City of FRESNO **REPORT TO THE CITY COUNCIL**

AGENDA ITEM NO.

COUNCIL MEETING June 19, 2007

APPROVED BY

DEPARTMENT DIRECTOR

CITY MANAGER

June 19, 2007

FROM: MICHAEL T. KIRN, PE, Assistant Director
Public Works Department

BY: JOE PAFF, Senior Engineering Technician
Public Works Department

SUBJECT: INITIATE PROCEEDINGS AND DECLARE INTENTION TO LEVY THE ANNUAL ASSESSMENT FOR THE CITY OF FRESNO LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT NO. 1 (City Wide)

KEY RESULT AREA

Customer Satisfaction

RECOMMENDATIONS

1. Adopt Resolution Initiating Proceedings for the Annual Levy of Assessment

2. Adopt Resolution of Intention to Levy and Collect the Annual Assessments

EXECUTIVE SUMMARY

The Landscaping and Lighting Maintenance Act of 1972 requires an annual engineer's report and levy of assessments for the City of Fresno Landscaping and Lighting Maintenance District No. 1 (LLMD). The LLMD supplies $696,000 for maintenance of the City required landscaped easements along streets adjacent to the 145 city subdivisions. The Resolutions begin the process, approve the Engineer's Report and set the required public hearing for July 24, 2007. Staff recommends approval of these Resolutions.

KEY OBJECTIVE BALANCE

The levy of the annual assessment balances the three key objectives of Customer and Employee Satisfaction, and Financial Management. The annual assessment addresses customer satisfaction by allowing for maintenance of landscaping adjacent to the developments. By collecting the annual assessment, additional revenues are available to provide services that would otherwise not be provided, which results in good financial management.

BACKGROUND

On March 22, 1983, the Council adopted Resolution No. 83-93 ordering the formation of Assessment District No. 89 (District) subsequently renamed Landscaping and Lighting Maintenance District No. 1. The District was formed to recover the City's costs of maintaining the landscaping within public rights-of-way and easements adjacent to certain existing and newly developed subdivisions.

The district is comprised of 145 subdivisions with 14,939 individual assessments.

The landscaping improvements are maintained from funds derived through the assessments levied by Landscaping and Lighting Maintenance District No. 1. These improvements are generally limited to

"back-up" and "side-on" treatments primarily on major streets and do not include the maintenance of landscaping in median islands or frontage road islands. The assessments also do not cover the costs to maintain utility easements, trails, bike paths and green ways. The assessments will remain the same as in FY06-07 due to the constraints placed by California Proposition No. 218.

The District was formed pursuant to the Landscaping and Lighting Act of 1972, which requires that a noticed public hearing be held before August 10th each year in order to levy the annual assessments for continued maintenance and related incidental expenses.

The attached Resolution of Intention, sets the required public hearing for July 24, 2007 at 10:00 a.m. in the City Council Chambers. A notice stating the date and time of the hearing will be published in the Fresno Business Journal a minimum of ten days prior to the scheduled hearing. An individual notice to each property owner is not required by the Landscaping and Lighting Act of 1972 if there are no increased assessments.

The City Attorney's Office has reviewed and approved the attached resolutions as to form.

FISCAL IMPACT

Adoption of the recommended Resolutions will not impact the General Fund.

MTK/JRP/jrp

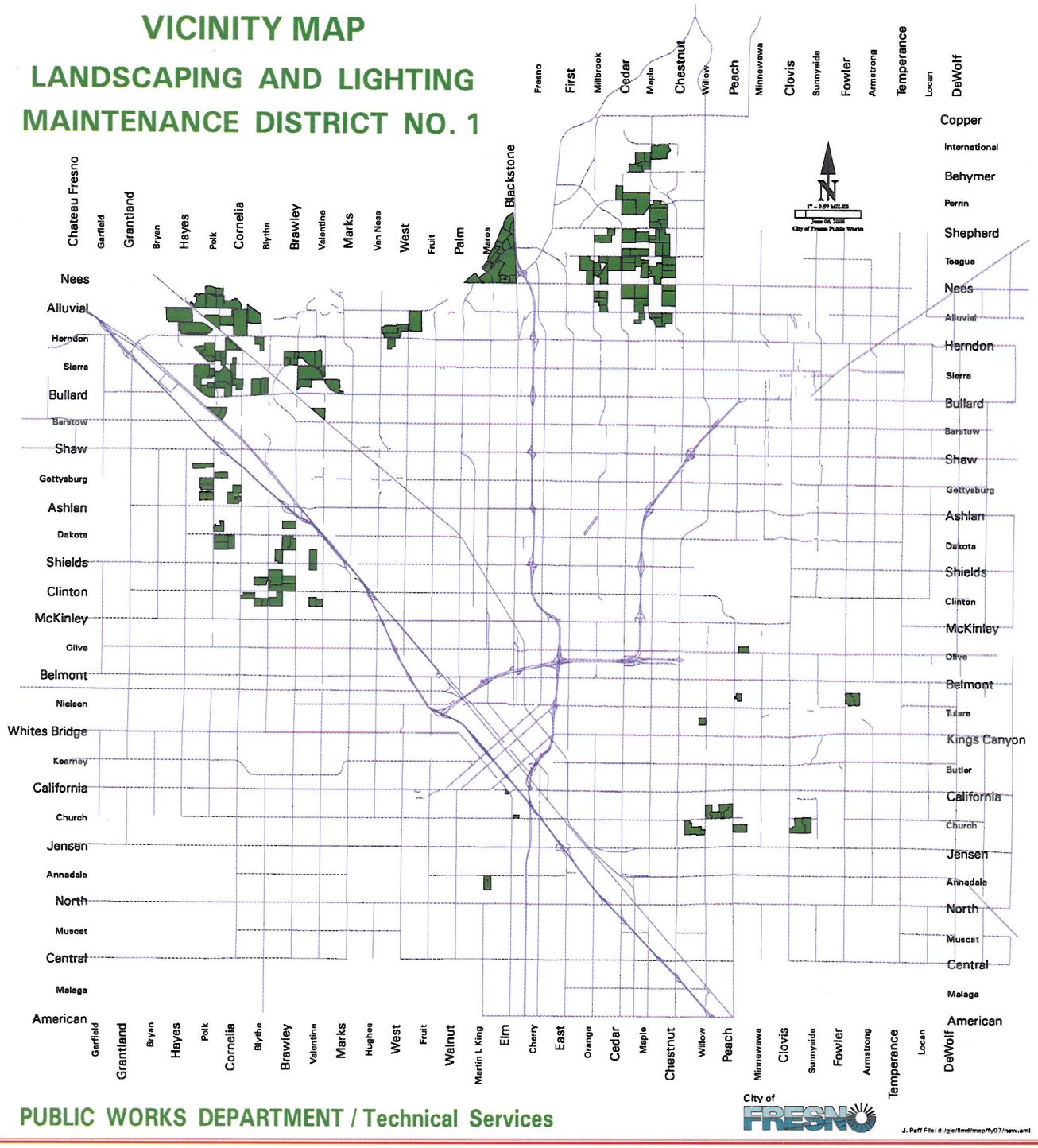
LLMD0708ROI.0619

C: PW File No. 7858

Attachments: Vicinity Map
Resolutions (2)

VICINITY MAP

LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT NO. 1



PUBLIC WORKS DEPARTMENT / Technical Services

City of FRESNO

J. Paff File: d:/gis/tmd/map/fy07/new.aml

RESOLUTION NO. 2007- _____

RESOLUTION OF THE COUNCIL OF THE CITY OF FRESNO, CALIFORNIA, INITIATING PROCEEDINGS FOR THE ANNUAL LEVY OF ASSESSMENT FOR LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT NO. 1

WHEREAS, the City of Fresno Landscaping and Lighting Maintenance District No. 1 (LLMD No.1) provides certain landscaping services in the public domain that specially benefit areas within the City of Fresno; and

WHEREAS, LLMD No. 1 was formed March 22, 1983, by Council Resolution No. 83-93 under the Landscaping and Lighting Act of 1972 (Streets and Highways Code Sections 22500-22679) (the Act); and

WHEREAS, the City of Fresno (City) has subsequently levied annual assessments; and

WHEREAS, as authorized by the Act, the Council intends to initiate proceedings for levying the annual assessment for LLMD No. 1 for the Fiscal Year 2007-2008.

NOW, THEREFORE, THE COUNCIL RESOLVES AND DETERMINES AS FOLLOWS:

1. That proceedings for levying the annual assessment for LLMD No. 1 under Chapter 3 of the Act are hereby initiated.

2. The City Engineer is directed, under Section 22622 of the Act, to prepare a report in accordance with Article 4 (beginning with Section 2256) of Chapter 1 of the Act and to file the report with the City Clerk.

3. The City Clerk is directed, upon receiving the report, to submit the report to the Council for approval.

STATE OF CALIFORNIA)
COUNTY OF FRESNO) ss.
CITY OF FRESNO)

I, REBECCA E. KLISCH, City Clerk of the City of Fresno, certify that the Council of the City of Fresno adopted the foregoing Resolution at a regular meeting, held the _____ day of _____, 2007.

AYES :

NOES :

ABSENT :

ABSTAIN :

REBECCA E. KLISCH, City Clerk

By:_____

APPROVED AS TO FORM:
CITY ATTORNEY'S OFFICE

By _____
Deputy

RESOLUTION NO. 2007 - ____

RESOLUTION OF INTENTION OF THE COUNCIL OF THE CITY OF FRESNO, CALIFORNIA, TO LEVY AND COLLECT THE ANNUAL ASSESSMENT FOR LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT NO. 1

WHEREAS, the Council of the City of Fresno (the "Council") intends to order the levy and collection of an annual assessment for the City of Fresno Landscaping and Lighting Maintenance District No. 1 ("LLMD No. 1") for fiscal year 2007-2008; and

WHEREAS, the Landscaping and Lighting Act of 1972, Part 2 of Division 15 of the Streets and Highways Code (beginning with Section 22500 of said Code and referred to herein as the "Act") provides the authority for the annual assessment; and

WHEREAS, the territory of LLMD No. 1 is composed of various territories, generally located as shown on the attached vicinity map; and

WHEREAS, the benefitting territory within LLMD No. 1 is to be assessed for the maintenance and operation of the LLMD No. 1 landscaping facilities that are generally described in Exhibit "A," attached and by reference incorporated herein.

WHEREAS, the City Engineer has prepared and filed with the Clerk of the City of Fresno a report labeled Engineer's Report of City of Fresno LLMD No. 1, dated June 18, 2007 (the Report) incorporated herein by this reference; and

WHEREAS, the Report contains a description of the existing improvements, any substantial changes in existing improvements, detached properties, the boundaries of the assessment district and any zones therein (including the general location), and the proposed assessments upon assessable lots and parcels of land within LLMD No. 1; and

WHEREAS, the proposed 2007-2008 assessments do not reflect an increase in

assessments over the 2006-2007 assessments, and do not assess any added or annexed properties; and

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Fresno as follows:

1. **ENGINEER'S REPORT APPROVED.** Council, upon review and consideration of the Engineer's Report that the City Engineer prepared and filed, in accordance with Council direction, with the City Clerk Council, approves the report.

2. **NOTICE IS HEREBY GIVEN** that a public hearing on levying and collecting the proposed assessments will be held July 24, 2007, at 10:00 a.m., in the Council Chambers, Second Floor of City Hall, 2600 Fresno Street, Fresno, California 93721. All interested persons are invited to be heard on the levy and collection of proposed assessments. Written protests may be filed with the City Clerk anytime before the hearing concludes. A written protest shall state all grounds for objecting and shall contain a description sufficient to identify the property owned by the protesting person or persons.

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STATE OF CALIFORNIA)
COUNTY OF FRESNO) ss.
CITY OF FRESNO)

I, REBECCA E. KLISCH, City Clerk of the City of Fresno, certify that the the Council of the City of Fresno adopted the foregoing Resolution at a regular meeting, held on the _____ day of June, 2007.

AYES :

NOES :

ABSENT :

ABSTAIN :

REBECCA E. KLISCH, City Clerk

By:_____

APPROVED AS TO FORM:
CITY ATTORNEY'S OFFICE

By _____
Deputy

EXHIBIT "A"

DESCRIPTION OF EXISTING IMPROVEMENTS

The existing improvements consist of the following:

[1] Landscaping and irrigation system along Shields Ave., adjacent to Tract 3129, of the County of Fresno as shown in City of Fresno street plan dwg. nos. 15-C-5421 and 5422.

[2] Landscaping and irrigation system along Shields Ave., adjacent to Tract 3150, of the County of Fresno as shown in City of Fresno street plan dwg. no. 15-C-5201.

[3] Landscaping and irrigation system along Shields Ave., adjacent to Tract 3220, of the County of Fresno as shown in City of Fresno street plan dwg. no. 15-C-5174b.

[4] Landscaping and irrigation system along E. Alluvial Ave., adjacent to Tract 3261 in the County of Fresno as shown in City of Fresno street plan dwg. nos. 15-C-6787 and 6788.

[5] Landscaping and irrigation system along N. Cedar Ave., adjacent to Tract 3274 in the County of Fresno as shown in City of Fresno street plan dwg. nos. 15-C-6277 and 6278.

[6] Landscaping and irrigation system along Millbrook Ave., adjacent to Tract 3351 in the County of Fresno as shown in City of Fresno street plan dwg. no. 15-C-5326.

[7] Landscaping and irrigation system along W. Figarden Dr., adjacent to Tract 3364 in the County of Fresno as shown in City of Fresno street plan dwg. nos. 15-C-6435 (a,b,c,d,e,f,g,h and i).

[8] Landscaping and irrigation system along Cornelia Ave., adjacent to Tract 3439 in the County of Fresno as shown in City of Fresno street plan dwg. nos. 15-C-5080(a,b and c).

[9] Landscaping and irrigation system along South Willow and East Church Avenue, adjacent to Tract No. 3542 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-8448 to 8454.

[10] Landscaping and irrigation system along Millbrook Ave., adjacent to Tract 3566 in the County of Fresno as shown in City of Fresno street plan dwg. no. 15-C-5278b.

[11] Landscaping and irrigation system along South Willow and East Church Avenues, adjacent to Tract 3590 in the County of Fresno as shown in City of Fresno street plan dwg. nos. 15-C-6136 thru 6138.

[12] Landscaping and irrigation system along N. Blythe Ave., adjacent to Tract 3638 in the County of Fresno as shown in City of Fresno street plan dwg. nos. 15-C-5870 (a and b).

[13] Landscaping and irrigation system along Millbrook Ave., adjacent to Tract 3656 in the County of Fresno as shown in City of Fresno street plan dwg. no. 15-C-5498.

[14] Landscaping and irrigation system along N. Brawley Ave., adjacent to Tract 3679 in the County of Fresno as shown in City of Fresno street plan dwg. no. 15-C-6420a.

[15] Landscaping and irrigation system along Brawley, Sierra and Palo Alto Aves., adjacent to Tract 3684 in the County of Fresno as shown in City of Fresno street plan dwg. nos. 15-C-5719 (b,c and d).

[16] Landscaping and irrigation system along N. Cedar and E. Nees Aves., adjacent to Tract 3710 in the County of Fresno as shown in City of Fresno street plan dwg. nos. 15-C-5854 and 5855.

[17] Landscaping and irrigation system along N. Brawley, W. Sierra and W. Palo Alto Aves., adjacent to Tract 3729 in the County of Fresno as shown in City of Fresno street plan dwg. nos. 15-C-7077 thru 7081.

[18] Landscaping and irrigation system along N. Fowler Ave., adjacent to Tract 3748 in the County of Fresno as shown in City of Fresno street plan dwg. nos. 15-C-6003 and 6004.

[19] Tract 3770 (Phase II of Tract 3566 #8) in the County of Fresno.

[20] Landscaping and irrigation system along W. Herndon Ave., adjacent to Tract 3772 in the County of Fresno as shown in City of Fresno street plan dwg. nos. 15-C-6530 and 6531.

[21] Landscaping and irrigation system along N. Brawley Ave., adjacent to Tract 3797 in the County of Fresno as shown in City of Fresno street plan dwg. nos. 15-C-6677 thru 6680.

[22] Landscaping and irrigation system along N. Seventh St., adjacent to Tract 3802 in the County of Fresno as shown in City of Fresno street plan dwg. no. 15-C-6024.

[23] Landscaping and irrigation system along N. Blythe Ave., adjacent to Tract 3811 in the County of Fresno as shown in City of Fresno street plan dwg. no. 15-C-6267a.

[24] Landscaping and irrigation system along N. Millbrook and E. El Paso Aves., adjacent to Tract 3815 in the County of Fresno as shown in City of Fresno street plan dwg. no. 15-C-5974a.

[25] Landscaping and irrigation system along E. Teague Ave., adjacent to Tract 3817 in the County of Fresno as shown in City of Fresno street plan dwg. no. 15-C-6091.

[26] Landscaping and irrigation system along E. Nees Ave., adjacent to Tract 3818 in the County of Fresno as shown in City of Fresno street plan dwg. no. 15-C-6289.

[27] Landscaping and irrigation system along N. Cedar and E. Teague Aves., adjacent to Tract 3819 in the County of Fresno as shown in City of Fresno street plan dwg. nos. 15-C-6123 and 6124.

[28] Landscaping and irrigation system along W. Dakota Ave., adjacent to Tract 3834 in the County of Fresno as shown in City of Fresno street plan dwg. nos. 15-C-6249, 6250 and 6251.

[29] Landscaping and irrigation system along E. Church Ave., adjacent to Tract 3852 in the County of Fresno as shown in City of Fresno street plan dwg. nos. 15-C-6498 and 6499.

[30] Landscaping and irrigation system along W. Escalon and N. Dante Aves., adjacent to Tract 3876 in the County of Fresno as shown in City of Fresno street plan dwg. nos. 15-C-6564, 6565, 6566 and 6567.

[31] Landscaping and irrigation system along N. West Ave., adjacent to Tract 3884 in the County of Fresno as shown in City of Fresno street plan dwg. nos. 15-C-6361 (a,b,c,d,e,f,g,h and i).

[32] Landscaping and irrigation system along W. Palo Alto Ave., adjacent to Tract 3888 in the County of Fresno as shown in City of Fresno street plan dwg. nos. 15-C-5719 (b,c,d,e,f and g).

[33] Landscaping and irrigation system along W. Bullard Ave., adjacent to Tract 3903 in the County of Fresno as shown in City of Fresno street plan dwg. no. 15-C-6410.

[34] Landscaping and irrigation system along N. Cedar and E. Teague Aves., adjacent to Tract 3913 in the County of Fresno as shown in City of Fresno street plan dwg. no. 15-C-6447.

[35] Tract 3940 (phase II of Tract 3748, #18) in the County of Fresno.

[36] Landscaping and irrigation system along N. Santa Fe Ave., adjacent to Tract 3943 in the County of Fresno as shown in City of Fresno street plan dwg. nos. 15-C-6633, 6634, 6635 and 6636.

[37] Landscaping and irrigation system along N. Cedar and E. Shepherd Aves., adjacent to Tract 3966 in the County of Fresno as shown in City of Fresno street plan dwg. nos. 15-C-6746, 6747, 6748 and 6749.

[38] Landscaping and irrigation system along N. Maple Ave., adjacent to Tract 3970 in the County of Fresno as shown in City of Fresno street plan dwg. nos. 15-C-6546 and 6547.

[39] Landscaping and irrigation system along N. Maple Ave., adjacent to Tract 3976 in the County of Fresno as shown in City of Fresno street plan dwg. no. 15-C-6690.

[40] Landscaping and irrigation system along Dante, Polk and Bullard Aves., adjacent to Tract 3983 in the County of Fresno as shown in City of Fresno street plan dwg. nos. 15-C-6586, 6587, 6588 and 6589.

[41] Landscaping and irrigation system along N. Milburn and W. Alluvial Aves., adjacent to Tract 3994 in the County of Fresno as shown in City of Fresno street plan dwg. nos. 15-C-7284 thru 7289.

[42] Landscaping and irrigation system along North Weber Avenue adjacent to the Southern Pacific right-of-way within Tract 3999, of the City of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-8672 to 8677.

[43] Landscaping and irrigation system along W. Sierra Ave., adjacent to Tract 4004 in the County of Fresno as shown in City of Fresno street plan dwg. no. 15-C-5719.

[44] Landscaping and irrigation system along E. Perrin Ave. and E. Plymouth Way, adjacent to Tract 4008 in the County of Fresno as shown in City of Fresno street plan dwg. nos. 15-C-6922 thru 6925.

[45] Landscaping and irrigation system along East Alluvial Avenue and North Sierra Vista Avenue, adjacent to Tract 4026 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-8187 and 8188.

[46] Landscaping and irrigation system along Bullard, Escalon, Dante, Sierra and Polk Aves., adjacent to Tract 4031 in the County of Fresno as shown in City of Fresno street plan dwg. nos. 15-C-6985 thru 6994.

[47] Landscaping and irrigation system along N. Maple Ave., adjacent to Tract 4034 in the County of Fresno as shown in City of Fresno street plan dwg. nos. 15-C-7234 and 7235.

[48] Landscaping and irrigation system along E. Alluvial Ave., adjacent to Tract 4045 in the County of Fresno as shown in City of Fresno street plan dwg. no. 15-C-6873.

[49] Landscaping and irrigation system along E. Teague and N. Maple Aves., adjacent to Tract 4049 in the County of Fresno as shown in City of Fresno street plan dwg. nos. 15-C-6880 and 6881.

[50] Landscaping and irrigation system along N. Maple and E. Alluvial Aves., adjacent to Tract 4050 in the County of Fresno as shown in City of Fresno street plan dwg. nos. 15-C-7035 thru 7037.

[51] Tract 4056 (phase III of Tract 3590, #11) in the County of Fresno.

[52] Landscaping and irrigation system along South Peach and East Church Avenues and in the East Belgravia Avenue entryway, adjacent to Tract 4057 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-7860 thru 7865.

[53] Landscaping and irrigation system along N. Maple, N. Barton and E. Nees Aves., adjacent to Tract 4071 in the County of Fresno as shown in City of Fresno street plan dwg. nos. 15-C-7115 thru 7118i.

[54] Landscaping and irrigation system along N. Brawley and W. Dakota Aves., adjacent to Tract 4074 in the County of Fresno as shown in City of Fresno street plan dwg. no. 15-C-6858.

[55] Landscaping and irrigation system along both sides of E. Nevada Ave. and within the proposed entry island on this street within Tract 4079 in the County of Fresno as shown in City of Fresno street plan dwg. no. 15-C-7011.

[56] Landscaping and irrigation system along West Clinton Avenue and North Blythe Avenue, adjacent to Tract 4090 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-7956 thru 7966.

[57] Landscaping and irrigation system along N. Cedar and E. Teague Aves., adjacent to Tract 4104 in the County of Fresno as shown in City of Fresno street plan dwg. nos. 15-C-7132 thru 7135.

[58] Landscaping and irrigation system along N. Dante and W. Escalon Aves., adjacent to Tract 4108 in the County of Fresno as shown in City of Fresno street plan dwg. nos. 15-C-7001 thru 7004.

[59] Landscaping and irrigation system along East Shepherd Avenue, adjacent to Tract 4112 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-8131 thru 8133.

[60] Landscaping and irrigation system along E. Perrin, N. Maple and N. Cedar Aves., adjacent to Tract 4117 in the County of Fresno as shown in City of Fresno street plan dwg. nos. 15-C-7368 thru 7372.

[61] Landscaping and irrigation system along East Teague Avenue and North Maple Avenue, adjacent to Tract 4125 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-8007 thru 8010.

[62] Landscaping and irrigation system along W. Bullard Ave., adjacent to Tract 4127 in the County of Fresno as shown in City of Fresno street plan dwg. nos. 15-C-7450 thru 7454.

[63] Landscaping and irrigation system along N. Brawley and N. Alva Aves. and W. Figarden Dr., adjacent to Tract 4138 in the County of Fresno as shown in City of Fresno street plan dwg. nos. 15-C-7427 thru 7431.

[64] Landscaping and irrigation system along N. Polk and N. Grantland Aves., adjacent to Tract 4142 in the County of Fresno as shown in City of Fresno street plan dwg. nos. 15-C-7314 thru 7318.

[65] Landscaping and irrigation system along N. Polk, N. Dante and W. Palo Alto Aves., adjacent to Tract 4145 in the County of Fresno as shown in City of Fresno street plan dwg. nos. 15-C-7389 thru 7393.

[66] Landscaping and irrigation system along N. Polk, W. Spruce, and N. Hayes Aves., adjacent to Tract 4148 in the County of Fresno as shown in City of Fresno street plan dwg. nos. 15-C-7748 thru 7754.

[67] Landscaping and irrigation system along S. Martin Luther King Blvd., adjacent to Tract 4155 in the County of Fresno as shown in City of Fresno street plan dwg. no. 15-C-7569.

[68] Landscaping and irrigation system along N. Millbrook Ave., adjacent to Tract 4159 in the County of Fresno as shown in City of Fresno street plan dwg. no. 15-C-7546.

[69] Landscaping and irrigation system along N. Milburn Ave., adjacent to Tract 4173 in the County of Fresno as shown in City of Fresno street plan dwg. nos. 15-C-7477 thru 7488b.

[70] Landscaping and irrigation system along W. Herndon Ave., adjacent to Tract 4186 in the County of Fresno as shown in City of Fresno street plan dwg. no. 7-C-35.

[71] Landscaping and irrigation system along North Chestnut Avenue, adjacent to Tract 4190 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-8248 thru 8260.

[72] Landscaping and irrigation system along East Nees Avenue and North Maple Avenue, adjacent to Tract 4191 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-8060 thru 8064.

[73] Landscaping and irrigation system along N. Maple Ave., adjacent to Tract 4198 in the County of Fresno as shown in City of Fresno street plan dwg. nos. 15-C-7440 thru 7442.

[74] Landscaping and irrigation system along W. Palo Alto Ave., adjacent to Tract 4208 in the County of Fresno as shown in City of Fresno street plan dwg. nos. 15-C-7528 thru 7532.

[75] Landscaping and irrigation system along S. Fine and S. Willow Aves., adjacent to Tract 4209 in the County of Fresno as shown in City of Fresno street plan dwg. nos. 15-C-7676 and 7677.

[76] Landscaping and irrigation system along East Teague Avenue, adjacent to Tract 4212 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-7784 and 7785.

[77] Landscaping and irrigation system along West Spruce Avenue, adjacent to Tract 4213 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-8323 thru 8328a.

[78] Landscaping and irrigation system along North Polk and West Gettysburg Avenue, adjacent to Tract 4217 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-8645 thru 8655.

[79] Landscaping and irrigation system along E. Shepherd Blvd., adjacent to Tract 4223 in the County of Fresno as shown in City of Fresno street plan dwg. no. 15-C-7554.

[80] Landscaping and irrigation system along East Olive Avenue, adjacent to Tract 4224 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-7693b and 7693c.

[81] Landscaping and irrigation system along N. Polk Ave., adjacent to Tract 4229 in the County of Fresno as shown in City of Fresno street plan dwg. nos. 15-C-7683 and 7684.

[82] Landscaping and irrigation system along North Chestnut Avenue, adjacent to Tract 4237 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-8625 thru 8637.

[83] Landscaping and irrigation system along West Palo Alto Avenue, adjacent to Tract 4251 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-7947 and 7948.

[84] Landscaping and irrigation system along W. Sierra Ave., adjacent to Tract 4255 in the County of Fresno as shown in City of Fresno street plan dwg. nos. 15-C-7626 thru 7628.

[85] Landscaping and irrigation system along North Chestnut Avenue, adjacent to Tract 4261 of the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-8953 thru 8962.

[86] Landscaping and irrigation system along N. Polk Ave., adjacent to Tract 4269 in the County of Fresno as shown in City of Fresno street plan dwg. no. 15-C-7666.

[87] Landscaping and irrigation system along North Blythe Avenue, adjacent to Tract 4274 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-8077.

[88] Landscaping and irrigation system along West Dakota Avenue, adjacent to Tract 4282 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-7926 thru 7928.

[89] Landscaping and irrigation system along N. Brawley, Clinton and Blythe Aves., adjacent to Tract 4285 in the County of Fresno as shown in City of Fresno street plan dwg. nos. 15-C-7809 thru 7810e.

[90] Landscaping and irrigation system along West Alluvial Avenue and West "A" Drive, adjacent to Tract 4300 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-8491 thru 8494.

[91] Landscaping and irrigation system along West Bullard Avenue, adjacent to Tract 4312 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-7949 thru 7952.

[92] Landscaping and irrigation system along North Polk Avenue, adjacent to Tract 4320 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-8092 and 8093.

[93] Landscaping and irrigation system along North Valentine Avenue, West Sierra Avenue and North Figarden Drive, adjacent to Tract 4323 in the County of Fresno as shown on City of Fresno street plan dwg. no. 15-C-7645.

[94] Landscaping and irrigation system along East Teague Avenue, adjacent to Tract 4335 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-8244 and 8245.

[95] Landscaping and irrigation system along North Jeanne Avenue and West Palo Alto Avenue, adjacent to Tract 4337 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-7530 thru 7532b.

[96] Landscaping and irrigation system along North Polk Avenue, adjacent to Tract 4339 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-9111 thru 9121.

[97] Landscaping and irrigation system along W. Sierra Ave., adjacent to Tract 4343 in the County of Fresno as shown in City of Fresno street plan dwg. nos. 15-C-7830 thru 7834.

[98] Landscaping and irrigation system along North Brawley Avenue, adjacent to Tract 4345 in the County of Fresno as shown on City of Fresno street plan dwg. no. 15-C-8206.

[99] Landscaping and irrigation system along North Valentine Avenue, adjacent to Tract 4347 in the County of Fresno as shown on City of Fresno street plan dwg. no. 15-C-7936.

[100] Landscaping and irrigation system along North Cornelia Avenue, adjacent to Tract 4350 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-8611 thru 8612.

[101] Landscaping and irrigation system along North Maple Avenue, adjacent to Tract 4352 in the County of Fresno as shown on City of Fresno street plan dwg. no. 15-C-8448.

[102] Landscaping and irrigation system along North Corona Avenue and North Polk Avenue, adjacent to Tract 4356 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-7877 thru 7884.

[103] Landscaping and irrigation system along North Maple Avenue, adjacent to Tract 4362 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-7988 and 7989.

[104] Landscaping and irrigation system along South Clovis and East Church Avenues, adjacent to Tract 4377 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-8348 thru 8358.

[105] Landscaping and irrigation system along North Polk Avenue, adjacent to Tract 4380 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-8915 thru 8952.

[106] Landscaping and irrigation system along West Gettysburg Avenue and North Polk Avenue, adjacent to Tract 4381 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-8108 thru 8116.

[107] Landscaping and irrigation system along West Dakota and North Polk Avenue, adjacent to Tract 4385 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-8143 thru 8145.

[108] Landscaping and irrigation system along South Martin Luther King Jr. Boulevard, adjacent to Tract 4401 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-7901 thru 7903.

[109] Tract No. 4402 (phase II of Tract 4320, #87) in the County of Fresno.

[110] Landscaping and irrigation system along North Maple and East Perrin Avenue, adjacent to Tract 4405 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-8214 thru 8216.

[111] Landscaping and irrigation system along West River Vista Drive and West Alluvial Avenue, adjacent to Tract 4421 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-9124 thru 9149.

[112] Landscaping and irrigation system along North Maple and East International Avenues, adjacent to Tract 4432 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-9056 thru 9087.

[113] Landscaping and irrigation system along West Bullard Avenue, adjacent to Tract 4439 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-8773 thru 8775.

[114] Landscaping and irrigation system along East Alluvial Avenue, adjacent to Tract 4461 in the County of Fresno as shown on City of Fresno street plan dwg. no. 15-C-8176.

[115] Tract 4471 (phase II of Tract 4347, #93) in the County of Fresno.

[116] Landscaping and irrigation system along North Polk Avenue, adjacent to Tract 4473 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-8998 thru 9014.

[117] Landscaping and irrigation system along North Polk Avenue and West Alluvial Avenue, adjacent to Tract 4474 in the County of Fresno as shown on City of Fresno street plan dwg. no. 15-C-8204.

[118] Tract 4482 (phase II of Tract 4274, #83) in the County of Fresno.

[119] Landscaping and irrigation system along West Gettysburg Avenue, adjacent to Tract 4488 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-8108 thru 8116.

[120] Landscaping and irrigation system along East Greenwich Avenue, adjacent to Tract 4510 in the County of Fresno as shown on City of Fresno street plan dwg. 15-C-8530.

[121] Landscaping and irrigation system along North Maple Avenue, adjacent to Tract 4528 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-8522 thru 8524b.

[122] Landscaping and irrigation system along West Bullard, West Escalon and North Cecelia Avenues, adjacent to Tract 4534 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-9165 thru 9185.

[123] Landscaping and irrigation system along North West and West Atlanta Avenues, adjacent to Tract 4537 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-8892 thru 8912.

[124] Landscaping and irrigation system along North Maple Avenue and the north side of East St. Andrew Drive, adjacent to Tract 4540 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-8856 thru 8857D.

[125] Tract 4549 (Phase II of Tract 4352 #101) in the County of Fresno.

[126] Landscaping and irrigation system along East Saint Andrew Drive and North Maple Avenue, adjacent to Tract 4564 in the County of Fresno as shown on City of Fresno street plan dwg. no. 15-C-8415.

[127] Landscaping and irrigation system along West River Vista Drive and West Alluvial Avenue, adjacent to Tract 4573 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-8491 thru 8494.

[128] Landscaping and irrigation system along West River Vista Drive adjacent to Tract 4574 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-8889 thru 8891.

[129] Landscaping and irrigation system along North Chestnut and East Nees Avenue, adjacent to Tract 4581 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-8248 thru 8260.

[130] Landscaping and irrigation system along East Nees and North Millbrook Avenues, adjacent to Tract 4594 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-8753 thru 8763.

[131] Landscaping and irrigation system along North Maple Avenue, adjacent to Tract 4601 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-8708 thru 8710.

[132] Landscaping and irrigation system along East Behymer Avenue and the south side and median islands of East St. Andrew Drive, adjacent to Tract 4603 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-8722 thru 8729.

[133] Landscaping and irrigation system along East Grove and South Peach Avenues, adjacent to Tract 4606 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-8818 thru 8827.

[134] Landscaping and irrigation system along North West Avenue, adjacent to Tract 4631 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-8813 thru 8817.

[135] Landscaping and irrigation system along East St. Andrew Drive, adjacent to Tract 4639 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-9288 thru 9292.

[136] Landscaping and irrigation system along East Teague and North Chestnut Avenues, adjacent to Tract 4645 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-8795 thru 8802.

[137] Landscaping and irrigation system along West Alluvial Avenue and West River Vista Drive, adjacent to Tract 4664 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-9193 thru 9210.

[138] Landscaping and irrigation system along North Polk Avenue, adjacent to Tract 4675 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-8859 thru 8868.

[139] Landscaping and irrigation system and noise barrier wall along North Weber Avenue, adjacent to Tract 4687 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-9024 thru 9033.

[140] Landscaping and irrigation system along West River Vista Drive, adjacent to Tract 4707 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-9150 thru 9164.

[141] Landscaping and irrigation system along East Church Avenue, adjacent to Tract 4717 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-9091 thru 9110.

[142] Landscaping and irrigation system along Figarden Drive, adjacent to Parcel Map 90-31 in the County of Fresno as shown on Exhibit "B" of Parcel Map Agreement No. 90-31.

[143] Landscaping and irrigation system along "B" Street, adjacent to Parcel Map 91-28 in the County of Fresno.

[144] Landscaping and irrigation system along East Church Avenue, adjacent to Parcel Map No. 92-25 in the County of Fresno as shown on City of Fresno street plan dwg. nos. 15-C-8362 thru 8363.

[145] Riverview Estates:

[A] Landscaping and irrigation system along N. Del Mar, N. Glenn and W. Audubon Aves., adjacent to Tract 3905 in the County of Fresno as shown in City of Fresno street plan dwg. nos. 15-C-6467 (a,b,c,d,e,f,g,h and i).

[B] Landscaping and irrigation system along West Audubon Avenue, adjacent to Tract 3768 in the County of Fresno as shown in City of Fresno street plan dwg. nos. 15-C-5889 thru 5892B.