

RESOLUTION NO. _____

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA, CALIFORNIA, ADOPTING BOUNDARY MAP SHOWING TERRITORY PROPOSED TO BE AUTHORIZED FOR ANNEXATION IN THE FUTURE INTO COMMUNITY FACILITIES DISTRICT NO. 18M (OTAY RANCH VILLAGE 3)

WHEREAS, the CITY COUNCIL of the CITY OF CHULA VISTA, CALIFORNIA ("City Council"), desires to initiate proceedings to authorize the annexation in the future of certain territory to Community Facilities District No. 18M (Otay Ranch Village 3) (the "District") pursuant to the terms and provisions of the "Mello-Roos Community Facilities Act of 1982," being Chapter 2.5, Part 1, Division 2, Title 5 of the Government Code of the State of California (the "Act") and the City of Chula Vista Community Facilities District Ordinance enacted pursuant to the powers reserved by the City of Chula Vista under Sections 3, 5 and 7 of Article XI of the Constitution of the State of California (the "Ordinance") (the Act and the Ordinance may be referred to collectively as the "Community Facilities District Law"); and

WHEREAS, there has been submitted a map showing the territory proposed to be authorized to be annexed in the future to the District, such territory to be designated as Future Annexation Area, Community Facilities District No. 18M (Otay Ranch Village 3) (the "Future Annexation Area").

NOW, THEREFORE, IT IS HEREBY RESOLVED:

SECTION 1. Recitals. The above recitals are all true and correct.

SECTION 2. Future Annexation Area Map. The map showing the property and territory proposed to be authorized to be annexed in the future to the District and to be subject to the special tax to be levied is hereby approved and adopted. Said map is designated as "Future Annexation Area, Community Facilities District No. 18M (Otay Ranch Village 3), City of Chula Vista, County of San Diego, State of California" (the "Future Annexation Area Map") and is attached hereto as Exhibit A and incorporated herein by this reference.

SECTION 3. Recordation of Future Annexation Area Map. A certificate shall be endorsed on the original and on at least one (1) copy of the map of the Future Annexation Area, evidencing the date and adoption of this Resolution, and within fifteen (15) days after the adoption of the resolution fixing the time and place of the hearing on the establishment or extent of such Future Annexation Area, a copy of such map shall be filed with the correct and proper endorsements thereon with the County Recorder, all in the manner and form provided for in Sections 3110 and 3111 of the Streets and Highways Code of the State of California.

SECTION 4. Survival. If any section, subsection, subdivision, sentence, clause, or phrase in this Resolution or any part thereof is for any reason held to be unconstitutional or invalid, ineffective by any court of competent jurisdiction, such decision shall not affect the

validity or effectiveness of the remaining portions of this Resolution or any part thereof. The City Council hereby declares that it would have adopted each section irrespective of the fact that any one or more subsections, subdivisions, sentences, clauses, or phrases be declared unconstitutional, invalid, or ineffective.

SECTION 5. Effective Date. This Resolution shall become effective immediately upon its adoption.

PREPARED BY:

APPROVED AS TO FORM BY:

Kelly Broughton, FASLA
Development Services Director

Glen R. Googins
City Attorney

EXHIBIT "A"

BOUNDARIES OF FUTURE ANNEXATION AREA,
COMMUNITY FACILITIES DISTRICT NO. 18M
(OTAY RANCH VILLAGE 3),
CHULA VISTA, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA

[ATTACH BOUNDARY MAP]