



## NOTICE OF PUBLIC HEARING

### **ZONE 7 – HARBOR POINTE LANDSCAPING AND LIGHTING DISTRICT NO. 19 CITY OF NEWARK, ALAMEDA COUNTY, CALIFORNIA**

The City Council of the City of Newark will conduct a public hearing for the annexation of, the improvements to, and the levy and collection of assessments of Tract 8453 to Zone 7 – Harbor Pointe of Landscaping and Lighting District No. 19, City of Newark, Alameda County, California (the “District”). At the hearing, the City Council will take public testimony, including protests against the proposed assessment. Due to the COVID-19 pandemic, details on how to participate in the meeting will be set forth in the meeting agenda which is anticipated to be posted by 5 pm on January 21, 2022, at <https://www.newark.org/departments/city-manager-s-office/agendas-minutes>. If you have any questions regarding viewing or participating in the meeting, after reviewing the posted agenda, then contact the City Clerk at [city.clerk@newark.org](mailto:city.clerk@newark.org) or 510-578-4266.

The public hearing will be held on the following date:

**January 27, 2022 at or after 7:00 p.m.**

The proposed improvements to be funded by the assessment are briefly described as follows:

- I. The maintenance of the landscaping, landscape irrigation system, and street lighting system within the median islands and traffic circle at the intersection of Enterprise Drive and Seawind Way;
- II. The maintenance of the landscaping, landscape irrigation system, and street lighting system within the median islands and traffic circle at the intersection of Hickory Street and Enterprise Drive;
- III. The maintenance of the landscaping and landscape irrigation system within the center median on Enterprise Drive;
- IV. The maintenance of street lighting system along the project street frontages on Enterprise Drive;
- V. The maintenance of trash capture devices located along the project street frontages on Enterprise Drive and the Enterprise Drive and Seawind Way traffic circle;
- VI. The maintenance of the 12-foot wide concrete Bay Trail along the project boundary.
- VII. The maintenance of the future Bayside Newark public park located on Enterprise Drive to the west of the future Transit Station.



The maximum proposed total assessment for the District for Fiscal Year 2022-23 is \$25,478.40. The assessment proposed to be charged to individual parcels is based on the parcel type and number of units. The maximum assessment for each single-family unit is \$132.70. The assessment rates were established based on the number of residential units planned for the District area, also factoring in the total acreage and the benefit to all parcels. Maximum assessment rates will be adjusted annually based on the Consumer Price Index or three percent (3%), whichever is greater.

For further particulars you may refer to the Resolution of Intention and the Report for the District posted on the city website <https://www.newark.org/departments/city-manager-s-office/agendas-minutes>. Inquiries about the improvement proceedings will be answered by the Public Works Director or the Assistant City Engineer at (510) 578-4589.

Any interested person may file a written protest with the City Clerk via email at [city.clerk@newark.org](mailto:city.clerk@newark.org) or via US Mail at the address given above at or before the time set for the public hearing. Each protest must contain a description of the property in which the signer is interested (property address or Assessor's Parcel Number), sufficient to identify the property. If there is a majority protest, defined as ballots submitted in opposition to the annexation out-weight the ballots submitted in favor of the annexation (ballots weighted according to the proportional financial obligation of the affected property), the assessment shall not be imposed.

If you challenge the action of the City Council on this matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the City Clerk at, or prior to the public hearing.

**IN ADDITION, THE RECORD OWNER OF THIS PARCEL IS ENTITLED TO VOTE ON THE QUESTION WHETHER THE ASSESSMENT SHALL BE LEVIED.**