



CITY OF PACIFICA

NOTICE OF PUBLIC HEARING

**TO CONFIRM LEVY OF ANNUAL ASSESSMENT FOR
PACIFICA HOTEL BUSINESS IMPROVEMENT DISTRICT FOR FISCAL YEAR 2023/2024**

NOTICE IS HEREBY GIVEN, that pursuant to the requirements of California Streets and Highways Code section 36500 *et seq.*, the City Council will hold a **Public Hearing on Monday, June 12, 2023 at 7:00 p.m. in person at Pacifica City Council Chambers, 2212 Beach Boulevard, Pacifica** to take public testimony on the proposed annual levy of the assessment upon the business within the Pacifica Hotel Business Improvement District (BID) for the fiscal year 2023-2024. For more information about the assessment, contact Assistant City Manager Yulia Carter at ycarter@pacifica.gov or (650) 501-6004.

The meeting information will be published online in the agenda not less than 72 hours prior to the meeting at <https://pacificacityca.igam2.com>. Public comments may be made at the public hearing or submitted by email to: publiccomment@pacifica.gov as provided in the meeting agenda.

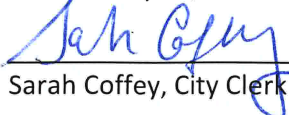
On May 22, 2023, the City Council adopted Resolution No. 51-2023 confirming the Annual Report prepared by the BID and declaring its intent to continue the BID program and levy the assessments for fiscal year 2023-2024 at the same \$1.00 per room per day of occupancy on the hotels in the City without change. The BID has been operating and levying an annual assessment of \$1.00 per room per day of occupancy on the hotels in the City of Pacifica continuously since 2004, including fiscal year 2022-2023. A complete copy of Resolution No. 51-2023 and the Annual Report are available for review in the City Clerk's Office located at Pacifica City Hall, 540 Crespi Drive, Pacifica, CA 94044.

Written protests against the assessment may be mailed to:

**Pacific City Hall
Attn: CITY CLERK
540 Crespi Drive
Pacifica, CA 94044**

At the public hearing, the City Council shall hear and consider all protests against the proposed annual levy. A protest may be made orally or in writing by any interested person. All protests, written and oral, shall be made in accordance with the procedures prescribed by California Streets and Highway Code sections 36524 and 36525. Any protest pertaining to the regularity or sufficiency of the proceedings shall be in writing and shall clearly set forth the irregularity or defect to which the objection is made. Every written protest shall be filed with the City Clerk at or before the time fixed for the public hearing. A written protest may be withdrawn in writing at any time before the conclusion of the public hearing. Each written protest shall 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 protest which does not comply with this section shall not be counted in determining a majority protest.

Dated: May 24, 2023



Sarah Coffey, City Clerk

RESOLUTION NO. 51-2023

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PACIFICA CONFIRMING THE ANNUAL REPORT OF THE ADVISORY BOARD OF THE PACIFICA HOTEL BUSINESS IMPROVEMENT DISTRICT (BID) AND DECLARING THE CITY COUNCIL'S INTENTION TO CONTINUE THE BID PROGRAM AND LEVY THE ANNUAL ASSESSMENTS FOR THE FISCAL YEAR 2023-2024 AT THE SAME RATE AS LEVIED IN THE FISCAL YEAR 2022-2023 WITHOUT CHANGE

WHEREAS, pursuant to California Streets and Highways Code sections 36500 et. seq., the City Council of the City of Pacifica adopted Ordinance No. 714-C.S. in 2004, creating the Pacifica Hotel Business Improvement District and levying an annual assessment of \$1.00 per room per day of occupancy on the hotels in the City; and

WHEREAS, the Pacifica Hotel Business Improvement District ("BID") has been operating and levying an annual assessment of \$1.00 per room per day of occupancy on the hotels in the City continuously since 2004, including the fiscal year 2022-2023; and

WHEREAS, pursuant to Streets and Highways Code section 36533, the Pacifica Hotel Business Improvement District Advisory Committee has prepared and filed with the City Clerk an annual report regarding the District's operations that proposes to continue the program and assessments for the fiscal year 2023-2024 at the same amount as levied for the fiscal year 2022-2023; and

WHEREAS, the City Council desires to adopt this Resolution to acknowledge the Advisory Committee's report and declare its intent to continue the BID program and assessments as levied in the fiscal year 2022-2023 at \$1.00 per room per day of occupancy on the hotels in the City without change for the fiscal year 2023-2024.

RESOLVED by the City Council of the City of Pacifica, California, that:

1. Declaration of Intent to Levy Annual Assessment. The City Council hereby declares its intent to continue the BID program and levy and collect the assessment of \$1.00 per room per day of occupancy on the hotels in the City of Pacifica without change for the fiscal year 2023-2024.
2. Public Hearing. The City Council hereby sets Monday, June 12, 2023, as the date for the public hearing on the annual levy of assessments on hotels within the BID. The public hearing will be held at 7:00 p.m. or as soon after that as practicable. Public Comments may be submitted by email to: publiccomment@ci.pacifica.ca.us and clearly indicate the submitter's full name, meeting date, and Agenda Item number. Refer to the meeting agenda to be published within 72 hours in advance of the meeting date to confirm the meeting format and public participation details.
3. Protest Procedures. Written and oral protests to the levy of the annual assessments may be made at the public hearing in the form and manner prescribed in Sections 36624 and 36625 of the California Streets and Highways Code.

4. Notice of Hearing. The City Clerk is directed to provide notice of the public hearing on the proposed annual levy of assessments within the BID in the manner prescribed by California Streets and Highways Code section 36534 and by mailing copies of said notice and this Resolution to each business subject to the assessment.
5. Effective Date and Certification. The City Clerk is directed to certify the adoption of this Resolution. The Resolution shall take effect immediately upon its adoption by the City Council.

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PASSED AND ADOPTED at a regular meeting of the City Council of the City of Pacifica, California, held on the 22nd day of May, 2023, by the following vote:

AYES, Councilmembers: *Beckmayer, Bier, Bigstycck, Bales, Vaterlaus*

NOES, Councilmembers: *n/a*

ABSENT, Councilmembers: *n/a*

ABSTAIN, Councilmembers: *n/a*

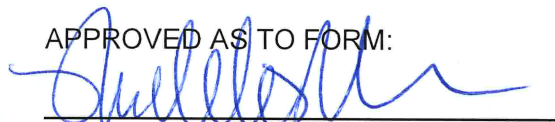

Tygarjas Twyrls Bigstycck, Mayor

ATTEST:



Sarah Coffey, City Clerk

APPROVED AS TO FORM:



Michelle Kenyon, City Attorney