

**RESOLUTION NO. 20-217****A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF FRESNO INITIATING ANNUAL ASSESSMENT PROCEEDINGS UNDER CHAPTER 3 OF THE LANDSCAPING AND LIGHTING ACT OF 1972 IN THE TENAYA PARK ASSESSMENT DISTRICT FOR COUNTY SERVICE AREA NO. 2 AND APPOINTING AN ASSESSMENT ENGINEER TO PREPARE AND FILE AN ENGINEER'S REPORT.**

WHEREAS, the County provides park maintenance services, in County Service Area No. 2, also known as Tenaya Estates (CSA 2), for the park known as Tenaya Park;

WHEREAS, Government Code section 25215.3 authorizes the Board of Supervisors (Board), on behalf of CSA 2, to impose a benefit assessment in CSA 2 under the Landscaping and Lighting Act of 1972 (Streets and Highways Code, Division 15, Part 2, beginning with Section 22500) for park maintenance; and

WHEREAS, the Board, by Resolution 14-230 on June 17, 2014, formed the Tenaya Park Assessment District, whose boundaries are coextensive with those of CSA 2 the location and boundaries of which are shown on the map attached to this resolution as Exhibit A; and

WHEREAS, the "improvements" for purposes of Streets and Highways Code section 22525 are generally described as the maintenance of Tenaya Park, which includes landscaping and irrigation systems, lighting and electrical systems, and recreational improvements including playground equipment; and

WHEREAS, before adopting this Resolution, the Board considered all testimony and documentary evidence, and gave all persons a full and fair opportunity to be heard with respect to any matter relating to the subject of this Resolution, both in favor and against it, and any matter relevant to these proceedings, all of which was done in the interest of the public, and the Board is fully informed of all matters referred to in this resolution.

NOW, THEREFORE, the Board of Supervisors of the County of Fresno does hereby find, determine, and resolve as follows:

**Section 1.** The above recitals are all true and correct.

**Section 2.** The Board hereby proposes to proceed under Chapter 3 of the Landscaping and

1 Lighting Act of 1972 to levy and collect in the Tenaya Park Assessment District, for CSA 2, an  
2 assessment of the total cost of the maintenance and operation expenses of Tenaya Park for the 2020-  
3 21 fiscal year.

4 **Section 3.** In connection with the proceedings that are the subject of this resolution, the  
5 Board hereby appoints and designates Steven E. White, P.E., Director, Department of Public Works  
6 and Planning, County of Fresno, registered under the Professional Engineers Act (Division 3, Chapter 7  
7 of the California Business and Professions Code, beginning with Section 6700), as the Assessment  
8 Engineer (Assessment Engineer).  
9

10 **Section 4.** The Assessment Engineer is hereby ordered to prepare and, no later than June  
11 9, 2020, file with the Clerk of the Board a written report (Engineer's Report) with regard to an  
12 assessment of the total cost of maintenance for Tenaya Park for the 2020-21 fiscal year. The  
13 Engineer's Report shall comply with the requirements of Streets and Highways Code, Division 15, Part  
14 2, Chapter 1, Article 4, beginning with section 22565, and Section 4 of Article XIII D of the California  
15 Constitution.  
16

17 **Section 5.** The Board hereby finds and determines that it took all of the foregoing actions  
18 and made all of the foregoing findings in full compliance with the law, including, without limitation, the  
19 Landscape and Lighting Act of 1972, Article XIID of the California Constitution, and any other law  
20 referred to in this resolution. All proceedings referred to in this resolution have been taken with respect  
21 to CSA 2.

22 **Section 6.** This Resolution shall take effect immediately upon its adoption.

23 **Section 7.** The Clerk of the Board shall certify to the adoption of this Resolution and shall  
24 cause a certified copy of this Resolution to be filed in the office of the Clerk.  
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1 THE FOREGOING was passed and adopted by the following vote of the Board of Supervisors  
2 of the County of Fresno this 9th day of June 2020, to-wit:

3  
4 AYES: Supervisors Brandau, Magsig, Mendes, Pacheco, Quintero

5 NOES: None

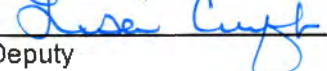
6 ABSENT: None

7 ABSTAINED: None  
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11 

12 Ernest Buddy Mendes, Chairman of the  
13 Board of Supervisors of the County of  
14 Fresno

15 **ATTEST:**  
16 Bernice E. Seidel  
17 Clerk of the Board of Supervisors  
18 County of Fresno, State of California

19 By:  \_\_\_\_\_  
20 Deputy

## **EXHIBIT A**

**TENAYA PARK ASSESSMENT DISTRICT  
COUNTY SERVICE AREA NO. 2  
TRACT 1939 TENAYA ESTATES  
BOUNDARY DESCRIPTION  
(BOUNDARY MAP ATTACHED)**

County Service Area No. 2 is described as that certain real property situate and being a portion of lots 28, 29, 30, 31, 32, and 33 in Section 5. T. 13 S., N. 20 E., M.D.B. & M., of Bullard Lands Irrigated Subdivision No. 1, according to map thereof recorded in volume 9 page 2 of Record of Surveys in the office of the County Recorder, Fresno County, California, and being more particularly described as follows:

Beginning at the Northwest corner of the Southeast  $\frac{1}{4}$  of said Section 5, thence S.  $1^{\circ} 02' 30''$  W. and along the West line of said Southeast  $\frac{1}{2}$  a distance of 1313.27 feet more or less to its point of intersection with no westerly prolongation of the centerline of that certain County Road known as Escalon Avenue; thence S.  $89^{\circ} 26' 12''$  E. and along the centerline a distance of 653.50 feet from the East line of said Southeast  $\frac{1}{4}$ ; thence N.  $1^{\circ} 08' 03''$  E. and parallel to the East line of said Southeast  $\frac{1}{4}$  a distance of 22.50 feet to the Southeast corner of the West  $\frac{1}{2}$  of said lot 26; thence N.  $1^{\circ} 05' 11''$  E. and along the East line of the West  $\frac{1}{2}$  of said lot 28 and its Northerly prolongation a distance of 668.45 feet to a point on the North line of said Southeast  $\frac{1}{4}$  of Section 5; thence N.  $89^{\circ} 23' 48''$  W. and along said North line of distance of 1963.51 feet to the Point of Beginning, said parcel of land contains 59.48 acres a little more or less.





# CSA 2 - Tenaya Park

Public Works and Planning

## EXHIBIT A

