

1 [Ocean Avenue Community Benefit District - Annual Reports to the City - FYs 2011-2014]

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3 **Resolution receiving and approving annual reports for the Ocean Avenue Community**
4 **Benefit District for FYs 2011-2014, submitted as required by the Property and Business**
5 **Improvement District Law of 1994 (California Streets and Highways Code, Sections**
6 **36600, et seq.), Section 36650, and the District’s management agreement with the City,**
7 **Section 3.4.**

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9 WHEREAS, On September 28, 2010, pursuant to the Property and Business
10 Improvement District Law of 1994 (the “Act”), California Streets and Highways Code, Sections
11 36600 et seq., as augmented by Business and Tax Regulations Code, Article 15, the Board of
12 Supervisors adopted Resolution No. 437-10, expressing the City’s intention to establish the
13 Ocean Avenue Community Benefit District (the “Ocean Avenue CBD”); and

14 WHEREAS, On December 14, 2010, the Board of Supervisors adopted Resolution
15 No. 587-10 establishing the Ocean Avenue CBD ("Resolution to Establish") for a period of 15
16 years, commencing FY2010-2011; and

17 WHEREAS, On May 24, 2011, the Board of Supervisors adopted Resolution
18 No. 221-11, authorizing an agreement with the owners' association for the administration and
19 management of the Ocean Avenue CBD, and a management agreement (the “Management
20 Contract”) with the owners' association, the Ocean Avenue Association, was executed
21 accordingly; and

22 WHEREAS, A copy of the Management Contract is on file with the Clerk of the Board
23 of Supervisors in File No. 110438; and

24 WHEREAS, The Ocean Avenue CBD has submitted for the Board’s receipt and
25 approval the Ocean Avenue annual reports for FYs 2011-2012, 2012-2013 and 2013-2014

1 (collectively, "Annual Reports") as required by Section 36650 of the Act and Section 3.4 of the
2 Management Contract; and

3 WHEREAS, The Annual Reports are on file with the Clerk of the Board of Supervisors
4 in File No. 151284, and are incorporated herein by reference as though fully set forth; and

5 WHEREAS, Supporting documents, including, but not limited to, a transmittal letter and
6 memorandum report from the City's Office of Economic and Workforce Development, dated
7 December 4, 2015, and documentation from the Ocean Avenue CBD for the Annual Reports
8 are on file with the Clerk of the Board of Supervisors in File No. 151284; now, therefore, be it

9 RESOLVED, That the Board of Supervisors hereby receives and approves the annual
10 reports for the Ocean Avenue Community Benefit District for FYs 2011-2012, 2012-2013, and
11 2013-2014.