

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONG BEACH APPROVING AN ANNUAL REPORT FOR OCTOBER 1, 2006 TO SEPTEMBER 30, 2007 FOR THE BELMONT SHORE PARKING AND BUSINESS IMPROVEMENT AREA AND DECLARING ITS INTENTION TO MODIFY THE ANNUAL ASSESSMENT FOR THAT FISCAL YEAR

The City Council of the City of Long Beach resolves as follows:

WHEREAS, pursuant to Section 36533 of the California Streets and Highways Code, the Belmont Shore Parking and Business Improvement Area Advisory Commission has caused a Report to be prepared for October 1, 2006 to September 30, 2007 relating to the Belmont Shore Parking and Business Improvement Area which is located along the commercial corridor at Second Street generally between Livingston Drive and Bayshore Avenue within the City of Long Beach; and,

WHEREAS, said Report contains, among other things, with respect to October 1, 2006 to September 30, 2007, all matters required to be included by the above cited Section 36533; and,

WHEREAS, having approved such Report, the City Council hereby declares its intention to:

1. Make no changes in existing Area boundaries and to maintain the existing boundaries of the Belmont Shore Parking and Business Improvement Area as described in Ordinance No. C-5963 of the City Council of the City of Long Beach which created the Area.
2. Modify the assessments for the Belmont Shore Parking and Business Improvement Area for October 1, 2006 to September 30, 2007, to equal the

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1 rates set forth in Exhibit "A" hereto.

2 3. Provide that each business shall pay the assessment with its
3 business license tax; and

4 WHEREAS, to this end, the proposed activities and improvements
5 undertaken by the Area include those generally specified in the establishing Ordinance
6 No. C-5963, Section 5, as adopted by the City Council on June 7, 1983; and

7 WHEREAS, a copy of the Report is on file with the City Clerk and includes
8 a full description of the activities and improvements to be provided from October 1,
9 2006 to September 30, 2007, the boundaries of the area, and the proposed
10 assessments to be levied on the businesses that fiscal year and all other information
11 required by law; and

12 WHEREAS, it is the desire of this City Council to fix the time and place for
13 a public hearing to be held in the City Council Chamber of the City of Long Beach on
14 September 12, 2006 at 5:00 p.m., regarding the Report, the levy and the proposed
15 program for the 2006-2007 fiscal year;

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17 NOW THEREFORE, the City Council of the City of Long Beach resolves
18 as follows:

19 Section 1. That certain Report entitled "Assessment Report for
20 October 1, 2006 to September 30, 2007, Belmont Shore Parking and Business
21 Improvement Area" as filed with the City Clerk is hereby approved.

22 Sec. 2. On September 12, 2006 at 5:00 p.m., in the City Council
23 Chamber of the City of Long Beach located in the Long Beach City Hall, First Floor, 333
24 West Ocean Boulevard, Long Beach, CA 90802, the City Council of the City of Long
25 Beach will conduct a public hearing on the modification of the levy of proposed
26 assessments for October 1, 2006 to September 30, 2007 for the Belmont Shore
27 Parking and Business Improvement Area with no change in the basis and method
28 assessment. All concerned persons are invited to attend and be heard, and oral or

1 written protests may be made, in accordance with the following procedures:

2 A. At the public hearing, the City Council shall hear and
3 consider all protests. A protest may be made orally or in writing by any interested
4 person. Any protest pertaining to the regularity or sufficiency of the proceedings shall
5 be in writing and shall clearly set forth the irregularity or defect to which the objection is
6 made.

7 B. Every written protest shall be filed with the City Clerk at or
8 before the time fixed for the public hearing. The City Council may waive any irregularity
9 in the form or content of any written protest and at the public hearing may correct minor
10 defects in the proceedings. A written protest may be withdrawn in writing at any time
11 before the conclusion of the public hearing.

12 C. Each written protest shall contain a description of the
13 business in which the person subscribing the protest is interested sufficient to identify
14 the business and, if a person subscribing is not shown on the official records of the City
15 as the owner of the business, the protest shall contain or be accompanied by written
16 evidence that the person subscribing is the owner of the business. A written protest
17 which does not comply with this section shall not be counted in determining a majority
18 protest.

19 Sec. 3. The City Clerk shall give notice of the public hearing called
20 for in Section 2 by causing this Resolution of Intention to be published once in a
21 newspaper of general circulation in the City not less than seven days before the public
22 hearing.

23 Sec. 4. This resolution shall take effect immediately upon its
24 adoption by the City Council, and the City Clerk shall certify the vote adopting this

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1 resolution.

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I certify that this resolution was adopted by the City Council of the City of Long Beach at its meeting of August 22, 2006, by the following vote:

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Ayes: Councilmembers: B. Lowenthal, S. Lowenthal, DeLong,
O'Donnell, Schipske, Richardson,
Reyes Uranga, Lerch.

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Noes: Councilmembers: None.

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Absent: Councilmembers: Gabelich.

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City Clerk

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EXHIBIT "A"

BELMONT SHORE PARKING AND BUSINESS
AREA ASSESSMENT CATEGORIES

<u>Categories</u>	<u>Base Rate</u>	<u>Employee Rate</u>
Financial Institution & Insurance	\$1,646.22	\$ 16.50
Service Real Estate Office	638.70	22.00
Retail – Restaurant w/alcohol & RTE	640.19	9.63
Retail – Other	548.73	8.25
Consulting	425.80	22.00
Construction Contractor	425.80	22.00
Professional	425.80	22.00
Service – Other	319.35	16.50
Misc. Rec/Ent, Vending, Manufacturing, Unique & Wholesale	319.35	16.50
39% Reduced Rate for Service-related Independent Contractors engaged in the business of services which are secondary to another service (as defined in Long Beach Municipal Code Section 3.80.243)	194.80	16.50