

CITY OF HUNTINGTON BEACH  
PUBLIC NOTICE  
PUBLIC HEARING FOR THE AUTO DEALERS  
BUSINESS IMPROVEMENT DISTRICT RENEWAL

NOTICE IS HEREBY GIVEN THAT the City Council will hold its Public Hearing on the 2012-2013 renewal of the Auto Dealers Business Improvement District at its meeting scheduled on September 17, 2012 at 6:00 PM or soon thereafter at the Huntington Beach Civic Center, 2000 Main Street, Council Chambers as required by the Parking and Business Improvement Area Law of 1989 as approved by City Council in Resolution No 2012-57 as re-printed below:

RESOLUTION NO. 2012-57

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF  
HUNTINGTON BEACH DECLARING THE CITY'S INTENTION TO  
LEVY AN ANNUAL ASSESSMENT WITHIN THE HUNTINGTON BEACH  
AUTO DEALERS ASSOCIATION BUSINESS IMPROVEMENT DISTRICT FOR  
FISCAL YEAR 2012-2013

WHEREAS, the Parking and Business Improvement Area Law of 1989, codified at Streets and Highways Code § 36500, et seq. (the "Act") authorizes cities to establish parking and business improvement areas for the purpose of imposing benefit assessments on businesses for certain purposes; and

The City Council has formed a business improvement area, known as the Huntington Beach Auto Dealers Association Business Improvement District (the "District"), by the passage of Ordinance 3175 on September 8, 1992. The City is proposing to levy an assessment for fiscal year 2012-2013 pursuant to the process detailed in Streets and Highways Code §36500, et seq.; and

The District's Advisory Board has prepared and filed with the City Clerk a report for Fiscal Year 2011-2012, ("Annual Report") which sets forth the amount and basis of levying the assessment for Fiscal Year 2012-2013.

NOW, THEREFORE, the City Council of the City of Huntington Beach does hereby resolve, determine and find as follows:

SECTION 1. The City Council hereby approves the Annual Report filed by the Advisory Board in the City Clerk's office attached hereto as **Exhibit A** and incorporated herein by this reference, which includes a proposed budget for Fiscal Year 2012-2013 and a description of the improvements and activities to be provided for Fiscal Year 2012-2013.

SECTION 2. The City Council hereby declares its intent to levy and collect assessments within the District for Fiscal Year 2012-2013. The levy is to apply to small businesses classified by the City of Huntington Beach License Code as Class A Retail Sales, (A1) Auto, New, Used, Parts, including new business of that classification located within the District as shown in **Exhibit B** in the amounts set forth therein, which exhibit is incorporated herein by this reference.

SECTION 3. The assessments collected will be used to cover costs to operate, upgrade, and maintain an electronic reader board located within the City of Huntington Beach west of the intersection of Beach Boulevard and Center Avenue and other promotional and advertising activities.

SECTION 4. A public hearing shall be held before the City Council on September 17, 2012, at 6:00 p.m., or as soon thereafter as this matter may be heard, in the Council Chambers of the City Hall, 2000 Main Street, Huntington Beach, California, at which time the Council will hear all interested persons for or against levying of the assessment, and the furnishing of specified types of improvements or activities. Protests may be made orally or in writing; but, if written, shall be filed with the City Clerk at or before the time fixed for the hearing and contain sufficient documentation to verify business ownership and validate the particular protest. If written protests are received by the owners of businesses within the District, which will pay 50% or more of the total assessments to be levied, no further proceedings to levy the proposed assessment shall be taken for a period of one year from the date of the finding of a majority protest by the City Council. If the majority protest is only against the furnishing of a specified type or types of improvements or activity within the District, those types of improvements or activities shall be eliminated.

SECTION 5. The City Clerk is hereby directed to provide notice of the public hearing by causing the this resolution of intention to be published once in a newspaper of general circulation at least seven days before the public hearing.

SECTION 6. Further information regarding the proposed business improvement district may be obtained at the Huntington Beach City Hall, 2000 Main Street, Huntington Beach, California 92648; telephone (714) 536-5542; or from the Huntington Beach Auto Dealers Association, Inc., 2124 Main Street, Huntington Beach, CA 92648; telephone (714) 536-3200.

SECTION 7. The City Clerk shall mail a complete copy of this resolution of intention by first-class mail to each business owner in this area within seven days after the Council's adoption of this resolution.

SECTION 8. This resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED by the City Council of the City of Huntington Beach at a regular meeting thereof held on the 20th day of August, 2012.

A copy of the Annual Report (Exhibit A) and a list of Auto Dealers (Exhibit B)

are available in the City Clerk's office at:

Huntington Beach Civic Center

2<sup>nd</sup> Floor, 2000 Main Street

Huntington Beach, CA 92648

or can be obtained by calling

Luis Gomez, Project Manager at (714) 536-5544