the DTOBID and to levy an assessment on real
28 property within the DTOBID boundaries in accordance with the Property and Business

1 Improvement District Law of 1994. In the first year of the five (5) year term, the total proposed
2 assessment is approximately \$503,303.45.

3 SECTION 3. The assessment will be imposed on real property at the following rates:

Initial Parcel Assessment Rates	
Parcel Type	Parcel Size (sq. ft.)
Commercial/Condo	\$0.2500
Public	\$0.1875
Religious	\$0.1250

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10 SECTION 4. The City Council finds that the Plan satisfies all requirements of Streets
11 and Highway Code section 36622.

12 SECTION 5. The exterior boundaries of the DTOPBID are shown on the map attached
13 hereto as Exhibit A.

14 SECTION 6. Bonds shall not be issued for the DTOPBID.

15 SECTION 7. The time and place for the public hearing on the establishment of the
16 DTOPBID and the levy of the proposed assessment are set for 6:00 PM on August 7, 2019, at
17 City of Oceanside City Council Chambers located at 300 North Coast Highway, Oceanside, CA
18 92054. The City Council may continue the public hearing from time to time.

19 SECTION 8. The City Clerk is directed to give notice of the time and place of the public
20 hearing in accordance with Streets and Highways Code section 36623. The City Clerk is to do
21 this by mailing (or causing to be mailed) written notices and assessment ballots in the time,
22 form, and manner provided by Government Code section 53753 to all persons who own real
23 property within the proposed DTOPBID and will be subject to the proposed assessment, no
24 later than June 20, 2019. The City Clerk is further directed to file an affidavit with the City
25 Council when all notices and ballots have been mailed, setting forth the time and manner of his
26 or her compliance with the requirements of law for mailing the notices and ballots.

27 SECTION 9. At the public hearing, the City Council will consider all objections or
28 protests to the proposed assessment, and any interested person will be permitted to present

1 written or oral testimony. At the conclusion of the public hearing, all ballots submitted and not
2 withdrawn will be tabulated in accordance with Government Code section 53753.

3 PASSED AND ADOPTED by the City Council of the City of Oceanside, California,
4 this 19th day of June, 2019, by the following vote:

5
6 AYES: WEISS, FELLER, KEIM, RODRIGUEZ, SANCHEZ

7 NAYS: NONE


8 ABSENT: NONE


9 ABSTAIN: NONE

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11 
12 MAYOR OF THE CITY OF OCEANSIDE

13 ATTEST:

APPROVED AS TO FORM:

14
15 
16 City Clerk

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20 City Attorney

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A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OCEANSIDE DECLARING ITS INTENTION TO
FORM THE DOWNTOWN OCEANSIDE PROPERTY AND BUSINESS IMPROVEMENT DISTRICT

EXHIBIT A - MAP

