

RESOLUTION OF INTENTION NO. 565

RESOLUTION OF INTENTION IN THE MATTER OF CON-
STRUCTION OF IMPROVEMENTS IN ASSESSMENT DISTRICT
NO. 1 N.S. OF THE TOWN OF SAN ANSELMO, COUNTY
OF MARIN, STATE OF CALIFORNIA.

BE IT RESOLVED by the City Council of the Town of San Anselmo, County of Marin, State of California, that it is the intention of the said City Council to order the following work to be done and improvements to be made in the Town of San Anselmo, County of Marin, State of California, under the provisions of Division 7 of the Streets and Highways Code of the State of California (Improvement Act of 1911), to wit:

The construction of paving, curbs, gutters, and drainage structures on The Alameda in the Town of San Anselmo situated between Arroyo Avenue and Holstein *Rd.* ~~Avenue~~ and running approximately 225 feet northerly beyond Holstein ~~Avenue~~. *Rd.*

All of the aforementioned work is more particularly and specifically set forth and described in the plans, profiles and specifications for said work heretofore adopted by the City Council of the Town of San Anselmo by its Resolution No. 564, which plans, profiles and specifications are hereby referred to for all particulars in connection therewith. The public streets and rights-of-way hereinabove referred to are shown and delineated in detail and specifically located on the plans hereinabove referred to, and reference is hereby specifically made to said plans, and notice is hereby given to all parties that specific locations thereof are contained in said plans; and

BE IT FURTHER RESOLVED that the said improvements be constructed in said streets, avenues, roads, lanes, courts, places and/or public ways hereinabove described, of the dimensions, materials, and in the particular locations set forth and shown on the plans and specifications and detailed drawings hereinabove and hereafter referred to; together with the construction of all

appurtenances thereto, including necessary fittings, trenchings, grading and regrading, excavation and fill, removal of obstructions, connections to existing services, back filling, reconstruction of existing ground surface as required to conditions existing prior to commencement of construction, all in the manner, of the materials and to the dimensions and to the grades, and in the particular locations as the same are more fully shown on the plans and specifications and detailed drawings hereinabove and hereafter referred to;

That the structures and work and improvements herein described shall be constructed to the grades, sub-grades and elevations severally shown upon the plans and profiles and detailed drawings thereof in the respective locations thereof, to which plans and profiles reference is hereby expressly made for a description of the grades to which all of the work and improvements under this Resolution of Intention shall be done, which said grades are hereby adopted and established as the official grades therefor for all purposes in connection with proceedings pursuant to this Resolution of Intention; notice is hereby further given that said grades are or may be, in part, new and different from those heretofore established or existing, or may be, and in some cases are, different from existing ground levels;

All of said work and improvements shall be done to the lines and grades as shown on the plans and profiles and in accordance with the plans and specifications heretofore, and on the 20th day of May, 1952, adopted by the City Council of the Town of San Anselmo by Resolution No. 564 for the doing of said work and improvement, and which are now on file in the office of the City Clerk of the Town of San Anselmo. Said plans and specifications, said profiles and detailed drawings and diagrams accompanying the same are hereby expressly referred to for a full and detailed description and location of said proposed work and improvements, the public streets and rights-of-way involved, and the grades of the public streets and

rights-of-way involved, and of the grades to which said improvements are to be constructed.

Excepting from all of the herein described work all of said work that has already been done to the lines and grades shown on said plans and profiles, and in accordance with said plans and specifications;

All of said work shall include, without duplication, any and all street intersections, terminations and opposite terminations, occurring within the limitations of said work.

The attention of all persons is directed to the fact that all of said classes of work above described may not be constructed upon all of the streets and/or public ways above described in their entirety, but only upon the particular locations as shown on the plans and specifications, to which the attention of all persons is directed for a description of the work, location of the several classes of work, a description of the classes of work to be done upon each of the several public streets or rights-of-way named, a description of the streets and rights-of-way, and for all other information contained in the said plans and specifications pertinent to the doing and completion of the work and improvements herein proposed; and

WHEREAS, said contemplated work and improvements, in the opinion of this City Council, is of more than local or ordinary benefit, said City Council hereby makes the expenses and costs of said work and improvements chargeable upon a district, which said district said City Council hereby declares to be the district benefited by the work and improvements herein described; said district shall include that territory in the Town of San Anselmo, County of Marin, State of California, which is shown on that certain plat or map on file in the office of the City Clerk of the Town of San Anselmo, and which is entitled and described "Map of Proposed Assessment District No. 1 N.S. for the Improvement of The Alameda

Between Arroyo Avenue and a Point Approximately 225 Feet Northerly Beyond Holstein ~~Avenue~~Rd in the Town of San Anselmo, County of Marin, State of California," and which said map or plat indicates, by a boundary line, the extent of the territory included in the proposed district and covers all details as to the extent of the area to be assessed; said map or plat is, by this reference, incorporated herein and made a part hereof;

Excepting from the area shown and delineated on said map or plat, hereinabove referred to, the area of all public streets, avenues, lanes, roads, drives, courts, places, public parks, and all easements and rights-of-way therein contained belonging to the public.

Notice is hereby given that serial bonds shall be issued in the manner and form provided in Part 5 of the Improvement Act of 1911 to represent unpaid assessments of \$25.00 or over, which said bonds shall bear interest at the rate of six (6) per cent per annum and the last installment of which bonds shall mature nine (9) years from the 2nd day of January next succeeding the next October 15th following their date. Said bonds shall be payable to bearer and there shall be added, after the redemption clause in the bonds, the following language:

".....together with a premium of five (5) per cent of said unpaid principal."

Notice is further given that the City Council of the Town of San Anselmo does hereby determine that all of the assessments which may or shall be levied hereinafter in this proceeding of less than \$25.00 shall be collected upon the tax rolls of the Town of San Anselmo upon which general taxes of the Town of San Anselmo are collected in accordance with the provisions of Chapter 18-1 of the Improvement Act of 1911; and

BE IT FURTHER RESOLVED, that the owners of more than sixty (60) per cent of the property within the boundaries of the Assessment

District, hereinabove described, have filed with this City Council a petition requesting the construction of said improvements and have expressly waived any investigation proceedings required by the "Special Assessment Investigation, Limitation and Majority Protest Act of 1931"; and that, therefore, said Act does not apply to these proceedings.

Notice is hereby given that on Tuesday, the 10th day of June, 1952, at the hour of 8:00 o'clock P.M. of said day, at the meeting place of the City Council of the Town of San Anselmo, County of Marin, State of California, any and all persons having any objection to the proposed work or improvements or any objections to the grades to which said work is proposed to be done or to the boundaries of the district proposed to be assessed to pay the cost and expenses of said work, may appear before said City Council of the Town of San Anselmo and show cause why said improvements should not be carried out in accordance with this Resolution of Intention, and may present written protest not later than the hour hereinabove set for hearing against the doing of said work, the grades to which said work is to be done, or the extent of the territory to be assessed to pay the cost and expenses thereof;

The Engineer of Work shall cause to be conspicuously posted along the line of said contemplated work and improvement and on all the open streets within the Assessment District notice of the passage of this Resolution of Intention in the time, form and manner required by law.

The City Clerk of the Town of San Anselmo is hereby directed to mail notices of the adoption of this Resolution of Intention, postage prepaid, to all persons owning real property proposed to be assessed, whose names and addresses appear on the last equalized assessment roll or as known to said City Clerk; said mailing shall be at least fifteen (15) days prior to the day herein fixed for the

hearing on this Resolution of Intention, all in the time, form and manner prescribed in said "Improvement Act of 1911" as amended; said notices shall contain a statement of the time, place and purpose of the hearing as to the public convenience and necessity of the construction of said improvements and of the hearing on the Resolution of Intention, a statement of the total estimated cost of the proposed improvement, and a statement that any person interested may file a written protest as provided in the aforesaid Division 7 of the Streets and Highways Code of the State of California.

The City Clerk of the Town of San Anselmo shall cause this Resolution of Intention to be published twice in the "San Anselmo Times", which said weekly newspaper is hereby designated by said City Council as the newspaper in which shall be printed and published all notices, resolutions, orders and other matters required to be published in the proceedings taken pursuant to this Resolution of Intention and under the provisions of the said "Improvement Act of 1911" and amendments thereto; the first publication of said notice shall be not less than ten (10) days prior to the date herein fixed for hearing on this Resolution of Intention.

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I HEREBY CERTIFY that the foregoing Resolution was regularly and duly adopted by the City Council of the Town of San Anselmo, County of Marin, State of California, at a regular meeting thereof, held on the 20th day of May, 1952, by the following vote, to wit:

AYES: Councilmen: Cohen, Smith, Skinner, Codworth, O'Neil
NOES: none
ABSENT: none

(SEAL)

Irma B. Anderson
IRMA B. ANDERSON, City Clerk
Town of San Anselmo, County of
Marin, State of California.