

**City of West Hollywood
West Hollywood Design District
Notice of Public Hearing**

The City of West Hollywood will hold a public hearing on **June 24, 2013 at 6:30 p.m.** as part of its regularly scheduled meeting at West Hollywood Park Public Meeting Room - Council Chambers, 625 N. San Vicente Boulevard, West Hollywood, CA 90069, to solicit input on the establishment of the West Hollywood Design District for fiscal year 2013-2014. The following resolution was approved by the City Council of the City of West Hollywood on May 20, 2013.

RESOLUTION NO. 13 - 4438

A RESOLUTION OF THE CITY COUNCIL OF THE CITY
OF WEST HOLLYWOOD DECLARING ITS INTENTION
TO LEVY AN ASSESSMENT AGAINST BUSINESSES
WITHIN THE WEST HOLLYWOOD DESIGN DISTRICT
FOR FISCAL YEAR 2013-2014 AND SETTING A TIME
AND PLACE FOR HEARING OBJECTIONS THERETO

THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DOES HEREBY FIND,
DECLARE, AND ORDER AS FOLLOWS:

Section 1. The Parking and Business Improvement Area Law of 1989 (the "Law"), California Streets and Highways Code Sections 36500 et seq., authorizes the City Council to levy an assessment against businesses within a parking and business improvement area which is in addition to any assessments, fees, charges, or taxes imposed in the City.

Section 2. By previous resolution, the City Council appointed The West Hollywood Design District Board of Directors to serve as the Advisory Board for The West Hollywood Design District (the "Advisory Board") and directed the Advisory Board to prepare a report for fiscal year 2013-2014 in connection with the proposed levy of an assessment against businesses within The West Hollywood Design District.

Section 3. In accordance with Streets and Highways Code Section 36533, the Advisory Board prepared and filed with the City Clerk a report titled "The West Hollywood Design District, Annual Report" (the "Report"), and, by previous resolution, the City Council preliminarily approved such report as filed.

Section 4. The boundaries of the West Hollywood Design District Business Improvement District (the "District") are generally described as Santa Monica Boulevard on the north, Beverly Boulevard on the south, La Cienega Boulevard on the east, and Doheny Drive on the west. Reference is made to the map on file in the Office of the City Clerk for a complete description of the boundaries of the District. A list of addresses included in the District is attached as Exhibit A.

Section 5. The City Council hereby declares its intention, in addition to any assessments, fees, charges or taxes imposed by the City, to levy and collect an assessment against businesses within the District for fiscal year 2013-2014. Such

assessment is not proposed to increase from the assessment levied and collected for fiscal year 2012-2013.

Section 6. The City Council hereby declares that the types of improvements and activities to be funded by the levy of an assessment against businesses within the District are as follows:

- (a) Promotion of public events which benefit businesses in the District and which take place on or in public places within the District; and
- (b) Improvements and activities which benefit businesses located and operating in the District.

Section 7. For new businesses established in the District between July 1, 2013 and June 30, 2014 such business shall be exempt from the assessment for fiscal year 2013-2014. For the purposes of this Section (7) a business shall be deemed established on the date the City issues a business license for the business or the date the business commences operation, whichever is earlier.

Section 8. The City Council hereby fixes the time and place for a public hearing on the proposed levy of an assessment against businesses within the District for fiscal year 2013-2014 as follows:

TIME: 6:30 p.m.
DATE: Monday, June 24, 2013
PLACE: West Hollywood Park Public Meeting Room –
Council Chambers
625 N. San Vicente Boulevard
West Hollywood, California 90069

At the public hearing, the testimony of all interested persons regarding the levy of an assessment against businesses within the District for fiscal year 2013-2014 shall be heard. A protest may be made orally or in writing by any interested person.

Any protest pertaining to the regularity or sufficiency of the proceedings must be in writing and shall clearly set forth the irregularity or defect to which the objection is made.

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

Each written protest must contain a description of the business in which the person subscribing the protest is interested sufficient to identify the business and, if a person subscribing is not shown on the official records of the City as the owner of the business, the protest shall contain or be accompanied by written evidence that the person subscribing is the owner of the business. A written protest which does not

comply with the requirements set forth in this paragraph will not be counted in determining a majority protest (as defined below).

If, at the conclusion of the public hearing, written protests are received from the owners of businesses in the District which will pay 50 percent or more of the assessments proposed to be levied and protests are not withdrawn so as to reduce the protests to less than that 50 percent (i.e., there is a majority protest), no further proceedings to levy the proposed assessment, as contained in this resolution of intention, shall be taken for a period of one year from the date of the finding of a majority protest by the City Council.

If the majority protest is only against the furnishing of a specified type or types of improvement or activity within the District, those types of improvements or activities shall be eliminated.

Section 9. For a full and detailed description of the improvements and activities to be provided for fiscal year 2013-2014, the boundaries of the District and the proposed assessments to be levied against the businesses within the District for fiscal year 2013-2014, reference is hereby made to the Report of the Advisory Board. The Report is on file with the City Clerk and open to public inspection.

Section 10. The City Clerk is hereby authorized and directed to provide notice of the public hearing in accordance with law.

PASSED, APPROVED and ADOPTED this 20th of May, 2013.

MAYOR

ATTEST:

CITY CLERK

WEST HOLLYWOOD DESIGN DISTRICT

BUSINESS IMPROVEMENT DISTRICT BOUNDARIES

The boundaries of the West Hollywood Design District Business Improvement District include the following addresses:

North Almont Dr.	150-199, 600-633
West Ashcroft Ave.	8760-8817
West Beverly Blvd.	8600-9059
West Beverly Place	8560-8568 even
West Bonner Dr.	8767-8793
North Clark Dr.	140-199
North Doheny Dr.	450-600 even
West Dorrington Ave.	8760-8817
North Huntley Dr.	300-308,560-610
North La Peer Dr.	150-199,600-646
West Melrose Ave.	8500-8686, 8688-9095
North Norwich Dr.	546-552 even, 553-559
West Rangely Ave.	8760-8816, 9031-9039
North Robertson Blvd.	140-666 1/2
West Rosewood Ave.	8757-8760, 8804-8811
North San Vicente Blvd.	300-599
North Swall Dr.	150-199
North Westbourne	301-309 odd, 310-318 even, 560-610
North West Knoll	550-610
North Westmount	550-610
North Wetherly Dr.	148-152

BY ORDER OF the City of West Hollywood.
Corey Schaffer, City Clerk