

RESOLUTION NO. 6415

A RESOLUTION OF THE CITY OF HUNTINGTON BEACH
DECLARING ITS INTENTION TO ESTABLISH A PARKING
AND BUSINESS IMPROVEMENT AREA TO BE KNOWN AS THE
HUNTINGTON BEACH AUTO DEALERS
BUSINESS IMPROVEMENT DISTRICT

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

New Auto Dealers in Huntington Beach have requested this City Council to establish such an improvement area.

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

SECTION 1. The City Council of the City of Huntington Beach hereby declares its intention to establish a parking and business improvement area named the Huntington Beach Auto Dealers Business Improvement District (the "District") pursuant to the Act.

SECTION 2. The proposed boundaries of the District, are set forth in Exhibit A-1 and incorporated herein by reference.

SECTION 3. The proposed uses to which the revenue from the District will be put are the construction, operation and maintenance of a readerboard sign to be located adjacent to the 405 Freeway.

SECTION 4. The City Council intends to levy a benefit assessment on all businesses, classified by the City of Huntington Beach Business License Code as Class A Retail Sales

(A1) Auto, New, Used, Parts, including new businesses of that classification located within the District as shown in Exhibits A-1 and A-2, in the amounts set forth on Exhibit B, which Exhibits are incorporated herein by reference.

SECTION 5. Except where funds are otherwise available, an assessment to pay for all specified improvements and activities within the District will be levied annually following a public hearing and adoption of a resolution by the City Council.

SECTION 6. A public hearing shall be held before the City Council on September 8, 1992, at 7:00 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 the establishment of the District, the extent of the District, 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 establish the District 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 7. 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) 536-5582; or from the Huntington Beach Auto Dealers Association, Inc., P.O. Box 2700, Huntington Beach, CA 92648; telephone (714) 831-8458.

SECTION 8. The City Council, by this Resolution, appoints Huntington Beach Auto Dealers as the Advisory Board.

SECTION 9. The City Clerk has caused this resolution of intention to be published once in a newspaper of general circulation in the city at least seven days before the public hearing.

SECTION 10. The City Clerk shall mail a complete copy of this resolution of intention by first-class mail to each business owner in the area within seven days after the Council's adoption of this resolution.

SECTION 11. 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 17th day of August, 1992.

Jim Silva
Mayor

ATTEST
Connie Brockway
City Clerk

APPROVED AS TO FORM:
Gail Hutton
City Attorney 8-4-92 8-7-31-92

REVIEWED AND APPROVED:
William E. Berney
City Administrator

INITIATED AND APPROVED:
Barbara A. Kamin 8/6/92
Director of Economic Development

11. Reader Board Site

Huntington Center

11

I-405

Edinger

Heil

1. Dodge

1

2. Jeep Eagle

2

3

3. Lincoln Mercury

Warner

Slater

Talbert

4. Chevrolet

4

5. Ford

5

Ellis

6. Volkswagen/Isuzu

6

7. Nissan/Saturn

7

8. Toyots

8

Garfield

9. Acura

9

10

10. Honda/Mitsubishi

←Beach Blvd.

PROPOSED ANNUAL ASSESSMENT FORMULA

<u>Business Type</u>	<u>Assessment Formula</u>	<u>Per Month</u>
Auto - New, Used, Parts	a) Directory Sign Trust Account for 60 Months	\$ 435
	b) Sign Maintenance	400
	c) Administration Costs (Dealers)	200
	d) Property Tax	30
	e) Insurance	50
	f) Collection/Disbursement Costs (City/Bank)	25
All Other Businesses, if any		-0-
	Total Initial	\$ 740
	Total w/Maintenance	1,140
	Total After 60 Months	705

* Business owners with multiple dealerships at the same location or adjacent locations having a common method of access and egress shall pay one benefit assessment fee.

* Business owners with multiple dealerships at multiple non-adjacent locations shall be assessed for each such location.

STATE OF CALIFORNIA)
COUNTY OF ORANGE) ss:
CITY OF HUNTINGTON BEACH)

I, CONNIE BROCKWAY, the duly elected, qualified City Clerk of the City of Huntington Beach, and ex-officio Clerk of the City Council of said City, do hereby certify that the whole number of members of the City Council of the City of Huntington Beach is seven; that the foregoing resolution was passed and adopted by the affirmative vote of at least a majority of all the members of said City Council at a regular _____ meeting thereof held on the 17th day of August, 1992, by the following vote:

AYES: Councilmembers:

Robitaille, Moulton-Patterson, Winchell, Silva, Green, MacAllister, Kelly

NOES: Councilmembers:

None

ABSENT: Councilmembers:

None

Connie Brockway
City Clerk and ex-officio Clerk
of the City Council of the City
of Huntington Beach, California