

**RESOLUTION NO. 2015-025**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIO VISTA ORDERING  
THE DISSOLUTION OF THE SUMMERSSET LANDSCAPING AND LIGHTING  
DISTRICT (95-2) AS OF JULY 1, 2015**

**WHEREAS**, pursuant to the provisions of the Landscaping and Lighting Act of 1972, Part 2 of Division 15 of the California Streets and Highways Code (the "Act") and the California Constitution, the Summersset Landscaping and Lighting District 95-2 (the "District") was duly formed and established in 1996 to levy annual assessments for all lawful purposes authorized under the Act, including, but not limited to, the installation, maintenance, and servicing of landscaping and improvements identified in the Final Engineer's Report approved in the District formation proceedings; and

**WHEREAS**, the District was formed at the request of developer of the Summersset Subdivision (Blackhawk) for the maintenance and servicing of improvements within the District through City Council Resolution No. 1996-14; and

**WHEREAS**, the District was active as a City of Rio Vista Landscaping and Lighting District for 18 years; and

**WHEREAS**, through the years as an active District, property owners within the Summersset Subdivision and subject to assessments levied for the operation and maintenance of the District opined that the Homeowners Association of the Summersset Subdivision (the "HOA") could operate and maintain the District more efficiently; and

**WHEREAS**, for those reasons and upon receipt of public comment and testimony on the matter, the City declares to dissolve the District pursuant to California Streets and Highways Code section 22610, and ceases the levy and collection of assessments against parcels of land within the District beginning with Fiscal Year 2015-16.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIO VISTA THAT:**

The recitals set forth above are true and correct, and incorporates these recitals herein by reference.

Improvements. The improvements that are being maintained are various landscaping sites consisting of plant materials, shrubs, trees, ground cover, irrigation systems, hardscape, walls, sound walls, fences, in the District include landscaping and trees (approximately 448,410 square feet), streetlights, and a waterfall feature.

Designation and Location. The District is designated and commonly known as the Summersset Landscaping and Lighting District, located at Summersset Subdivision, in the City of Rio Vista, County of Solano.

Purpose of the District. The District was formed at the request of the developer, Blackhawk (and subsequently Shea Homes), upon construction of the

Summerset Subdivision. There will be no further functional or legal need for the District to remain in place or to collect assessments since the District's improvements and services will be maintained and undertaken by the HOA upon dissolution of the District.

Levy of Assessment. The annual levy of assessments for the maintenance of the above work of improvements as set forth and described in the past Reports shall cease, beginning in Fiscal Year 2015-16.

Public Hearing. The City Council has taken public comments and testimony regarding the proposed dissolution and for the City Council's final action upon the proposed dissolution of the District.

Dissolution. The District is hereby dissolved and any available funds will be distributed pursuant to applicable laws and the terms of the agreement with the HOA.

**PASSED, APPROVED AND ADOPTED** this 7th day of **April 2015**, by the following roll call vote:

**AYES** Council Members Boulware, Kott, McCracken, Vice Mayor Hampton & Mayor Richardson

**NOES:** None

**ABSENT:** None

**ABSTAIN:** None

ATTEST:

  
\_\_\_\_\_  
Anna Olea-Moger, CMC, City Clerk