

## RESOLUTION NO. 22-\_\_\_\_

### **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MENIFEE DECLARING ITS INTENTION TO ANNEX TERRITORY INTO COMMUNITY FACILITIES DISTRICT NO. 2017-1 (MAINTENANCE SERVICES) OF THE CITY OF MENIFEE, ADOPTING A MAP OF THE AREA PROPOSED TO BE ANNEXED (ANNEXATION NO. 14) AND AUTHORIZING THE LEVY OF SPECIAL TAXES THEREIN**

**WHEREAS**, pursuant to the Mello-Roos Community Facilities Act of 1982 (the "Act"), on November 1, 2017, the City Council (the "City Council") of the City of Menifee (the "City") approved Resolution No. 17-654 establishing Community Facilities District No. 2017-1 (Maintenance Services) of the City of Menifee, County of Riverside, State of California (the "CFD No. 2017-1") for the purpose of levying special taxes on parcels of taxable property therein, which taxes would be used to provide certain services necessary to meet increased demands placed upon the City by development; and

**WHEREAS**, the City Council has received a written instrument to initiate and conduct proceedings pursuant to the Act, to annex territory into CFD No. 2017-1 and to consent to the shortening of election time requirements, waiving of analysis and arguments, and waiving of all notice requirements relating to the conduct of the election; and

**WHEREAS**, the City Council has been advised that certain property owners have requested that the area described in Exhibit A be annexed territory into the boundaries of CFD No. 2017-1, and that a rate and method of apportionment of the special tax to be levied therein be established.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MENIFEE, ACTING AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 2017-1 (MAINTENANCE SERVICES) OF THE CITY OF MENIFEE, DETERMINE AND ORDER AS FOLLOWS:**

**Section 1.** Intent to Annex. The City Council, acting as the legislative body of the CFD No. 2017-1 hereby declares that it proposes and intends to conduct proceedings pursuant to Article 3.5 of the Act for the annexation into the CFD No. 2017-1 of the territory described in Exhibit A attached hereto. The City Council determines that the public convenience and necessity require that such territory be annexed to CFD No. 2017-1.

**Section 2.** Name of the Community Facilities District. The existing community facilities district is known as "Community Facilities District No. 2017-1 (Maintenance Services)."

**Section 3.** Description of Territory Included in Existing CFD No. 2017-1. The boundaries of the territory currently included in the CFD No. 2017-1 are described and shown on that certain map entitled "Proposed Boundary Map – Community Facilities District No. 2017-1 (Maintenance Services) City of Menifee, County of Riverside, State of California", as recorded on November 7, 2017 in Book 81 of Maps of Assessment and Community Facilities Districts, at Page 69, and as Document No. 2017-0465706 in the official records of the County of Riverside, as amended by the following:

**Section 4.** Description of Territory Proposed to be Annexed, Annexation Map. The territory proposed to be annexed is included within the boundaries within which property may annex to CFD No. 2017-1 and is more particularly described and shown on that certain map entitled "Boundaries – Potential Annexation Area Community Facilities District No. 2017-1 (Maintenance Services) of the City of Menifee, County of Riverside, State of California," as recorded on November 7, 2017 in Book 81 of Maps of Assessment and Community Facilities Districts, at Page 70, and as Document No. 2017-0465707 in the official records of the County of Riverside. The territory proposed to be annexed to the CFD No. 2017-1 is described in Exhibit A attached hereto and by this reference made a part hereof. Such territory is also shown and described on the map thereof entitled "Annexation Map No. 14, Community Facilities District No. 2017-1 (Maintenance Services), City of Menifee, County of Riverside, State of California," which is on file with the City Clerk (the "Annexation Map") and attached hereto as Exhibit D.

**Section 5.** Description of Authorized Services. The services proposed to be financed by the territory proposed to be annexed to the CFD No. 2017-1 (the "Services") are the same as those services authorized to be financed by the existing territory in the CFD No. 2017-1 and are described in Exhibit B attached hereto. The cost of providing the Services includes "Administrative Expenses," which include costs associated with the creation of CFD No. 2017-1, determination of the amount of special taxes, collection or payment of special taxes, or costs otherwise incurred in order to carry out the authorized purposes of CFD No. 2017-1. The Services authorized to be financed by CFD No. 2017-1 are in addition to those currently provided in the territory of CFD No. 2017-1 and do not supplant Services already available within that territory.

**Section 6.** Plan for Providing Services. The Services will be provided within the territory proposed to be annexed to the CFD No. 2017-1 and the existing territory in the CFD No. 2017-1 on the same basis.

**Section 7.** Levy of Special Taxes. Except where funds are otherwise available, a special tax sufficient to pay the costs of the Services (including Administrative Expenses), secured by recordation of a continuing lien against all nonexempt real property in CFD No. 2017-1, will be levied annually within the territory proposed to be annexed to the CFD No. 2017-1. The rate and method of apportionment, and manner of collection of the special tax are specified in Exhibit C.

**Section 8.** No Alteration of the Special Tax Levied in the Existing CFD No. 2017-1. The City Council does not propose to alter the special tax rate levied within the existing territory in the CFD No. 2017-1.

**Section 9.** Adoption of Annexation Map. Pursuant to Section 3110.5 of the Streets and Highways Code, the City Council adopts the Annexation Map as the map of the area proposed to be annexed to the CFD No. 2017-1. Pursuant to Section 3111 of said Code, the City Clerk shall file the original of the Annexation map in his or her office and shall file a copy of the Annexation Map with the County Recorder of the County of Riverside no later than 15 days prior to the date of the hearing specified in Section 7 hereof.

**Section 10.** Public Hearing. The City Council hereby fixes 6:00 p.m., or as soon thereafter as practicable, on Wednesday, September 21, 2022 in the City Council Chambers located at 29844 Haun Road, Menifee, California 92586, as the time and place when and where the City Council will conduct a public hearing on the proposed annexation of the area depicted on the Annexation Map and described in Exhibit A hereto territory to the CFD No. 2017-1.

**Section 11.** Notice of Public Hearing. The City Clerk is hereby directed to publish, or cause to be published, a notice of said public hearing, in substantially the form attached hereto as Exhibit

F, one time in a newspaper of general circulation published in the area of CFD No. 2017-1. The publication of said notice shall be completed at least seven days prior to the date herein fixed for said hearing. Said notice shall contain the information prescribed by Section 53339.4 of the Act.

**Section 12.** Mailing Ballots. In anticipation of its action on Wednesday, September 21, 2022, to call the election on the annexation for the same date, pursuant to waiver of election time limits from the landowners, the City Council hereby authorizes the City Clerk to mail to each landowner in the territory proposed to be annexed to the CFD No. 2017-1 a ballot in substantially the form set forth in Exhibit G hereto. A copy of the waiver and consent form signed by the property owner is attached hereto as Exhibit E and incorporated herein by this reference.

**Section 13.** Authorization to Take Action. The officers, employees and agents of the City are hereby authorized and directed to take all actions and do all things which they, or any of them, may deem necessary or desirable to accomplish the purposes of this Resolution and not inconsistent with the provisions hereof.

**Section 14.** Effective Date. This Resolution shall take effect immediately upon its adoption.

**PASSED AND ADOPTED** by the City Council of the City of Menifee at a regular meeting held on this 17th day of August, 2022.

**ATTEST:**

**APPROVED:**

\_\_\_\_\_  
Stephanie Roseen, Acting City Clerk

\_\_\_\_\_  
Bill Zimmerman, Mayor

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Jeffrey T. Melching, City Attorney

## EXHIBIT A

### DESCRIPTION OF PROPOSED TERRITORY TO BE ANNEXED

The City of Menifee Community Facilities District No. 2017-1 (Maintenance Services) (the "CFD No. 2017-1") Annexation No. 14 is currently comprised of six (6) parcels, located within the City boundaries. The property is identified by the following Riverside County Assessor's Parcel Numbers (APNs).

Assessor Parcel Number(s)	Owner Name
372-050-037	FPG Tricon Menifee Property LLC
372-050-038	FPG Tricon Menifee Property LLC
372-050-039	FPG Tricon Menifee Property LLC
372-050-040	FPG Tricon Menifee Property LLC
372-050-041	FPG Tricon Menifee Property LLC
372-050-042	FPG Tricon Menifee Property LLC

**EXHIBIT B**

**DESCRIPTION OF AUTHORIZED SERVICES**

## **APPENDIX B**

### **CITY OF MENIFEE COMMUNITY FACILITIES DISTRICT NO. 2017-1 (MAINTENANCE SERVICES)**

#### **DESCRIPTION OF AUTHORIZED SERVICES**

The services which may be funded with proceeds of the special tax of CFD No. 2017-1, as provided by Section 53313 of the Act, will include all costs attributable to maintaining, servicing, cleaning, repairing and/or replacing landscaped areas (may include reserves for replacement) in public street right-of-way, public landscaping, public open spaces and other similar landscaped areas officially dedicated for public use. These services including the following:

(a) maintenance and lighting of parks, parkways, streets, roads and open space, which maintenance and lighting services may include, without limitation, furnishing of electrical power to street lights; repair and replacement of damaged or inoperative light bulbs, fixtures and standards; maintenance (including irrigation and replacement) of landscaping vegetation situated on or adjacent to parks, parkways, streets, roads and open space; maintenance and repair of irrigation facilities; maintenance of public signage; graffiti removal from and maintenance and repair of public structures situated on parks, parkways, streets, roads and open space; maintenance and repair of playground or recreation program equipment or facilities situated on any park; and

(b) maintenance and operation of water quality improvements which include storm drainage and flood protection facilities, including, without limitation, drainage inlets, catch basin inserts, infiltration basins, flood control channels, fossil fuel filters, and similar facilities. Maintenance services may include but is not limited to the repair, removal or replacement of all or part of any of the water quality improvements, fossil fuel filters within the public right-of-way including the removal of petroleum hydrocarbons and other pollutants from water runoff, or appurtenant facilities, clearing of inlets and outlets; erosion repairs; and cleanup to improvements, and other items necessary for the maintenance and servicing of the water quality basin improvements within flood control channel improvements; and

(c) public street sweeping, on the segments of the arterials within the boundaries of CFD No. 2017-1; as well as local roads within residential subdivisions located within CFD No. 2017-1; and any portions adjacent to the properties within CFD No. 2017-1; and

In addition to payment of the cost and expense of the forgoing services, proceeds of the special tax may be expended to pay "Administrative Expenses," as said term is defined in the Rate and Method of Apportionment.

The above services may be financed by proceeds of the special tax of CFD No. 2017-1 only to the extent that they are in addition to those provided in the territory of CFD No. 2017-1 before CFD No. 2017-1 was created or those provided in the territory annexed to CFD No. 2017-1 before the territory was annexed, as applicable.

**EXHIBIT C**

**RATE AND METHOD OF APPORTIONMENT**

**RATE AND METHOD OF APPORTIONMENT OF SPECIAL TAX FOR  
COMMUNITY FACILITIES DISTRICT NO. 2017-1 (MAINTENANCE SERVICES)  
OF THE CITY OF MENIFEE**

A Special Tax (the "Special Tax") shall be levied on and collected from each Assessor's Parcel (defined below) in Community Facilities District No. 2017-1 (Maintenance Services) (the "CFD No. 2017-1" or "CFD"; defined below), in each Fiscal Year, (defined below), commencing in the Fiscal Year beginning July 1, 2018, in an amount determined by the City Council of the City of Menifee, acting in its capacity as the legislative body of CFD No. 2017-1, by applying the rate and method of apportionment set forth below. All of the real property in CFD No. 2017-1, unless exempted by law or by the provisions herein, shall be taxed to the extent and in the manner provided herein.

**A. DEFINITIONS**

**"Acre" or "Acreage"** means the land area of an Assessor's Parcel as shown on any Assessor's Parcel Map, or if the land area is not shown on the Assessor's Parcel Map, the land area as shown on the applicable Final Map, or if the area is not shown on the applicable Final Map, the land area shall be calculated by the Administrator.

**"Administrative Expenses"** means the actual or reasonably estimated costs directly related to the formation, annexation, and administration of CFD No. 2017-1 including, but not limited to: the costs of computing the Special Taxes and preparing the annual Special Tax collection schedules (whether by the City or designee thereof or both); the costs to the City, CFD No. 2017-1, or any designee thereof associated with fulfilling the CFD No. 2017-1 disclosure requirements; the costs associated with responding to public inquiries regarding the Special Taxes; the costs of the City, CFD No. 2017-1 or any designee thereof related to an appeal of the Special Tax; and the City's annual administration fees including payment of a proportional share of City overhead and salaries and benefits of any City employees whose duties are related to the administration of CFD No. 2017-1 and third party expenses related to CFD No. 2017-1. Administrative Expenses shall also include amounts estimated or advanced by the City or CFD No. 2017-1 for any other administrative purposes of CFD No. 2017-1, including attorney's fees and other costs related to commencing and pursuing to completion any foreclosure of delinquent Special Taxes.

**"Administrator"** means the City Manager of the City of Menifee, or his or her designee.

**"Approved Property"** means all Assessor's Parcels of Taxable Property that are included in a Final Map that was recorded prior to the March 1 preceding the Fiscal Year in which the Special Tax is being levied, and that have not been issued a building permit on or prior to the June 1 preceding the Fiscal year in which the special tax is being levied.

**"Assessor's Parcel"** means a lot or parcel of land that is identifiable by an Assessor's Parcel Number by the County Assessor of the County of Riverside.

**"Assessor's Parcel Map"** means an official map of the Assessor of the County designating parcels by Assessor's Parcel Number.

**"Assessor's Parcel Number"** means that identification number assigned to a parcel by the County Assessor of the County.

**"Building Square Footage" or "BSF"** means the floor area square footage reflected on the original



construction building permit issued for construction of a building of Non-Residential Property and any Building Square Footage subsequently added to a building of such Non-Residential Property after issuance of a building permit for expansion or renovation of such building.

**“Calendar Year”** means the period commencing January 1 of any year and ending the following December 31.

**“CFD”** or **“CFD No. 2017-1”** means the City of Menifee Community Facilities District No. 2017-1 (Maintenance Services).

**“City”** means the City of Menifee.

**“Contingent Services”** means services permitted under the Mello-Roos Community Facilities Act of 1982 including, without limitation, those services authorized to be funded by CFD No. 2017-1 as set forth in the documents adopted by the City Council at the time the CFD was formed to be provided by the City in the event the Administrator makes a determination pursuant to Section C(2) that a Property Owners’ Association fails to adequately provide such services.

**“County”** means the County of Riverside.

**“Developed Property”** means all Assessor’s Parcels of Taxable Property for which a building permit for new construction has been issued on or prior to June 1 preceding the Fiscal Year in which the Special Tax is being levied.

**“Exempt Property”** means all Assessors’ Parcels designated as being exempt from the Special Tax as provided for in Section G.

**“Final Map”** means a subdivision of property by recordation of a final map, parcel map, or lot line adjustment, pursuant to the Subdivision Map Act (California Government Code Section 66410 et seq.) or recordation of a condominium plan pursuant to California Civil Code 1352 that creates individual lots for which building permits may be issued without further subdivision.

**“Fiscal Year”** means the period from and including July 1<sup>st</sup> of any year to and including the following June 30<sup>th</sup>.

**“Land Use Category”** or **“LUC”** means any of the categories contained in Section B hereof to which an Assessor’s Parcel is assigned consistent with the land use approvals that have been received or proposed for the Assessor’s Parcel as of June 1 preceding the Fiscal Year in which the Special Tax is being levied.

**“Maximum Special Tax”** means either Maximum Special Tax A and/or Maximum Special Tax B (Contingent), as applicable.

**“Maximum Special Tax A”** means for each Assessor’s Parcel and each Fiscal Year, the maximum Special Tax A, as determined in accordance with Section C below that can be levied on such Assessor’s Parcel in such Fiscal Year.

**“Maximum Special Tax B (Contingent)”** means for each Assessor’s Parcel and each Fiscal Year, the maximum Special Tax B (Contingent), as determined in accordance with Section C below that can be levied on such Assessor’s Parcel in such Fiscal Year.

**“Multi-Family Residential Property” or “MFR”** means any Assessor’s Parcel of Residential Property upon which a building or buildings comprised of attached Residential Units sharing at least one common wall with another unit are constructed or are intended to be constructed.

**“Non-Residential Property” or “NR”** means all Assessor's Parcels of Taxable Property for which a building permit(s) was issued for a non-residential use. The Administrator shall make the determination if an Assessor’s Parcel is Non-Residential Property.

**“Property Owner’s Association” or “POA”** means the property owner’s association or homeowner’s association established to maintain certain landscaping within a Tax Zone.

**“Proportionately”** means for Taxable Property that is: (i) Developed Property, that the ratio of the actual Special Tax levy to the Maximum Special Tax is the same for all Parcels of Developed Property, (ii) Approved Property, that the ratio of the actual Special Tax levy to the Maximum Special Tax is the same for all Parcels of Approved Property, and (iii) Undeveloped Property that the ratio of the actual Special Tax levy per acre to the Maximum Special Tax per acre is the same for all Parcels of Undeveloped Property.

**“Residential Unit” or “RU”** means a residential unit that is used or intended to be used as a domicile by one or more persons, as determined by the Administrator.

**“Residential Property”** means all Assessor’s Parcels of Taxable Property upon which Residential Units have been constructed or are intended to be constructed or for which building permits have been or may be issued for purposes of constructing one or more Residential Units.

**“Service(s)”** means services permitted under the Mello-Roos Community Facilities Act of 1982 including, without limitation, those services authorized to be funded by CFD No. 2017-1 as set forth in the documents adopted by the City Council at the time the CFD was formed.

**“Single Family Residential Property” or “SFR”** means any Residential Property other than Multi-Family Residential Property on an Assessor’s Parcel.

**“Special Tax(es)”** means the Special Tax A or Special Tax B (Contingent) to be levied in each Fiscal Year on each Assessor’s Parcel of Taxable Property.

**“Special Tax A”** means the annual special tax to be levied in each Fiscal Year on each Assessor’s Parcel of Taxable Property to fund the Special Tax A Requirement.

**“Special Tax A Requirement”** means for each Tax Zone that amount to be collected in any Fiscal Year to pay for certain costs as required to meet the needs of such Tax Zone within CFD No. 2017-1 in both the current Fiscal Year and the next Fiscal Year. The costs to be covered shall be the direct costs for maintenance services including but not limited to (i) maintenance and lighting of parks, parkways, streets, roads and open space, (ii) maintenance and operation of water quality improvements, (iii) public street sweeping, (iv) fund an operating reserve for the costs of Services as determined by the Administrator, and (v) Administrative Expenses. Under no circumstances shall the Special Tax A Requirement include funds for Bonds.

**“Special Tax B (Contingent)”** means the annual special tax to be levied in each Fiscal Year on each Assessor’s Parcel of Taxable Property to fund the Special Tax B (Contingent) Requirement, if required.

**"Special Tax B (Contingent) Requirement"** means that amount required in any Fiscal Year, if the POA is unable to maintain the Contingent Service(s) to: (i) pay the costs of Contingent Services incurred or otherwise payable in the Calendar Year commencing in such Fiscal Year; (ii) fund an operating reserve for the costs of Contingent Services as determined by the Administrator; less a credit for funds available to reduce the annual Special Tax B (Contingent) levy as determined by the Administrator.

**"Taxable Property"** means all Assessor's Parcels within CFD No. 2017-1, which are not Exempt Property.

**"Taxable Unit"** means a Residential Unit, Building Square Footage, or an Acre.

**"Tax Zone"** means a mutually exclusive geographic area, within which particular Special Tax rates may be levied pursuant to this Rate and Method of Apportionment of Special Tax. Appendix C identifies the Tax Zone in CFD No. 2017-1 at formation; additional Tax Zones may be created when property is annexed into the CFD.

**"Tax Zone 1"** means the specific geographic area identified on the CFD Boundary Map as Tax Zone 1.

**"Tract(s)"** means an area of land; i) within a subdivision identified by a particular tract number on a Final Map, ii) identified within a Parcel Map; or iii) identified within lot line adjustment approved for subdivision.

**"Undeveloped Property"** means, for each Fiscal Year, all Taxable Property not classified as Developed Property or Approved Property.

## **B. ASSIGNMENT TO LAND USE CATEGORIES**

For each Fiscal Year, all Assessor's Parcels of Taxable Property within CFD No. 2017-1 shall be classified as Developed Property, Approved Property, or Undeveloped Property, and shall be subject to the levy of Special Taxes as determined pursuant to Sections C and D below. Assessor's Parcels of Developed Property and Approved Property shall be classified as either Residential Property or Non-Residential Property. Residential Property shall be further classified as Single Family Residential Property or Multi-Family Residential Property and the number of Residential Units shall be determined by the Administrator.

## **C. MAXIMUM SPECIAL TAX RATES**

For purposes of determining the applicable Maximum Special Tax for Assessor's Parcels of Developed Property and Approved Property which are classified as Residential Property, all such Assessor's Parcels shall be assigned the number of Residential Unit(s) constructed or to be constructed thereon as specified in or shown on the building permit(s) issued or Final Map as determined by the Administrator. Once a single family attached or multi-family building or buildings have been built on an Assessor's Parcel, the Administrator shall determine the actual number of Residential Units contained within the building or buildings, and the Special Tax A levied against the Assessor's Parcel in the next Fiscal Year shall be calculated by multiplying the actual number of Residential Units by the Maximum Special Tax per Residential Unit for the Tax Zone below or as included in Appendix A as each annexation occurs.

For purposes of determining the applicable Maximum Special Tax for Assessor's Parcels of Developed Property and Approved Property which are classified as Non-Residential Property, all such Assessor's Parcels shall be assigned the number of Building Square Footage or Acres as shown on the Final Map as determined by the Administrator. Once the Administrator determines the actual number of

Building Square Footage or Acres for the Assessor's Parcels, the Special Tax A levied against the Assessor's Parcel in the next Fiscal Year shall be calculated by multiplying the number of Building Square Footage or Acres by the Maximum Special Tax per Taxable Unit identified for the applicable Tax Zone below or as included in Appendix A as each annexation occurs.

## 1. Special Tax A

### a. Developed Property

#### (i) Maximum Special Tax A

The Maximum Special Tax A for each Assessor's Parcel of Developed Property shall be specific to each Tax Zone within the CFD. When additional property is annexed into CFD No. 2017-1, the rate and method adopted for the annexed property shall reflect the Maximum Special Tax A for the Tax Zones annexed and included in Appendix A. The Maximum Special Tax A for Developed Property for Fiscal Year 2018-19 within Tax Zone 1 is identified in Table 1 below:

**TABLE 1  
MAXIMUM SPECIAL TAX A RATES  
DEVELOPED PROPERTY**

<b>Tax Zone</b>	<b>Tract</b>	<b>Land Use Category</b>	<b>Taxable Unit</b>	<b>Maximum Special Tax A</b>
1	TR 36299-1 & PM 9504	Single Family Residential Property	RU	\$158
		Multi-Family Residential Property	RU	\$158
		Non-Residential Property	Acre	\$1,714

#### (ii) Increase in the Maximum Special Tax A

On each July 1, commencing on July 1, 2019 the Maximum Special Tax A for Developed Property shall increase by i) the percentage increase in the Consumer Price Index (All Items) for Los Angeles - Riverside - Orange County (1982-84 = 100) since the beginning of the preceding Fiscal Year, or ii) by two percent (2.0%), whichever is greater.

#### (iii) Multiple Land Use Categories

In some instances, an Assessor's Parcel of Developed Property may contain more than one Land Use Category. The Maximum Special Tax A that can be levied on an Assessor's Parcel shall be the sum of the Maximum Special Tax A that can be levied for each Land Use Category located on that Assessor's Parcel. For an Assessor's Parcel that contains more than one land use, the Acreage of such Assessor's Parcel shall be allocated to each type of property based on the amount of Acreage designated for each land use as determined by reference to the site plan approved for such Assessor's Parcel. The Administrator's allocation to each type of property shall be final.

### b. Approved Property

The Maximum Special Tax A for each Assessor's Parcel of Approved Property shall be specific to each Tax Zone within the CFD. When additional property is annexed into CFD No. 2017-1, the rate and method adopted for the annexed property shall reflect the Maximum Special Tax A for the Tax Zone annexed and included in Appendix A. The Maximum Special Tax A for Approved Property for Fiscal Year 2018-19 within Tax Zone 1 is identified in Table 2 below:

**TABLE 2  
MAXIMUM SPECIAL TAX A RATES  
APPROVED PROPERTY**

<b>Tax Zone</b>	<b>Tract</b>	<b>Land Use Category</b>	<b>Taxable Unit</b>	<b>Maximum Special Tax A</b>
1	TR 36299-1 & PM 9504	Single Family Residential Property	RU	\$158
		Multi-Family Residential Property	RU	\$158
		Non-Residential Property	Acre	\$1,714

On each July 1, commencing on July 1, 2019 the Maximum Special Tax A for Approved Property shall increase by i) the percentage increase in the Consumer Price Index (All Items) for Los Angeles - Riverside - Orange County (1982-84 = 100) since the beginning of the preceding Fiscal Year, or ii) by two percent (2.0%), whichever is greater.

c. Undeveloped Property

The Maximum Special Tax A for each Assessor's Parcel of Undeveloped Property shall be specific to each Tax Zone within the CFD. When additional property is annexed into CFD No. 2017-1, the rate and method adopted for the annexed property shall reflect the Maximum Special Tax A for the Tax Zone annexed and included in Appendix A. The Maximum Special Tax A for Undeveloped Property for Fiscal Year 2018-19 within Tax Zone 1 is identified in Table 3 below:

**TABLE 3  
MAXIMUM SPECIAL TAX A RATES  
UNDEVELOPED PROPERTY**

<b>Tax Zone</b>	<b>Tracts</b>	<b>Taxable Unit</b>	<b>Maximum Special Tax A</b>
1	TR 36299-1 & PM 9504	Acre	\$1,515

On each July 1, commencing on July 1, 2019 the Maximum Special Tax A for Undeveloped Property shall increase by i) the percentage increase in the Consumer Price Index (All Items) for Los Angeles - Riverside - Orange County (1982-84 = 100) since the beginning of the preceding Fiscal Year, or ii) by two percent (2.0%), whichever is greater.

**2. Special Tax B (Contingent)**

The City Council shall levy Special Tax B (Contingent) only in the event the POA defaults in its obligation to maintain the Contingent Services, which default shall be deemed to have occurred, as determined by the Administrator, in each of the following circumstances:

- (a) The POA files for bankruptcy;
- (b) The POA is dissolved;
- (c) The POA ceases to levy annual assessments for the Contingent Services; or
- (d) The POA fails to provide the Contingent Services at the same level as the City provides similar services and maintains similar improvements throughout the City and within ninety (90) days after written notice from the City, or such longer period permitted by the City Manager, fails to remedy the deficiency to the reasonable satisfaction of the City Council.

a. Developed Property

(i) Maximum Special Tax B (Contingent)

The Maximum Special Tax B (Contingent) for each Assessor's Parcel of Taxable Property is shown in Table 4 and shall be specific to each Tax Zone within the CFD. When additional property is annexed into CFD No. 2017-1, the rate and method adopted for the annexed property shall reflect the Maximum Special Tax B (Contingent) for the Tax Zones annexed and included in Appendix A. The Maximum Special Tax B (Contingent) for Fiscal Year 2018-19 within Tax Zone 1 is identified in Table 4 below:

**TABLE 4  
MAXIMUM SPECIAL TAX B (CONTINGENT) RATES  
DEVELOPED PROPERTY**

<b>Tax Zone</b>	<b>Tract</b>	<b>Land Use Category</b>	<b>Taxable Unit</b>	<b>Maximum Special Tax B (Contingent)</b>
1	TR 36299-1 & PM 9504	Single Family Residential Property	RU	\$0
		Multi-Family Residential Property	RU	\$0
		Non-Residential Property	Acre	\$0

(ii) Increase in the Maximum Special Tax B (Contingent)

On each July 1, commencing on July 1, 2019 the Maximum Special Tax B (Contingent) for Developed Property shall increase by i) the percentage increase in the Consumer Price Index (All Items) for Los Angeles - Riverside - Orange County (1982-84 = 100) since the beginning of the preceding Fiscal Year, or ii) by two percent (2.0%), whichever is greater.

(iii) Multiple Land Use Categories

In some instances, an Assessor's Parcel of Developed Property may contain more than one Land Use Category. The Maximum Special Tax B (Contingent) that can be levied on an Assessor's Parcel shall be the sum of the Maximum Special Tax B (Contingent) that can be levied for each Land Use Category located on that Assessor's Parcel. For an Assessor's Parcel that contains more than one land use, the Acreage of such Assessor's Parcel shall be allocated to each type of property based on the amount of Acreage designated for each land use as determined by reference to the site plan approved for such Assessor's Parcel. The Administrator's allocation to each type of property shall be final.

b. Approved Property

The Maximum Special Tax B (Contingent) for each Assessor's Parcel of Approved Property shall be specific to each Tax Zone within the CFD. When additional property is annexed into CFD No. 2017-1, the rate and method adopted for the annexed property shall reflect the Maximum Special Tax B (Contingent) for the Tax Zone annexed and included in Appendix A. The Maximum Special Tax B (Contingent) for Fiscal Year 2018-19 within Tax Zone 1 is identified in Table 5 below:

**TABLE 5**  
**MAXIMUM SPECIAL TAX B (CONTINGENT) RATES**  
**APPROVED PROPERTY**

<b>Tax Zone</b>	<b>Tract</b>	<b>Land Use Category</b>	<b>Taxable Unit</b>	<b>Maximum Special Tax B (Contingent)</b>
1	TR 36299-1 & PM 9504	Single Family Residential Property	RU	\$0
		Multi-Family Residential Property	RU	\$0
		Non-Residential Property	Acre	\$0

On each July 1, commencing on July 1, 2019 the Maximum Special Tax B (Contingent) for Approved Property shall increase by i) the percentage increase in the Consumer Price Index (All Items) for Los Angeles - Riverside - Orange County (1982-84 = 100) since the beginning of the preceding Fiscal Year, or ii) by two percent (2.0%), whichever is greater.

c. Undeveloped Property

The Maximum Special Tax B (Contingent) for each Assessor's Parcel of Undeveloped Property shall be specific to each Tax Zone within the CFD. When additional property is annexed into CFD No. 2017-1, the rate and method adopted for the annexed property shall reflect the Maximum Special Tax B (Contingent) for the Tax Zone annexed and included in Appendix A. The Maximum Special Tax B (Contingent) for Fiscal Year 2018-19 within Tax Zone 1 is identified in Table 6 below:

**TABLE 6**  
**MAXIMUM SPECIAL TAX B (CONTINGENT) RATES**  
**UNDEVELOPED PROPERTY**

<b>Tax Zone</b>	<b>Tracts</b>	<b>Taxable Unit</b>	<b>Maximum Special Tax B (Contingent)</b>
1	TR 36299-1 & PM 9504	Acre	\$0

On each July 1, commencing on July 1, 2019 the Maximum Special Tax B (Contingent) for Undeveloped Property shall increase by i) the percentage increase in the Consumer Price Index (All Items) for Los Angeles - Riverside - Orange County (1982-84 = 100) since the beginning of the preceding Fiscal Year, or ii) by two percent (2.0%), whichever is greater.

**D. METHOD OF APPORTIONMENT OF ANNUAL SPECIAL TAX**

**1. Special Tax A**

Commencing with Fiscal Year 2018-19 and for each following Fiscal Year, the City Council shall determine the Special Tax A Requirement for each Tax Zone and shall levy the Special Tax A on all Assessor's Parcels of Taxable Property within such Tax Zone until the aggregate amount of Special Tax A equals the Special Tax A Requirement for such Tax Zone. The Special Tax A shall be levied for each Fiscal Year as follows:

First: The Special Tax A shall be levied Proportionately on all Assessor's Parcels of Developed Property up to 100% of the applicable Maximum Special Tax A to satisfy the Special Tax A Requirement;

Second: If additional moneys are needed to satisfy the Special Tax A Requirement after the first step has been completed, the Special Tax A shall be levied Proportionately on each Parcel of Approved

Property at up to 100% of the Maximum Special Tax A for Approved Property;

Third: If additional monies are needed to satisfy the Special Tax A Requirement after the first two steps has been completed, the Special Tax A shall be levied Proportionately on all Assessor's Parcels of Undeveloped Property up to 100% of the Maximum Special Tax A for Undeveloped Property.

## **2. Special Tax B (Contingent)**

Commencing with the first Fiscal Year in which Special Tax B (Contingent) is authorized to be levied and for each following Fiscal Year, the City Council shall determine the Special Tax B (Contingent) Requirement for each Tax Zone, if any, and shall levy the Special Tax on all Assessor's Parcels of Taxable Property within such Tax Zone until the aggregate amount of Special Tax B (Contingent) equals the Special Tax B (Contingent) Requirement for such Tax Zone. The Special Tax B (Contingent) shall be levied for each Fiscal Year as follows:

First: The Special Tax shall be levied Proportionately on all Assessor's Parcels of Developed Property up to 100% of the applicable Maximum Special Tax B (Contingent) to satisfy the Special Tax B (Contingent) Requirement;

Second: If additional moneys are needed to satisfy the Special Tax B (Contingent) Requirement after the first step has been completed, the Special Tax B (Contingent) shall be levied Proportionately on each Parcel of Approved Property at up to 100% of the Maximum Special Tax B (Contingent) for Approved Property;

Third: If additional monies are needed to satisfy the Special Tax B (Contingent) Requirement after the first two steps has been completed, the Special Tax B (Contingent) shall be levied Proportionately on all Assessor's Parcels of Undeveloped Property up to 100% of the Maximum Special Tax B (Contingent) for Undeveloped Property.

## **E. FUTURE ANNEXATIONS**

It is anticipated that additional properties will be annexed to CFD No. 2017-1 from time to time. As each annexation is proposed, an analysis will be prepared to determine the annual cost for providing Services to such properties. Based on this analysis, any properties to be annexed, pursuant to California Government Code section 53339 et seq. will be assigned the appropriate Maximum Special Tax rates for the Tax Zone when annexed and included in Appendix A.

## **F. DURATION OF SPECIAL TAX**

For each Fiscal Year, the Special Tax A shall be levied as long as the Services are being provided.

For each Fiscal Year, the Special Tax B (Contingent) shall be levied as long as the Contingent Services are being provided.

## **G. EXEMPTIONS**

The City shall classify as Exempt Property within CFD No. 2017-1, all Assessor's; (i) which are owned by, irrevocably offered for dedication, encumbered by or restricted in use by any public entity; (ii) with public or utility easements making impractical their utilization for other than the purposes set forth in the easement; (iii) which are privately owned but are encumbered by or restricted solely for public uses; or (iv) which are in use in the performance of a public function as determined by the Administrator.



## **H. APPEALS**

Any property owner claiming that the amount or application of the Special Taxes are not correct may file a written notice of appeal with the City not later than twelve months after having paid the first installment of the Special Tax that is disputed. The Administrator of CFD No. 2017-1 shall promptly review the appeal, and if necessary, meet with the property owner, consider written and oral evidence regarding the amount of the Special Tax, and rule on the appeal. If the Administrator's decision requires that the Special Tax for an Assessor's Parcel be modified or changed in favor of the property owner, a cash refund shall not be made, but an adjustment shall be made to the Special Tax on that Assessor's Parcel in the subsequent Fiscal Year(s).

## **I. MANNER OF COLLECTION**

The Special Tax shall be collected in the same manner and at the same time as ordinary ad valorem property taxes, provided, however, that CFD No. 2017-1 may collect the Special Tax at a different time or in a different manner if necessary to meet its financial obligations.

**APPENDIX A**  
**CITY OF MENIFEE**  
**COMMUNITY FACILITIES DISTRICT NO. 2017-1 (MAINTENANCE SERVICES)**  
**COST ESTIMATE**

**Special Tax A Services** - The estimate breaks down the costs of providing one year's maintenance services for Fiscal Year 2022-23. These services are being funded by the levy of Special Tax A for Community Facilities District No. 2017-1 Tax Zone 14.

**TAX ZONE 14 (SERVICES)**  
**TR 32628**

Item	Description	Estimated Cost
1	Landscaping	\$4,724
2	Lighting	\$1,661
3	Streets	\$6,060
4	Drainage	\$560
5	Parks	\$66,074
6	Graffiti	\$996
7	Reserves	\$870
8	Administration	\$4,139
<b>Total</b>		<b>\$85,084</b>

**Special Tax B Contingent Services** – The estimate breaks down the costs of providing one year's contingent maintenance services for Fiscal Year 2022-23. If necessary, these services will be funded by the levy of Special Tax B (Contingent) for Community Facilities District No. 2017-1 Tax Zone 14.

**TAX ZONE 14 (CONTINGENT SERVICES)**  
**TR 32628**

Item	Description	Estimated Cost
1	Drainage	\$11,548
2	Reserves	\$1,155
3	Administration	\$885
<b>Total</b>		<b>\$13,588</b>

**TAX ZONE 14**  
**FY 2022-23 MAXIMUM SPECIAL TAX RATES**

Land Use Category	Taxable Unit	Maximum Special Tax A	Maximum Special Tax B
Developed	RU	\$281	\$45
Approved	RU	\$281	\$45
Undeveloped	Acre	\$2,996	\$478

**MAXIMUM SPECIAL TAXES ASSIGNED TO EACH TAX ZONE**

<b>Tax Zone</b>	<b>Fiscal Year Included</b>	<b>Tract</b>	<b>No. of Taxable Units</b>	<b>Land Use Category</b>	<b>Taxable Unit</b>	<b>Maximum Special Tax A</b>	<b>Maximum Special Tax B (Contingent)</b>	<b>Subdivider</b>
1	2018-19	36299-1 & PM 9504	426	SFR	RU	\$158	\$0	Stark Menifee Land, LLC
			548	MFR	RU	\$158	\$0	Stark Menifee Land, LLC & Menifee Multifamily, LLC
			27.68	NR	Acre	\$1,714	\$0	Several
2	2020-21	TR 37576	65	SFR	RU	\$539	\$43	Meritage Homes
3	2020-21	TR 28859	161	SFR	RU	\$727	\$0	Woodside O5S
4	2020-21	TTM 31098	258	SFR	RU	\$878	\$0	Lennar Homes of California, Inc.
5	2020-21	TTM 36852	68	SFR	RU	\$755	\$151	Strata Holland, LLC
6	2021-22	TTM 37668	175	SFR	RU	\$765	\$295	Meritage Homes of California, Inc.
7	2022-23	TTM 31456	176	SFR	RU	\$996	\$0	RCFC Investments, LLC
8	2021-22	TR 32102 & TR 32102-1	256	SFR	RU	\$674	\$0	Diamond Brother Five Partnership, LP and Pulte Home Company, LLC
9	2021-22	TTM 37400	174	SFR	RU	\$703	\$0	D.R. Horton Los Angeles Holding Company, Inc.
10	2022-23	TPM 37380	3.62	NR	Acre	\$3,588	\$1,646	Briggs & 74, LLC
11	2022-23	TR 31194	466	SFR	RU	\$906	\$23	Golden Meadowland LLC & Golden Hill Country, LLC
12	2022-23	TR 37408 & TR 37409	1,022	SFR	RU	\$963	\$5	BLC Fleming LLC
13	2022-23	TR 36803	80	SFR	RU	\$556	\$171	FPG Sun Menifee 80 LLC
14	2022-23	TR 32628	303	SFR	RU	\$281	\$45	FPG Tricon Menifee Property LLC
15	2022-23	PLN 20-0167	9.92	MFR/NR	Acre	\$3,865	\$2,375	Boulders Menifee LLC
16	2022-23	LLA 17-007	12.48	MFR	Acre	\$3,273	\$2,119	Jefferson Menifee, LLC

**ESCALATION OF MAXIMUM SPECIAL TAXES**

On each July 1, commencing on July 1, 2019 the Maximum Special Tax shall increase by i) the percentage increase in the Consumer Price Index (All Items) for Los Angeles - Riverside - Orange County (1982-84 = 100) since the beginning of the preceding Fiscal Year, or ii) by two percent (2.0%), whichever is greater.

## **APPENDIX B**

### **CITY OF MENIFEE COMMUNITY FACILITIES DISTRICT NO. 2017-1 (MAINTENANCE SERVICES)**

#### **DESCRIPTION OF AUTHORIZED SERVICES**

The services which may be funded with proceeds of the special tax of CFD No. 2017-1, as provided by Section 53313 of the Act, will include all costs attributable to maintaining, servicing, cleaning, repairing and/or replacing landscaped areas (may include reserves for replacement) in public street right-of-way, public landscaping, public open spaces and other similar landscaped areas officially dedicated for public use. These services including the following:

(a) maintenance and lighting of parks, parkways, streets, roads and open space, which maintenance and lighting services may include, without limitation, furnishing of electrical power to street lights and traffic signals; repair and replacement of damaged or inoperative light bulbs, fixtures and standards; maintenance (including irrigation and replacement) of landscaping vegetation situated on or adjacent to parks, parkways, streets, roads and open space; maintenance and repair of irrigation facilities; maintenance of public signage; graffiti removal from and maintenance and repair of public structures situated on parks, parkways, streets, roads and open space; maintenance and repair of playground or recreation program equipment or facilities situated on any park; and

(b) maintenance and operation of water quality improvements which include storm drainage and flood protection facilities, including, without limitation, drainage inlets, catch basin inserts, infiltration basins, flood control channels, fossil fuel filters, and similar facilities. Maintenance services may include but is not limited to the repair, removal or replacement of all or part of any of the water quality improvements, fossil fuel filters within the public right-of-way including the removal of petroleum hydrocarbons and other pollutants from water runoff, or appurtenant facilities, clearing of inlets and outlets; erosion repairs; and cleanup to improvements, and other items necessary for the maintenance and servicing of the water quality basin improvements within flood control channel improvements; and

(c) public street sweeping, on the segments of the arterials within the boundaries of CFD No. 2017-1; as well as local roads within residential subdivisions located within CFD No. 2017-1; and any portions adjacent to the properties within CFD No. 2017-1; and

In addition to payment of the cost and expense of the forgoing services, proceeds of the special tax may be expended to pay "Administrative Expenses," as said term is defined in the Rate and Method of Apportionment.

The above services may be financed by proceeds of the special tax of CFD No. 2017-1 only to the extent that they are in addition to those provided in the territory of CFD No. 2017-1 before CFD No. 2017-1 was created or those provided in the territory annexed to CFD No. 2017-1 before the territory was annexed, as applicable.

**EXHIBIT D**

**ANNEXATION AND POTENTIAL ANNEXATION BOUNDARY MAPS**

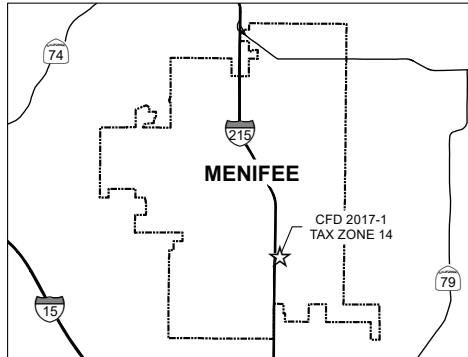
# **ANNEXATION MAP NO. 14** **COMMUNITY FACILITIES DISTRICT NO. 2017-1** **(MAINTENANCE SERVICES)** **CITY OF MENIFEE** **COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

THIS MAP SHOWS THE BOUNDARIES OF AREAS TO BE ANNEXED TO COMMUNITY FACILITIES DISTRICT NO. 2017-1 (MAINTENANCE SERVICES), OF THE CITY OF MENIFEE, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA.

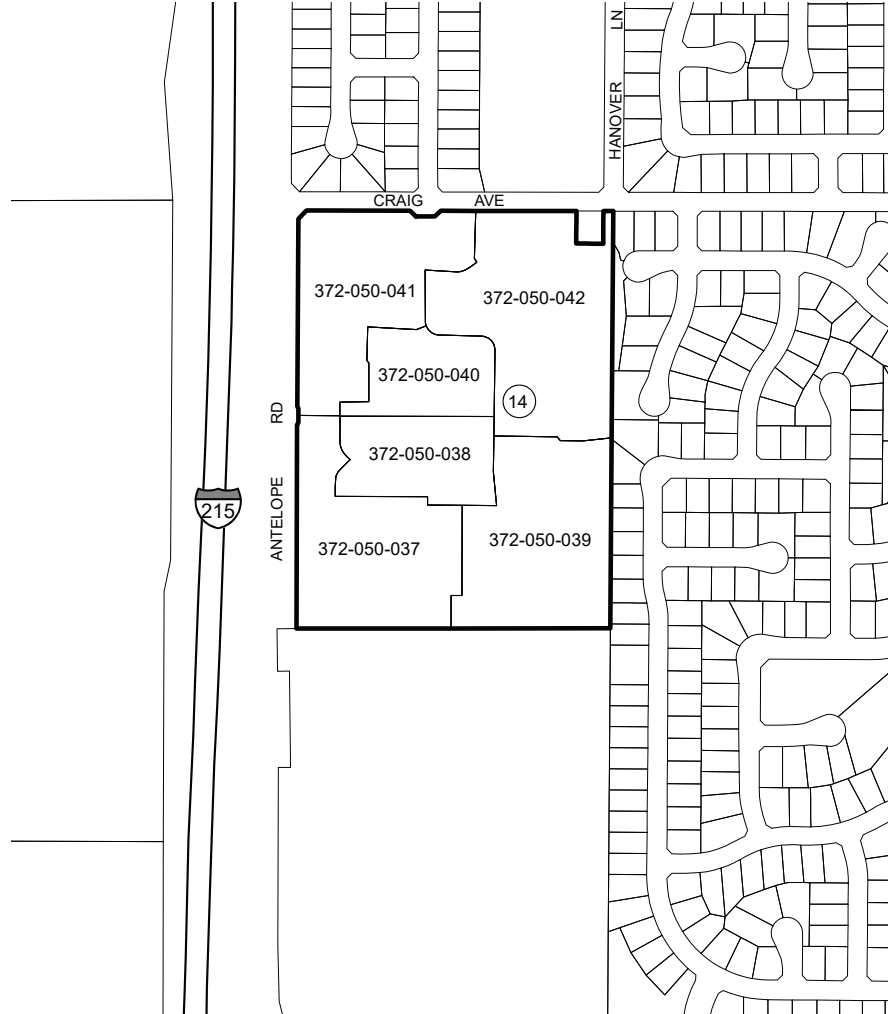
THE BOUNDARIES OF WHICH COMMUNITY FACILITIES DISTRICT ARE SHOWN AND DESCRIBED ON THE MAP THEREOF WHICH WAS PREVIOUSLY RECORDED ON NOVEMBER 7, 2017 IN BOOK 81 OF MAPS OF ASSESSMENT AND COMMUNITY FACILITIES DISTRICT AT PAGE 69 AND AS INSTRUMENT NO. 2017-0465706 IN THE OFFICE OF THE COUNTY RECORDER OF THE COUNTY OF RIVERSIDE, STATE OF CALIFORNIA.

I HEREBY CERTIFY THAT THE WITHIN MAP SHOWING PROPOSED BOUNDARIES OF COMMUNITY FACILITIES DISTRICT NO. 2017-1 (MAINTENANCE SERVICES), OF THE CITY OF MENIFEE, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, WAS APPROVED BY THE CITY COUNCIL OF THE CITY OF MENIFEE AT A REGULAR MEETING THEREOF, HELD ON \_\_\_\_ DAY OF \_\_\_\_, 20\_\_\_\_,  
 BY ITS RESOLUTION NO. \_\_\_\_\_

\_\_\_\_\_  
 CITY CLERK  
 CITY OF MENIFEE



THIS ANNEXATION MAP CORRECTLY SHOWS THE LOT OR PARCEL OF LAND INCLUDED WITHIN THE BOUNDARIES OF THE COMMUNITY FACILITIES DISTRICT. FOR DETAILS CONCERNING THE LINES AND DIMENSIONS OF LOTS OR PARCEL REFER TO THE COUNTY ASSESSOR MAPS FOR FISCAL YEAR 2022-23.



FILED IN THE OFFICE OF THE CITY CLERK, CITY OF MENIFEE, THIS \_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
 CITY CLERK  
 CITY OF MENIFEE

FILED THIS \_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_ AT THE HOUR OF \_\_\_\_ O'CLOCK \_\_M IN BOOK \_\_\_\_ OF MAPS OF ASSESSMENT AND COMMUNITY FACILITIES DISTRICTS AT PAGE \_\_\_\_ IN THE OFFICE OF THE COUNTY RECORDER, IN THE COUNTY OF RIVERSIDE, STATE OF CALIFORNIA.

FEE: \_\_\_\_\_ NO.: \_\_\_\_\_  
 PETER ALDANA, ASSESSOR, COUNTY CLERK, RECORDER

BY: \_\_\_\_\_  
 DEPUTY

## **LEGEND**

- ANNEXATION AREA BOUNDARY
- PARCEL LINE
- CITY BOUNDARY
- ASSESSOR PARCEL NUMBER
- 14 TAX ZONE



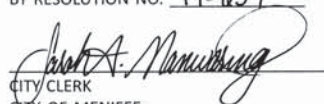
COPY 81/70

SHEET 1 OF 1 SHEET

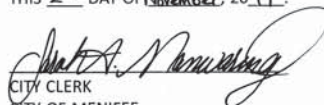
I HEREBY CERTIFY THAT THE WITHIN MAP SHOWING PROPOSED BOUNDARIES OF POTENTIAL ANNEXATION AREA OF COMMUNITY FACILITIES DISTRICT NO. 2017-1 (MAINTENANCE SERVICES), CITY OF MENIFEE, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, WAS APPROVED BY THE CITY COUNCIL OF THE CITY OF MENIFEE AT A REGULAR MEETING THEREOF, HELD ON 1st DAY OF

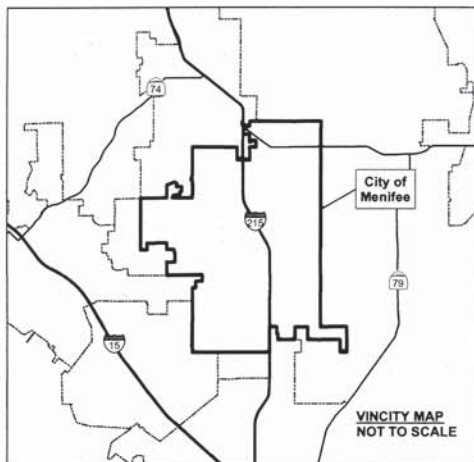
November 2017.

BY RESOLUTION NO. 17-1654

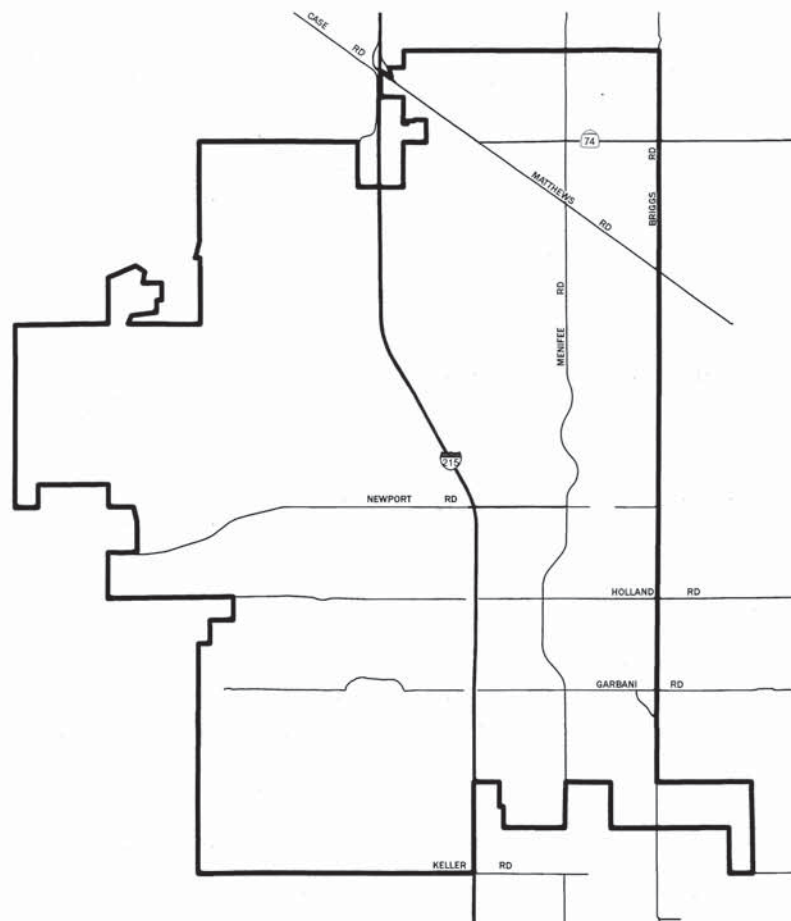
  
CITY CLERK  
CITY OF MENIFEE

FILED IN THE OFFICE OF THE CITY CLERK, CITY OF MENIFEE,  
THIS 2nd DAY OF November, 2017.

  
CITY CLERK  
CITY OF MENIFEE



**BOUNDARIES - POTENTIAL ANNEXATION AREA**  
**COMMUNITY FACILITIES DISTRICT NO. 2017-1**  
**(MAINTENANCE SERVICES)**  
**CITY OF MENIFEE, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**



**Legend**

— ANNEXATION AREA BOUNDARY

RECORDED THIS 7th DAY OF November, 2017 AT  
THE HOUR OF 1:49 O'CLOCK PM. IN BOOK 81  
PAGE 70 OF MAPS OF ASSESSMENT AND COMMUNITY  
FACILITIES DISTRICTS IN THE OFFICE OF THE COUNTY  
RECORDER, IN THE COUNTY OF RIVERSIDE, STATE OF  
CALIFORNIA.

FEE: \$10.00 NO.: 2017-0465707  
PETER ALDANA, ASSESSOR, COUNTY CLERK, RECORDER

BY:   
DEPUTY



**EXHIBIT E**

**PETITION**



**PETITION TO THE CITY COUNCIL OF THE CITY OF MENIFEE REQUESTING  
ANNEXING TERRITORY INTO COMMUNITY FACILITIES DISTRICT NO. 2017-1  
(MAINTENANCE SERVICES) OF PROPERTY WITHIN THE CITY OF MENIFEE AND  
A WAIVER WITH RESPECTS TO CERTAIN PROCEDURAL MATTERS UNDER  
THE MELLO-ROOS COMMUNITY FACILITIES ACT OF 1982 AND  
CONSENTING TO THE LEVY OF SPECIAL TAXES THEREON TO PAY THE  
COSTS OF SERVICES TO BE PROVIDED BY THE COMMUNITY FACILITIES  
DISTRICT**

1. The undersigned requests that the City Council of the City of Menifee, initiate and conduct proceedings pursuant to the Mello-Roos Community Facilities Act of 1982 (the "Act") (Government Code Section 53311 et seq.), to annex territory into Community Facilities District No. 2017-1 (Maintenance Services) of the property described below and consents to the annual levy of special taxes on such property to pay the costs of services to be provided by the Community Facilities District.

2. The undersigned requests that the community facilities district provide any services that are permitted under the Act including, but not limited to, all necessary service, operations, administration and maintenance required to keep the landscape lighting, street lighting, flood control facilities, ground cover, shrubs, plants and trees, irrigation systems, graffiti removal, sidewalks and masonry walls, fencing entry monuments, tot lot equipment and associated appurtenant facilities within the district in a healthy, vigorous and satisfactory working condition.

3. The undersigned hereby certifies that as of the date indicated opposite its signature, it is the owner of all the property within the proposed boundaries of the Community Facilities District described in Exhibit A hereto and as shown on the map Exhibit B hereto.

4. The undersigned requests that a special election be held under the Act to authorize the special taxes for the proposed annexation into Community Facilities District No. 2017-1. The undersigned waives any requirement for the mailing of the ballot for the special election and expressly agrees that said election may be conducted by mailed or hand-delivered ballot to be returned as quickly as possible to the designated election official, being the office of the City Clerk and the undersigned request that the results of said election be canvassed and reported to the City Council at the same meeting of the City Council as the public hearing on annexing territory into Community Facilities District No. 2017-1 or at the next available meeting.

5. Pursuant to Sections 53326(a) and 53327(b) of the Act, the undersigned expressly waives all applicable waiting periods for the election and waives the requirement for analysis and arguments relating to the special election, and consents to not having such materials provided to the landowner in the ballot packet, and expressly waives any requirements as to the form of the ballot. The undersigned expressly waives all notice requirements relating to hearings and special elections (except for published notices required by the Act), and whether such requirements are found in the California Elections Code, the California Government Code or other laws or procedures, including but not limited to any notice provided for by compliance with the provisions of Section 4101 of the California Elections Code.

6. The undersigned hereby consents to and expressly waives any and all claims based on any irregularity, error, mistake or departure from the provisions of the Act or other laws of the State and any and all laws and requirements incorporated therein, and no step or action in any proceeding relative to annexing territory into Community Facilities District No. 2017-1 of the portion of the incorporated

area of the City of Menifee or the special election therein shall be invalidated or affected by any such irregularity, error, mistake or departure.

IN WITNESS WHEREOF, I hereunto set my hand this 2nd day of May, 2022.

FPG TRICON MENIFEE PROPERTY LLC,  
A DELAWARE LIMITED LIABILITY COMPANY

By: [Signature]  
Name: Bing Chen  
Title: Authorized signer

OWNER'S PROPERTY:

TRACT MAP NO. 32628

OWNER'S MAILING ADDRESS:

27271 Las Ramblas, Suite 100  
Mission Viejo, CA 92691

FILED IN THE OFFICE OF THE CITY CLERK OF THE CITY COUNCIL OF THE CITY OF MENIFEE  
THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2022.

\_\_\_\_\_  
City Clerk of the City Council of the  
City of Menifee

### **INSERT EXHIBIT A: LEGAL DESCRIPTION**

Real property in the City of Menifee, County of Riverside, State of California, described as follows:  
LOTS 1 THROUGH 5, INCLUSIVE, OF TRACT NO. 32628, IN THE CITY OF MENIFEE, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, AS PER MAP RECORDED IN [BOOK 427, PAGES 18](#) THROUGH 24, INCLUSIVE, OF MAPS, IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY, AS AMENDED BY CERTIFICATE OF CORRECTION RECORDED MARCH 11, 2013 AS INSTRUMENT NO. [13-116683](#) OF OFFICIAL RECORDS.

## OWNER'S STATEMENT

WE HEREBY STATE THAT WE ARE THE OWNERS OF THE LAND INCLUDED WITHIN THE SUBDIVISION SHOWN HEREON; EXCEPT THAT PORTION SHOWN AS "NOT A PART", THAT WE ARE THE ONLY PERSONS WHOSE CONSENT IS NECESSARY TO PASS A CLEAR TITLE TO SAID LAND; THAT WE CONSENT TO THE MAKING AND RECORDING OF THIS SUBDIVISION MAP AS SHOWN WITHIN THE DISTINCTIVE BORDER LINE. WE HEREBY DEDICATE TO PUBLIC USE FOR STREET AND PUBLIC UTILITY PURPOSES, LOTS 'A' THROUGH 'D', INCLUSIVE.

AS A CONDITION OF THE DEDICATION OF LOTS 'A' AND 'B' (ANTELOPE ROAD), THE OWNERS OF LOTS 1 AND 3, INCLUSIVE, ABUTTING THIS HIGHWAY AND DURING SUCH TIME WILL HAVE NO RIGHTS OF ACCESS EXCEPT THE GENERAL EASEMENT OF TRAVEL; ALSO EXCEPTING TWO ADJACENT 29 FOOT ACCESS OPENINGS, ONE EACH, FOR LOTS 1 AND 3, AS SHOWN HEREON. ANY CHANGE OF ALIGNMENT OR WIDTH THAT RESULTS IN THE VACATION THEREOF SHALL TERMINATE THIS CONDITION OF ACCESS RIGHTS AS TO THE PART VACATED.

WE HEREBY RETAIN THE EASEMENTS INDICATED AS "PRIVATE ROAD EASEMENTS" AND THE EASEMENTS INDICATED AS "PRIVATE DRAINAGE EASEMENT" FOR PRIVATE USE FOR THE SOLE BENEFIT OF OURSELVES, OUR SUCCESSORS, ASSIGNEES, AND LOT OWNERS WITHIN THIS TRACT MAP.

WE HEREBY DEDICATE TO PUBLIC USE, EASEMENTS FOR PUBLIC UTILITY PURPOSES TOGETHER WITH THE RIGHT OF INGRESS AND EGRESS FOR EMERGENCY VEHICLES WITHIN THE "PRIVATE ROAD EASEMENTS" AS SHOWN HEREON WITHIN THIS TRACT MAP.

## OWNER

BC CHRISTENSEN RANCH, LLC, A CALIFORNIA LIMITED LIABILITY COMPANY  
BY BRENSON PROPERTIES, LLC, ITS MANAGER

BY: James P. Brennan  
JAMES P. BRENNAN, MANAGER

## BENEFICIARY

RBC CENTURA BANK, A NORTH CAROLINA BANKING CORPORATION, AS BENEFICIARY UNDER A DEED OF TRUST RECORDED MAY 25, 2007 AS INST. NOS. 07-346510 & 07-346511 OF OFFICIAL RECORDS.

BY: David J. Bourg  
DAVID J. BOURG, V.P.  
TITLE: VICE PRESIDENT

## BENEFICIARY

MOUNTAIN WEST MORTGAGE, AS AGENT FOR BENEFICIARIES UNDER A DEED OF TRUST RECORDED MAY 25, 2007, AS INST. NO. 07-346512 OF OFFICIAL RECORDS, MODIFIED BY SUBORDINATION AGREEMENT RECORDED, MAY 25, 2007 AS INST. NO. 07-349446, ALL OF OFFICIAL RECORDS.

BY: Thomas A. Jurbala  
TITLE: MANAGING MEMBER

## NOTARY ACKNOWLEDGEMENT

STATE OF CALIFORNIA)  
COUNTY OF SAN DIEGO

ON 15 AUGUST 2007, 2007, BEFORE ME,  
BRIAN R. BOULIO, A NOTARY PUBLIC IN AND FOR SAID COUNTY  
AND STATE PERSONALLY APPEARED JAMES P. BRENNAN  
AND N/A NO OTHERS, PERSONALLY KNOWN TO ME (OR PROVED  
TO ME ON THE BASIS OF SATISFACTORY EVIDENCE) TO BE THE PERSON(S) WHOSE  
NAME(S) IS/ARE SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO  
ME THAT HE/SHE/they EXECUTED THE SAME IN HIS/HER/their AUTHORIZED  
CAPACITY(IES), AND THAT BY HIS/HER/their SIGNATURE(S) ON THE INSTRUMENT THE  
PERSON(S), OR THE ENTITY UPON BEHALF OF WHICH THE PERSON(S) ACTED,  
EXECUTED THE INSTRUMENT

WITNESS MY HAND:

Brian R. Boulio  
NOTARY PUBLIC IN AND FOR SAID STATE

BRIAN R. BOULIO  
(NAME PRINTED)

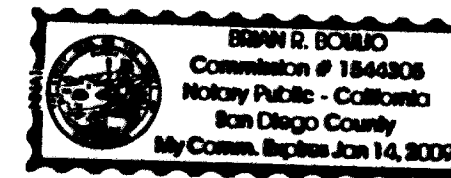
MY PRINCIPAL PLACE OF BUSINESS  
IS IN SAN DIEGO COUNTY.

MY COMMISSION EXPIRES: JAN 14, 2009  
COMMISSION NUMBER: 1544305

IN THE UNINCORPORATED TERRITORY OF THE COUNTY OF RIVERSIDE, STATE OF CALIFORNIA.

TRACT NO. 32628

BEING A SUBDIVISION OF A PORTION OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 11,  
TOWNSHIP 6 SOUTH, RANGE 3 WEST, SAN BERNARDINO BASE AND MERIDIAN, ACCORDING TO THE OFFICIAL PLAT THEREOF  
FOR CONDOMINIUM PURPOSES.



## NOTARY ACKNOWLEDGEMENT

STATE OF CALIFORNIA)  
COUNTY OF SAN DIEGO

ON 16 AUGUST, 2007, BEFORE ME,  
BRIAN R. BOULIO, A NOTARY PUBLIC IN AND FOR SAID COUNTY  
AND STATE PERSONALLY APPEARED THOMAS A. JURBALA  
AND NO OTHERS, PERSONALLY KNOWN TO ME (OR PROVED  
TO ME ON THE BASIS OF SATISFACTORY EVIDENCE) TO BE THE PERSON(S) WHOSE  
NAME(S) IS/ARE SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO  
ME THAT HE/SHE/they EXECUTED THE SAME IN HIS/HER/their AUTHORIZED  
CAPACITY(IES), AND THAT BY HIS/HER/their SIGNATURE(S) ON THE INSTRUMENT THE  
PERSON(S), OR THE ENTITY UPON BEHALF OF WHICH THE PERSON(S) ACTED,  
EXECUTED THE INSTRUMENT

WITNESS MY HAND:

Brian R. Boulio  
NOTARY PUBLIC IN AND FOR SAID STATE

MY PRINCIPAL PLACE OF BUSINESS  
IS IN SAN DIEGO COUNTY.

MY COMMISSION EXPIRES: JAN 14, 2009  
COMMISSION NUMBER: 1544305

## NOTARY ACKNOWLEDGEMENT

STATE OF CALIFORNIA TEXAS  
COUNTY OF HARRIS

ON AUGUST 20, 2007, BEFORE ME,  
Mary Tillis, A NOTARY PUBLIC IN AND FOR SAID COUNTY  
AND STATE PERSONALLY APPEARED DAVID J. BOURG  
AND NO OTHERS, PERSONALLY KNOWN TO ME (OR PROVED  
TO ME ON THE BASIS OF SATISFACTORY EVIDENCE) TO BE THE PERSON(S) WHOSE  
NAME(S) IS/ARE SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO  
ME THAT HE/SHE/they EXECUTED THE SAME IN HIS/HER/their AUTHORIZED  
CAPACITY(IES), AND THAT BY HIS/HER/their SIGNATURE(S) ON THE INSTRUMENT THE  
PERSON(S), OR THE ENTITY UPON BEHALF OF WHICH THE PERSON(S) ACTED,  
EXECUTED THE INSTRUMENT

WITNESS MY HAND:

Mary Tillis  
NOTARY PUBLIC IN AND FOR SAID STATE

MY PRINCIPAL PLACE OF BUSINESS  
IS IN HARRIS COUNTY.

MY COMMISSION EXPIRES: 12-27-07  
COMMISSION NUMBER: \_\_\_\_\_

## TAX COLLECTOR'S CERTIFICATE

I HEREBY CERTIFY THAT ACCORDING TO THE RECORDS OF THIS OFFICE, AS OF THIS  
DATE, THERE ARE NO LIENS AGAINST THE PROPERTY SHOWN ON THE WITHIN MAP FOR  
UNPAID STATE, COUNTY, MUNICIPAL OR LOCAL TAXES OR SPECIAL ASSESSMENTS  
COLLECTED AS TAXES, EXCEPT TAXES OR SPECIAL ASSESSMENTS COLLECTED AS TAXES,  
NOW A LIEN BUT NOT YET PAYABLE, WHICH ARE ESTIMATED TO BE \$\_\_\_\_\_.

DATED: October 1, 2007

PAUL McDONNELL, COUNTY TAX COLLECTOR

BY: Carmen Geyda, DEPUTY

## TAX BOND CERTIFICATE

I HEREBY CERTIFY THAT A BOND IN THE SUM OF \$\_\_\_\_\_ HAS BEEN EXECUTED  
AND FILED WITH THE BOARD OF SUPERVISORS OF THE COUNTY OF RIVERSIDE,  
CALIFORNIA, CONDITIONED UPON THE PAYMENT OF ALL TAXES, STATE, COUNTY,  
MUNICIPAL, OR LOCAL, AND ALL SPECIAL ASSESSMENTS COLLECTED AS TAXES, WHICH AT  
THE TIME OF THE FILING OF THIS MAP WITH THE COUNTY RECORDER ARE A LIEN  
AGAINST SAID PROPERTY BUT NOT YET PAYABLE AND SAID BOND HAS BEEN DULY  
APPROVED BY SAID BOARD OF SUPERVISORS.

DATED: \_\_\_\_\_, 2007

CASH TAX BOND  
PAUL McDONNELL  
COUNTY TAX COLLECTOR

BY: \_\_\_\_\_  
DEPUTY

NANCY ROMERO  
CLERK OF THE BOARD OF SUPERVISORS

BY: \_\_\_\_\_  
DEPUTY

## RECORDER'S STATEMENT

FILED THIS 13th DAY OF NOVEMBER, 2007, AT 8:00 AM, IN BOOK  
427 OF MAPS, AT PAGE 18-24, AT THE REQUEST OF THE  
CLERK OF THE BOARD  
NO. 2007-0685937  
FEE: \$ 19.00

LARRY W. WARD, ASSESSOR - COUNTY CLERK - RECORDER

BY: Sophia J. Smith, DEPUTY

SUBDIVISION GUARANTEE BY: COMMONWEALTH LAND TITLE COMPANY

## SURVEYOR'S STATEMENT

THIS MAP WAS PREPARED BY ME OR UNDER MY DIRECTION AND IS BASED UPON A FIELD  
SURVEY IN CONFORMANCE WITH THE REQUIREMENTS OF THE SUBDIVISION MAP ACT AND  
LOCAL ORDINANCE AT THE REQUEST OF BRENSON COMMUNITIES, ON JANUARY, 2007. I  
HEREBY STATE THAT ALL MONUMENTS ARE OF THE CHARACTER AND OCCUPY THE POSITIONS  
INDICATED OR THAT THEY WILL BE SET IN ACCORDANCE WITH THE TERMS OF THE  
MONUMENT AGREEMENT FOR THE MAP AND THAT THE MONUMENTS ARE, OR WILL BE,  
SUFFICIENT TO ENABLE THE SURVEY TO BE RETRACED, AND THAT THIS FINAL MAP  
SUBSTANTIALLY CONFORMS TO THE CONDITIONALLY APPROVED TENTATIVE MAP. THIS  
SURVEY IS TRUE AND COMPLETED AS SHOWN.

Michael A. Slawson 8/14/07  
MICHAEL A. SLAWSON, L.S. 8068 DATE  
EXPIRES 12-31-2007



## COUNTY SURVEYOR'S STATEMENT

THIS MAP CONFORMS WITH THE REQUIREMENTS OF THE SUBDIVISION MAP ACT AND LOCAL  
ORDINANCES. I HEREBY STATE THAT THIS MAP HAS BEEN EXAMINED BY ME OR UNDER MY  
SUPERVISION AND FOUND TO BE SUBSTANTIALLY THE SAME AS IT APPEARED ON THE  
TENTATIVE MAP OF TRACT NO. 32628 AS FILED, AMENDED, AND APPROVED BY THE BOARD  
OF SUPERVISOR'S ON NOVEMBER 7, 2006, THE EXPIRATION DATE BEING NOVEMBER 7,  
2009, AND THAT I AM SATISFIED THIS MAP IS TECHNICALLY CORRECT.

Brian H. Hess OCT. 1, 2007  
BRIAN H. HESS, COUNTY SURVEYOR DATE  
L.S. NO. 4993, EXPIRES 12-31-07

## BOARD OF SUPERVISOR'S STATEMENT

THE COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, BY ITS BOARD OF SUPERVISOR'S,  
HEREBY APPROVES THE TRACT MAP AND ACCEPTS THE OFFERS OF DEDICATION MADE  
HEREON, FOR PUBLIC ROAD AND PUBLIC UTILITY PURPOSES, AND AS PART OF THE  
COUNTY MAINTAINED ROAD SYSTEM; SUBJECT TO IMPROVEMENTS IN ACCORDANCE WITH  
COUNTY STANDARDS. THE OFFER OF DEDICATION FOR PUBLIC UTILITY PURPOSES ALONG  
WITH THE RIGHT OF INGRESS AND EGRESS FOR EMERGENCY VEHICLES WITHIN THE  
"PRIVATE ROAD EASEMENTS", AS SHOWN HEREON IS HEREBY ACCEPTED.

DATED: Oct 16, 2007, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA

BY: Nancy Romero  
CHAIRMAN OF THE BOARD OF SUPERVISORS

ATTEST:  
NANCY ROMERO  
CLERK OF THE BOARD OF SUPERVISORS

BY: Gloria Lee-Smith, DEPUTY

## SIGNATURE OMISSION

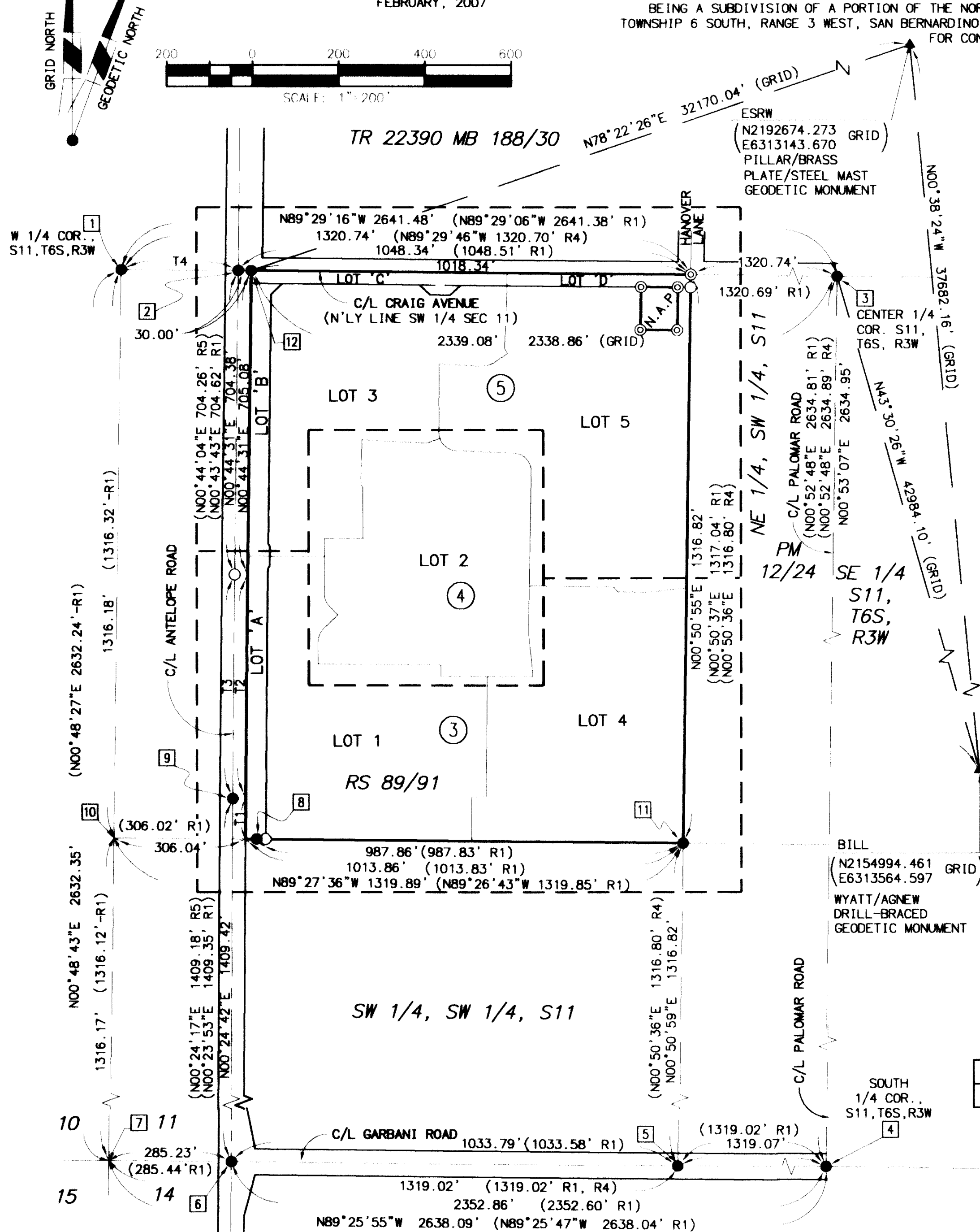
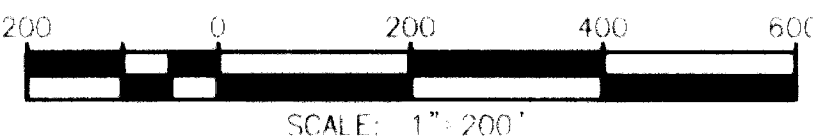
PURSUANT TO SECTION 66436 OF THE SUBDIVISION MAP ACT, THE SIGNATURES OF THE  
FOLLOWING OWNERS OF EASEMENTS AND/OR INTERESTS HAVE BEEN OMITTED:

STATE OF CALIFORNIA, HOLDER OF AN EASEMENT FOR PUBLIC UTILITIES PER DOCUMENT  
RECORDED MAY 26, 1971, AS INST. NO. 55793, O.R. RIV.



IN THE UNINCORPORATED TERRITORY OF THE COUNTY OF RIVERSIDE, STATE OF CALIFORNIA.

## TRACT NO. 32628

BEING A SUBDIVISION OF A PORTION OF THE NORTHWEST QUARTER OF SECTION 11,  
TOWNSHIP 6 SOUTH, RANGE 3 WEST, SAN BERNARDINO BASE AND MERIDIAN, ACCORDING TO THE OFFICIAL PLAT THEREOF  
FOR CONDOMINIUM PURPOSES.RBF  
CONSULTING  
FEBRUARY, 2007CONVERGENCE ANGLE  
-0°30'20.64"  
AT MONUMENT 12

## BOUNDARY CONTROL AND SHEET INDEX

② DENOTES SHEET NUMBER

## MONUMENT NOTES

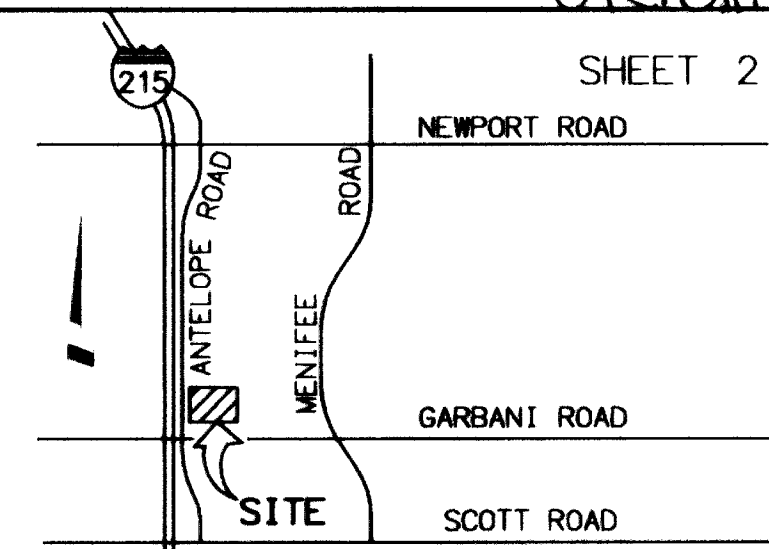
- SET 1" IP TAGGED "LS 8068" AT ALL LOT CORNERS, FLUSH WITH SURFACE.
- SET 1" IP & TAG "LS 8068", FLUSH (RIV. CO. STD. "A" MON.)
- ⊙ SET 2" IP & TAG "LS 8068", FLUSH (RIV. CO. STD. "A" MON.)
- INDICATES FOUND MONUMENT AS NOTED AND REFERENCED HEREON:
- 1 FD. 2" IP W/BASS CAP CALTRANS MONUMENT, DN 0.6', STAMPED "W1/4 SEC 11", PER MAP 204-962, RS 89/81, MB 188/29-34. ACCEPTED AS W1/4 CORNER OF SECTION 11.
- 2 FD. 2" IP W/BASS CAP CALTRANS MONUMENT WITH ILLEGIBLE MARKINGS, DN 0.8', PER CALTRANS R/W MONUMENTATION MAP 204-961, RS 89/91, MB 188/29-34. ACCEPTED AS C/L INT. OF ANTELOPE ROAD AND 1/4 SECTION LINE.
- 3 FD. 1" IP "LS 5820", DN 0.3', NO RECORD, ACCEPTED AS CENTER 1/4 CORNER, PER RS 89/81, PM 12/24 (TIE POINT N 2186170.333 E 6283972.406)
- 4 FD. 1" IP "RCE 24102" PLASTIC PLUG, DN 0.4', PER MB 285/83-87, MB 308/33-37. ACCEPTED AS S1/4 CORNER OF SECTION 11
- 5 FD. 1" IP OPEN, DN 0.2', NO RECORD, SET TAG "LS 8068", ACCEPTED AS W1/16 CORNER OF SECTIONS 11 AND 14
- 6 FOUND 1" IP "RCE 24102", DN 0.3', NO RECORD. ACCEPTED AS C/L INT. OF ANTELOPE ROAD AND GARBANI ROAD. PER RS 89/81
- 7 SNF, ESTABLISHED BY PROJECTING LINE BTWN W1/16 CORNER OF SECTIONS 11 AND 14, AND S1/4 CORNER OF SECTION 11, AT RECORD DISTANCE PER PM 12/24
- 8 FD. 1" IP "RCE 21914", DN 0.1', PER RS 89/81. DESTROYED DURING CONSTRUCTION. RESET 1" IP W/TAG "LS 8068", FLUSH.
- 9 FD. 2" IP W/BASS CAP CALTRANS MONUMENT STAMPED "CL ANT. RD. 426+85.42 BC CDDT", DN 0.2', PER CALTRANS R/W MAP 913022 & RS 89/81.
- 10 SNF, ESTABLISHED AS S1/16 CORNER OF SECTIONS 10 AND 11.
- 11 FD. 2" IP "RCE 11932", DN 0.3', PER RS 89/81. ACCEPTED AS SW1/16 CORNER OF SECTION 11. DESTROYED DURING CONSTRUCTION. RESET 2" IP W/TAG "LS 8068", FLUSH
- 12 FD. 1" IP OPEN, DN 0.3', PER MB 188/29-34, TAG MISSING. ACCEPTED AS NW CORNER OF PROPERTY. SET TAG "LS 8068". (TIE POINT N 2186191.242 E 6281633.641)

## ENVIRONMENTAL CONSTRAINT NOTE

THE ENVIRONMENTAL CONSTRAINT SHEET AFFECTING THIS MAP IS ON FILE IN THE COUNTY OF RIVERSIDE TRANSPORTATION DEPARTMENT, SURVEY DIVISION IN ECS BOOK 39, PAGE 66.

## LINE AND CURVE DATA TABLE

NO.	BEARING/DELTA	RADIUS	LENGTH	NOTE
T1	N00°24'42"E (N00°23'53"E (N00°24'17"E	---	93.77' 93.51' 93.63'	R1) R2)
T2	00°19'49" (00°19'49" (00°19'49"	89767.00' 89767.00' 90000.00'	517.46' 517.46' 518.80'	R1 & R5)
T3	00°19'49" (00°19'49" (00°19'49"	90000.00' 90000.00' 90000.00'	518.80' 518.80' 518.84'	R5) R1)
T4	N89°29'16"W (N89°29'06"W	---	272.40' 272.17'	R1)



## VICINITY MAP

N.T.S.

## BASIS OF BEARINGS

THE BASIS OF BEARINGS AND COORDINATES FOR THIS SURVEY IS THE CALIFORNIA STATE PLANE COORDINATE SYSTEM, CCS83, ZONE 6, (EPOCH 2004.001) BASED LOCALLY ON SCIGN STATIONS 'BILL' AND 'ESRW', AS SHOWN HEREON. ALL BEARINGS SHOWN ON THIS MAP ARE GRID, UNLESS OTHERWISE NOTED. ALL DISTANCES ARE GROUND DISTANCES, UNLESS OTHERWISE NOTED. QUOTED BEARINGS AND DISTANCES FROM REFERENCE MAPS OR DEEDS ARE AS SHOWN PER THAT RECORD REFERENCE. GRID DISTANCES MAY BE OBTAINED BY MULTIPLYING THE GROUND DISTANCE BY A COMBINATION FACTOR OF 0.999905215. CALCULATIONS ARE MADE AT MONUMENT NO. 12. WITH COORDINATES OF N: 2186191.242, E: 6281633.641, USING AN ELEVATION OF 1474.0 FEET.

## SURVEYOR'S NOTES

TRACT NO. 32628 CONTAINS 5 NUMBERED LOTS AND 4 LETTERED LOTS  
TRACT NO. 32628 CONTAINS 30.73 ACRES GROSS.

- ALL PUBLIC SERVICES AND PUBLIC UTILITIES INSTALLED WITHIN THIS TRACT SHALL BE PLACED UNDERGROUND.
- INDICATES RESTRICTED ACCESS.
- ALL MONUMENTS SHOWN AS SET SHALL BE SET IN ACCORDANCE WITH COUNTY ORDINANCE 461.9 AND THE MONUMENT AGREEMENT FOR THIS MAP.
- DRAINAGE EASEMENTS SHALL BE KEPT FREE OF BUILDINGS AND OBSTRUCTIONS.
- CCMR'S PER INSTRUMENT RECORDED November 13, 2007 AS INST. NO. 2007-0685938, O.R. RIV.

## REFERENCE LEGEND

- (R1) RS 89/81  
(R2) MB 188/29-34  
(R3) PM 140/74-75  
(R4) PM 12/24  
(R5) CA. DEPT OF TRANSPORTATION R/W MAP 913022

## EASEMENT NOTES

- AN EASEMENT IN FAVOR OF THE STATE OF CALIFORNIA FOR PUBLIC UTILITIES, PER INSTRUMENT RECORDED MAY 26, 1971 AS INST. NO. 55793, O.R. RIV.
- AN EASEMENT IN FAVOR OF EASTERN MUNICIPAL WATER DISTRICT FOR PIPELINE AND ACCESS PURPOSES, PER INSTRUMENT RECORDED JULY 9, 1991 AS INST. NO. 230836, O.R. RIV.
- AN IRREVOCABLE OFFER FOR PUBLIC ROAD, SLOPE AND DRAINAGE, PUBLIC UTILITIES IN FAVOR OF THE COUNTY OF RIVERSIDE PER INSTRUMENT RECORDED AUGUST 4, 1988 AS INST. NO. 88-219863, O.R. RIV.
- AN EASEMENT IN FAVOR OF THE COUNTY OF RIVERSIDE FOR PUBLIC ROAD, DRAINAGE, PUBLIC UTILITIES AND SERVICE FACILITIES PURPOSES PER INSTRUMENT RECORDED OCTOBER 9, 1991 AS INST. NO. 350232, O.R. RIV.
- AN EASEMENT IN FAVOR OF SOUTHERN CALIFORNIA EDISON COMPANY FOR PUBLIC UTILITY PURPOSES PER INSTRUMENT RECORDED NOVEMBER 6, 1997 AS INST. NO. 407107, O.R. RIV.
- AN EASEMENT IN FAVOR OF EASTERN MUNICIPAL WATER DISTRICT FOR SLOPE AND DRAINAGE PURPOSES, PER INSTRUMENT RECORDED AUGUST 2, 2000 AS INST. NO. 2000-297883, O.R. RIV.
- AN EASEMENT IN FAVOR OF EASTERN MUNICIPAL WATER DISTRICT FOR PIPELINE AND FACILITY PURPOSES, PER INSTRUMENT RECORDED AUGUST 2, 2000 AS INST. NO. 2000-297884, O.R. RIV.

## ABBREVIATION LEGEND

O.R.	OFFICIAL RECORDS RIVERSIDE COUNTY	IP	IRON PIPE
RIV.	RIVERSIDE COUNTY	MON	MONUMENT
SNF	SEARCHED, NOTHING FOUND	BRNG	BEARING
W/	WITH	(R)	RADIAL
FD.	FOUND		

2007-0685937  
ORIGINAL  
427  
20

IN THE UNINCORPORATED TERRITORY OF THE COUNTY OF RIVERSIDE, STATE OF CALIFORNIA.

# TRACT NO. 32628

BEING A SUBDIVISION OF A PORTION OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 11,  
TOWNSHIP 6 SOUTH, RANGE 3 WEST, SAN BERNARDINO BASE AND MERIDIAN, ACCORDING TO THE OFFICIAL PLAT THEREOF  
FOR CONDOMINIUM PURPOSES.

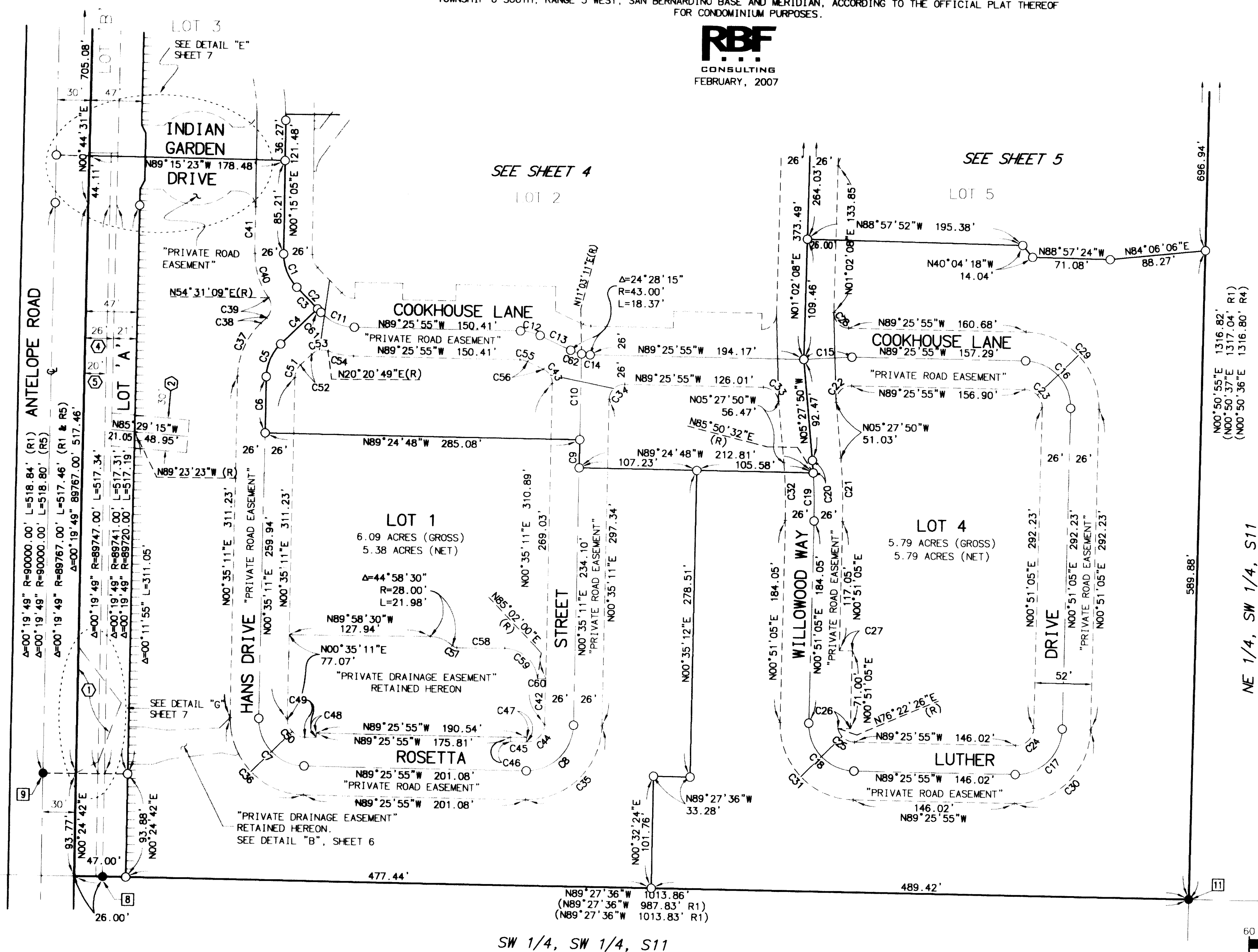


SHEET 3 OF 7 SHEETS

SEE SHEET 5

SEE SHEET 4

SEE SHEET 5

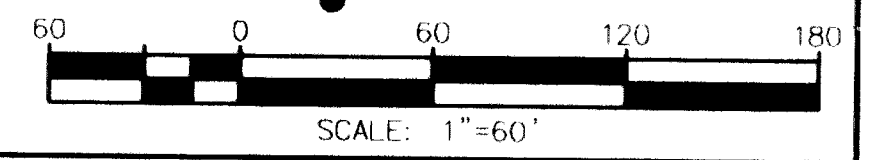
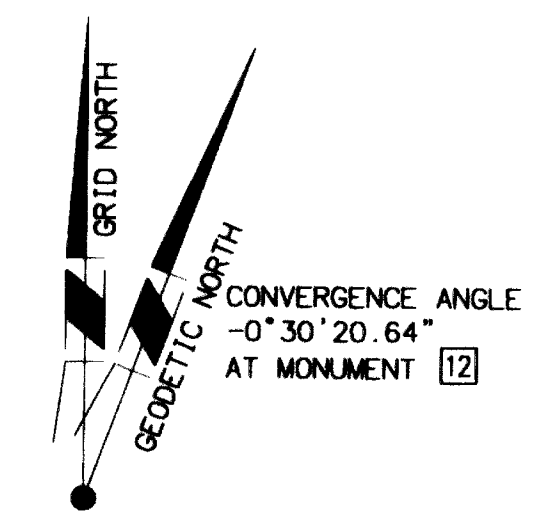


DATA TABLE

NO.	BRNG/DELTA	RADIUS	LENGTH
C1	44°30'30"	43.00'	33.40'
C2	N44°15'25"W	---	31.74'
C3	N44°15'25"W	---	27.34'
C4	N45°44'35"E	---	46.26'
C5	45°09'24"	42.00'	33.10'
C6	N00°35'11"E	---	51.28'
C7	90°01'06"	42.00'	65.99'
C8	89°58'54"	42.00'	65.96'
C9	N00°35'11"E	---	25.78'
C10	N00°35'11"E	---	78.15'
C11	45°10'30"	43.00'	33.90'
C12	24°28'15"	43.00'	18.37'
C13	N64°57'40"W	---	30.84'
C14	10°29'06"	43.00'	7.87'
C15	N86°38'41"E	---	43.85'
C16	90°17'00"	42.00'	66.18'
C17	89°43'00"	42.00'	65.77'
C18	90°17'00"	42.00'	66.18'
C19	05°00'33"	500.00'	43.71'
C20	01°18'22"	500.00'	11.40'
C21	06°18'55"	526.00'	57.98'
C22	96°01'55"	14.00'	23.47'
C23	90°17'00"	16.00'	25.21'
C24	89°43'00"	16.00'	25.05'
C25	75°48'21"	16.00'	21.17'
C26	N89°08'55"W	---	11.49'
C27	N89°08'55"W	---	12.00'
C28	90°28'03"	14.00'	22.11'
C29	90°17'00"	68.00'	107.15'
C30	89°43'00"	68.00'	106.48'
C31	90°17'00"	68.00'	107.15'
C32	06°18'55"	474.00'	52.25'
C33	83°58'05"	14.00'	20.52'
C34	89°58'54"	14.00'	21.99'
C35	89°58'54"	68.00'	106.79'
C36	90°01'06"	68.00'	106.84'
C37	45°09'24"	68.00'	53.59'
C38	N45°44'35"E	---	7.23'
C39	81°13'26"	14.00'	19.85'
C40	35°43'56"	69.00'	43.03'
C41	N00°15'05"E	---	42.55'
C42	N00°35'11"E	---	41.86'
C43	65°32'51"	14.00'	16.02'
C44	89°58'54"	16.00'	25.13'
C45	N89°25'55"W	---	14.73'
C46	N00°34'05"E	---	4.00'
C47	N00°34'05"E	---	4.00'
C48	N00°34'05"E	---	4.00'
C49	N89°25'55"W	---	10.54'
C50	90°01'06"	16.00'	25.14'
C51	45°09'24"	16.00'	12.61'
C52	N45°44'35"E	---	14.28'
C53	64°36'14"	14.00'	15.79'
C54	19°46'44"	69.00'	23.82'
C55	24°28'15"	17.00'	7.26'
C56	N64°57'40"W	---	16.06'
C57	44°57'00"	6.00'	4.71'
C58	N89°57'00"W	---	43.33'
C59	84°59'00"	30.00'	44.50'
C60	N89°24'49"W	---	7.55'
C61	N44°15'25"W	---	4.40'
C62	13°59'09"	43.00'	10.50'

N00°50'55"E 1316.82'  
(N00°50'37"E 1317.04' R1)  
(N00°50'36"E 1316.80' R4)

NE 1/4, SW 1/4, S11

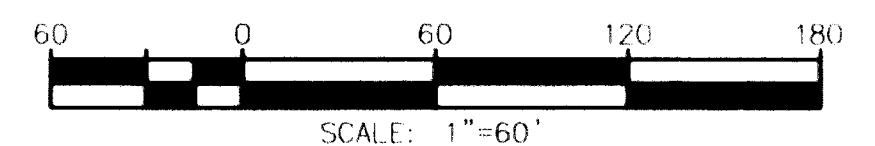
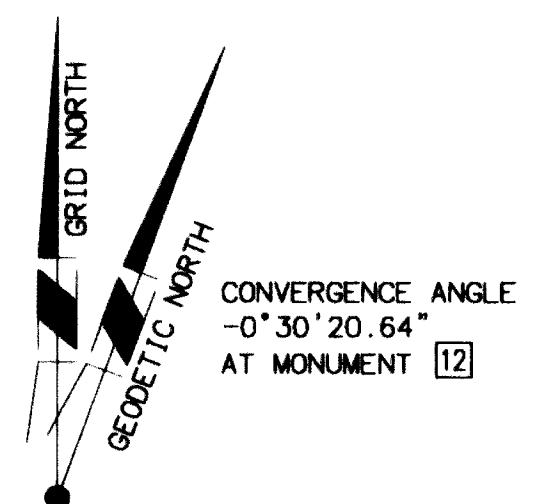


SW 1/4, SW 1/4, S11

BEING A SUBDIVISION OF A PORTION OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 11,  
TOWNSHIP 6 SOUTH, RANGE 3 WEST, SAN BERNARDINO BASE AND MERIDIAN, ACCORDING TO THE OFFICIAL PLAT THEREOF  
FOR CONDOMINIUM PURPOSES.

**CONSULTING**  
**FEBRUARY, 2007**

NO.	BRNG/DELTA	RADIUS	LENGTH
C1	N44° 15' 25" W	--	27.34
C2	44° 30' 30"	43.00'	33.40
C3	01° 35' 52"	200.00'	5.58
C4	N02° 17' 10" E	--	31.00
C5	N44° 15' 25" W	--	4.40
C6	16° 14' 43"	226.00'	64.08
C7	44° 30' 30"	17.00'	13.21
C8	N44° 15' 25" W	--	31.74
C9	45° 10' 30"	17.00'	13.40
C10	N00° 34' 05" E	--	15.00
C11	N00° 34' 05" E	--	15.00
C12	N00° 34' 05" E	--	15.00
C13	N89° 25' 55" W	--	48.11
C14	N00° 34' 05" E	--	22.44
C15	N64° 57' 40" W	--	27.83
C16	N89° 25' 55" W	--	75.52
C17	N00° 34' 05" E	--	15.00
C18	N00° 34' 05" E	--	20.96
C19	85° 20' 11"	14.00'	14.85
C20	N88° 57' 52" W	--	15.00
C21	N88° 57' 52" W	--	15.00
C22	N01° 02' 08" E	--	44.00
C23	89° 05' 52"	17.00'	26.44
C24	24° 28' 15"	17.00'	7.26
C25	45° 10' 30"	43.00'	33.90
C26	24° 28' 15"	43.00'	18.37
C27	N64° 57' 40" W	--	30.84
C28	24° 28' 15"	43.00'	18.37
C29	89° 05' 52"	43.00'	66.87
C30	N44° 15' 25" W	--	31.74
C31	13° 59' 09"	43.00'	10.50
C32	10° 29' 06"	43.00'	7.87





2007-0685937  
ORIGINAL  
427  
22

IN THE UNINCORPORATED TERRITORY OF THE COUNTY OF RIVERSIDE, STATE OF CALIFORNIA.

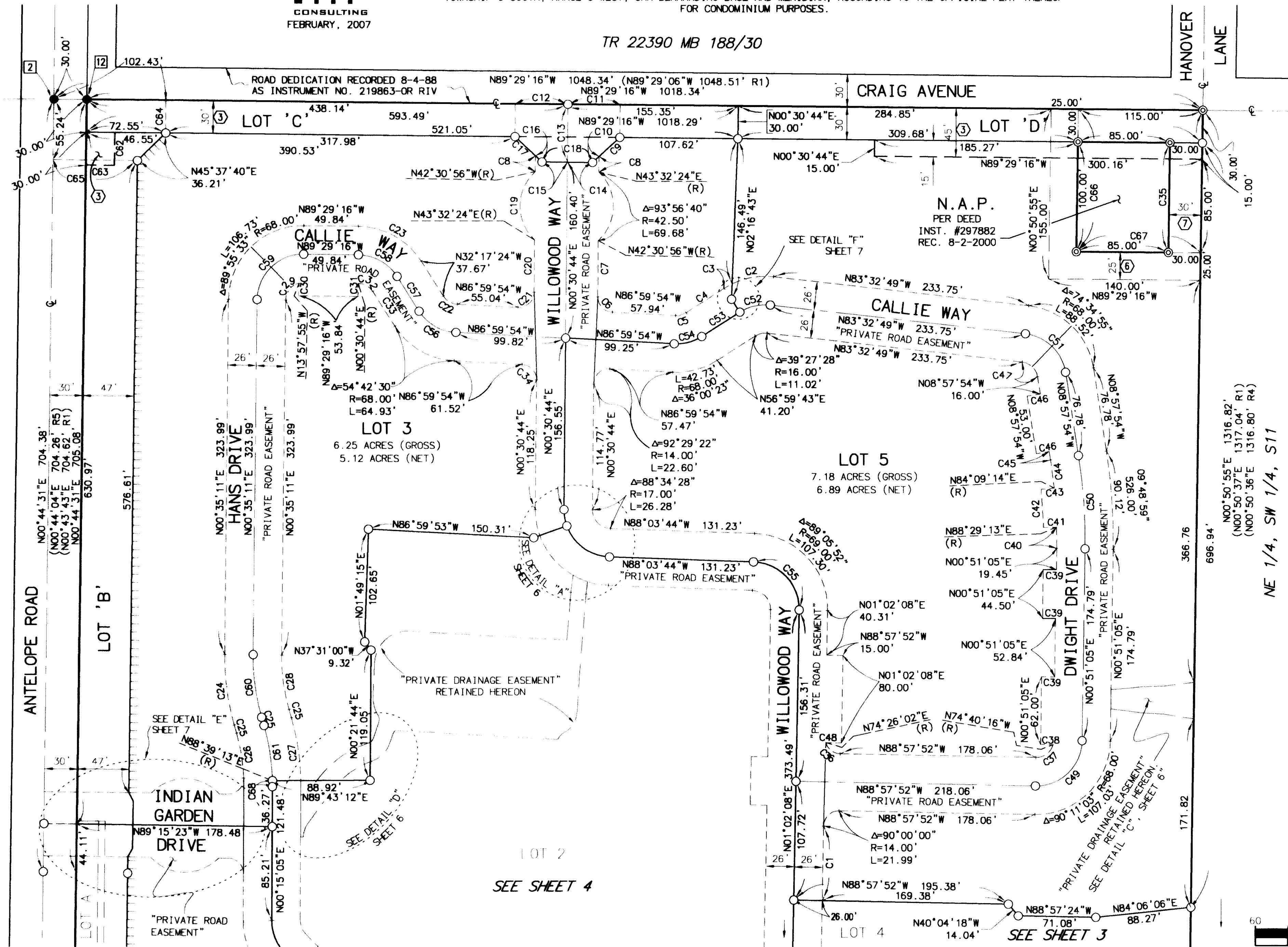
# TRACT NO. 32628

BEING A SUBDIVISION OF A PORTION OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 11,  
TOWNSHIP 6 SOUTH, RANGE 3 WEST, SAN BERNARDINO BASE AND MERIDIAN, ACCORDING TO THE OFFICIAL PLAT THEREOF  
FOR CONDOMINIUM PURPOSES.

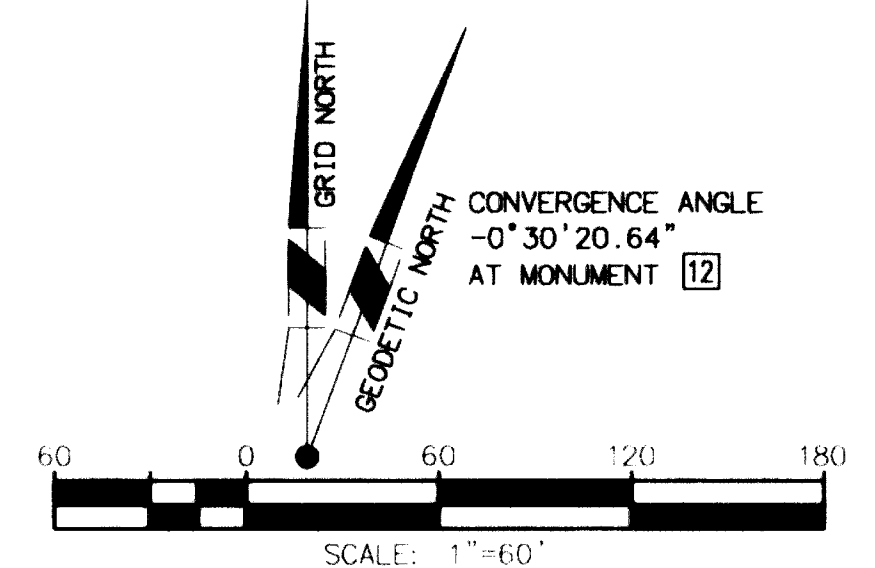
SHEET 5 OF 7 SHEETS



TR 22390 MB 188/30



DATA TABLE			
NO.	BRNG/DELTA	RADIUS	LENGTH
C1	N01°02'08"E	--	67.72'
C2	32°32'01"	68.00'	38.61'
C3	06°55'27"	68.00'	8.22'
C4	N56°59'43"E	--	41.20'
C5	36°00'23"	16.00'	10.05'
C6	87°30'38"	14.00'	21.38'
C7	N00°30'44"E	--	51.25'
C8	N00°30'44"E	--	14.40'
C9	N47°24'12"E	--	25.65'
C10	N47°24'12"E	--	8.13'
C11	N89°29'47"W	--	47.73'
C12	N89°28'45"W	--	47.73'
C13	N00°30'44"E	--	53.09'
C14	N89°29'16"W	--	23.06'
C15	N89°29'16"W	--	23.06'
C16	N46°22'44"W	--	8.13'
C17	N46°22'44"W	--	25.65'
C18	N89°29'16"W	--	46.13'
C19	93°56'40"	42.50'	69.68'
C20	N00°30'44"E	--	47.51'
C21	92°29'22"	14.00'	22.60'
C22	54°42'30"	16.00'	15.28'
C23	57°11'52"	68.00'	67.88'
C24	16°34'49"	226.00'	65.40'
C25	N15°59'38"W	--	7.77'
C26	13°42'41"	174.00'	41.64'
C27	16°14'43"	226.00'	64.08'
C28	16°34'49"	174.00'	50.35'
C29	75°26'54"	16.00'	21.07'
C30	N00°30'44"E	--	11.49'
C31	N00°30'44"E	--	12.00'
C32	57°11'52"	16.00'	15.97'
C33	N32°17'24"W	--	37.67'
C34	87°30'38"	14.00'	21.38'
C35	N00°50'55"E	--	100.00'
C36	73°23'54"	14.00'	17.93'
C37	75°42'24"	16.00'	21.14'
C38	N89°08'55"W	--	11.49'
C39	N89°08'55"W	--	12.00'
C40	02°21'52"	474.00'	19.56'
C41	N87°56'35"E	--	12.00'
C42	N03°40'44"W	--	35.15'
C43	N84°38'15"E	--	12.00'
C44	03°07'08"	474.00'	25.80'
C45	N08°57'54"W	--	7.78'
C46	N81°02'06"E	--	12.00'
C47	74°34'55"	16.00'	20.83'
C48	N88°57'52"W	--	14.42'
C49	90°11'03"	42.00'	66.11'
C50	09°48'59"	500.00'	85.66'
C51	74°34'55"	42.00'	54.67'
C52	39°27'28"	42.00'	28.92'
C53	N56°59'43"E	--	41.20'
C54	36°00'23"	42.00'	26.39'
C55	89°05'52"	43.00'	66.87'
C56	54°42'30"	42.00'	40.10'
C57	N32°17'24"W	--	37.67'
C58	57°11'52"	42.00'	41.93'
C59	89°55'33"	42.00'	65.92'
C60	16°34'49"	200.00'	57.88'
C61	14°38'51"	200.00'	51.13'
C62	N00°44'31"E	--	30.10'
C63	N89°15'29"W	--	26.00'
C64	N00°30'44"E	--	30.00'
C65	N89°15'29"W	--	77.00'
C66	N00°50'55"E	--	100.00'
C67	N89°29'16"W	--	115.00'
C68	01°35'52"	200.00'	5.58'



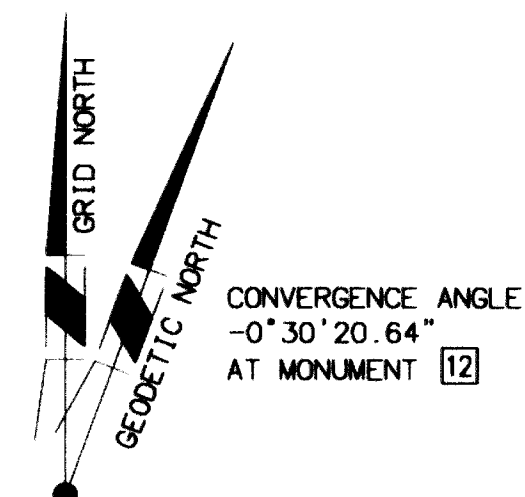
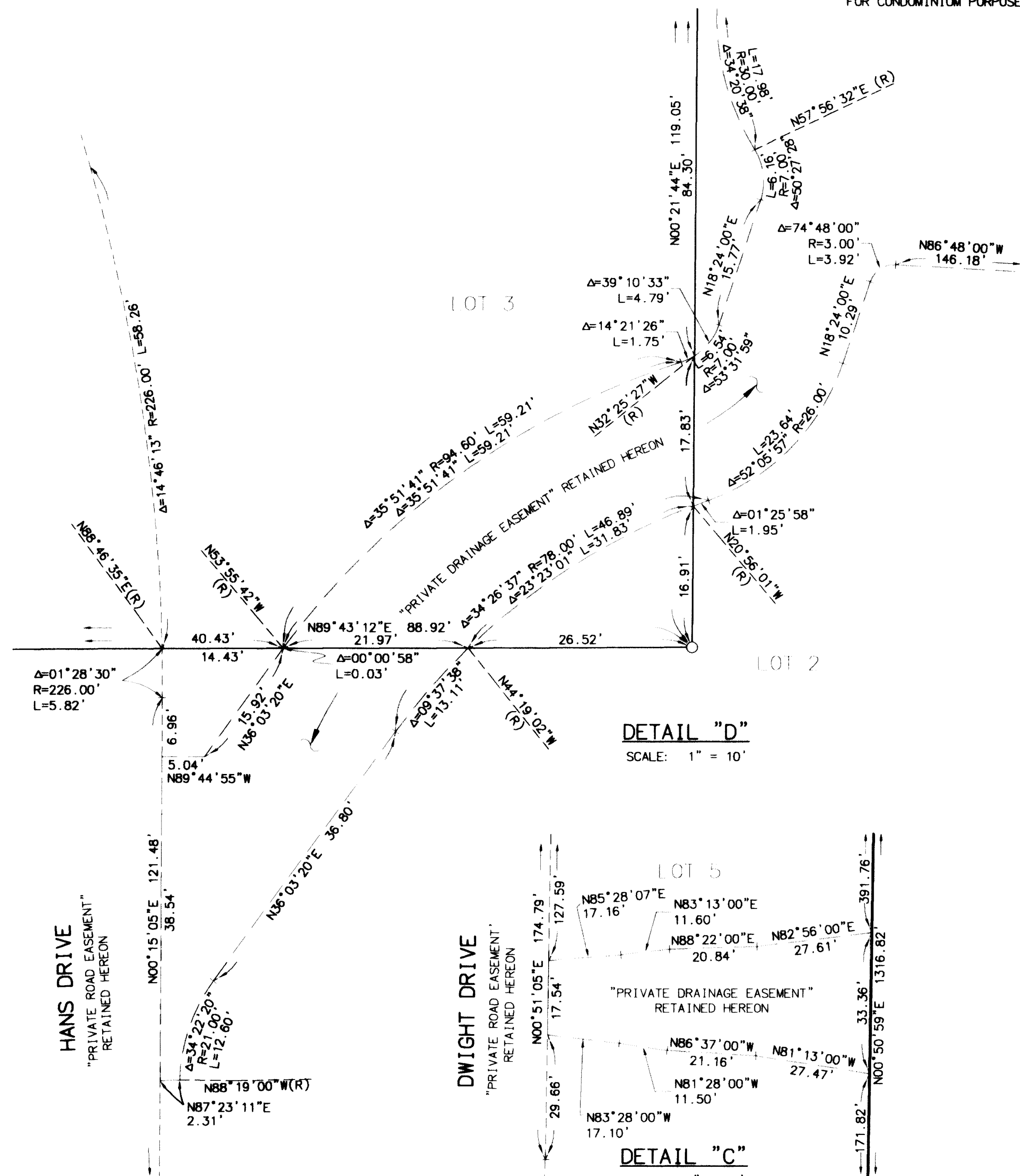


IN THE UNINCORPORATED TERRITORY OF THE COUNTY OF RIVERSIDE, STATE OF CALIFORNIA.

# TRACT NO. 32628

BEING A SUBDIVISION OF A PORTION OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 11,  
TOWNSHIP 6 SOUTH, RANGE 3 WEST, SAN BERNARDINO BASE AND MERIDIAN, ACCORDING TO THE OFFICIAL PLAT THEREOF  
FOR CONDOMINIUM PURPOSES.

**RBF**  
CONSULTING  
FEBRUARY, 2007



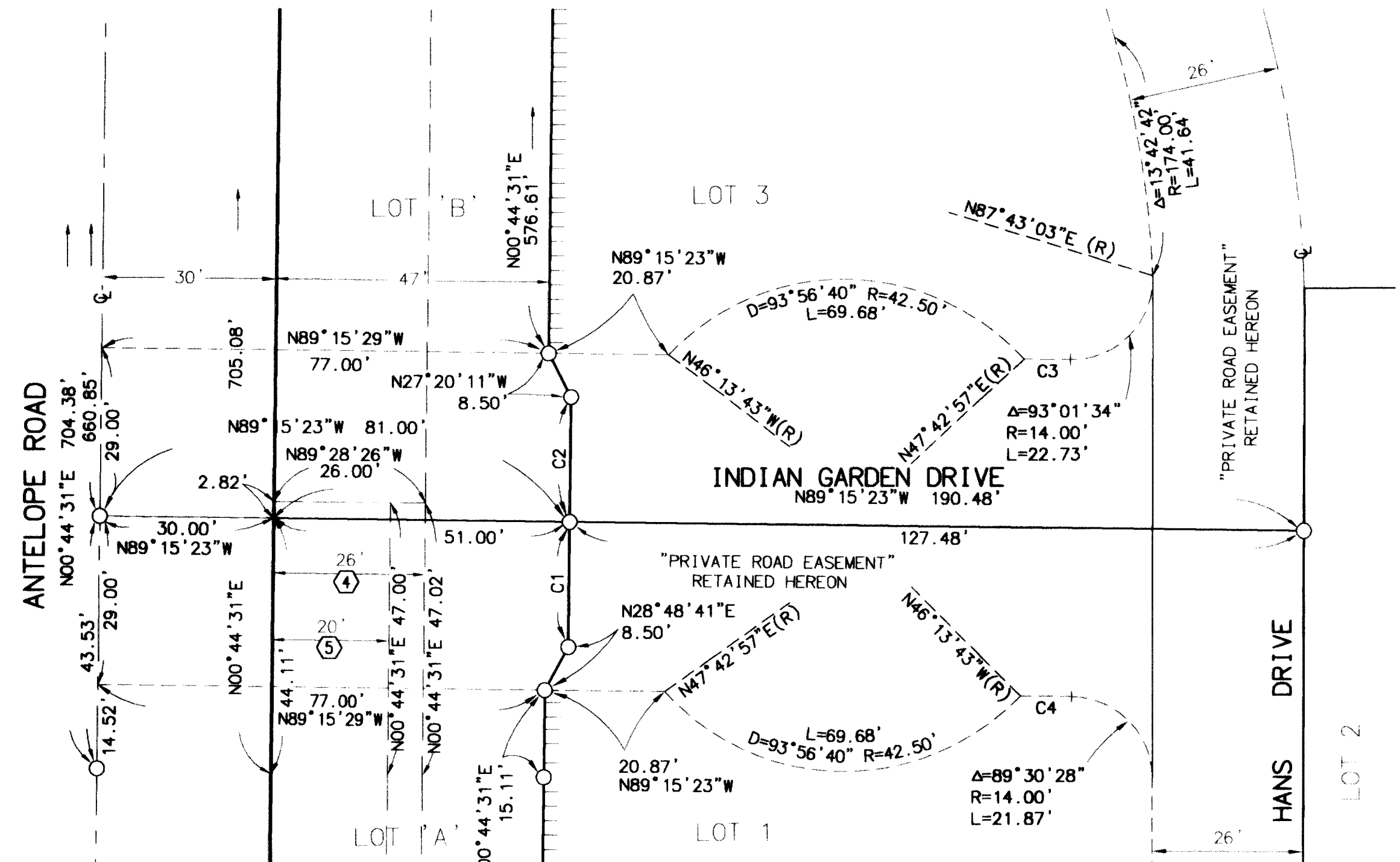
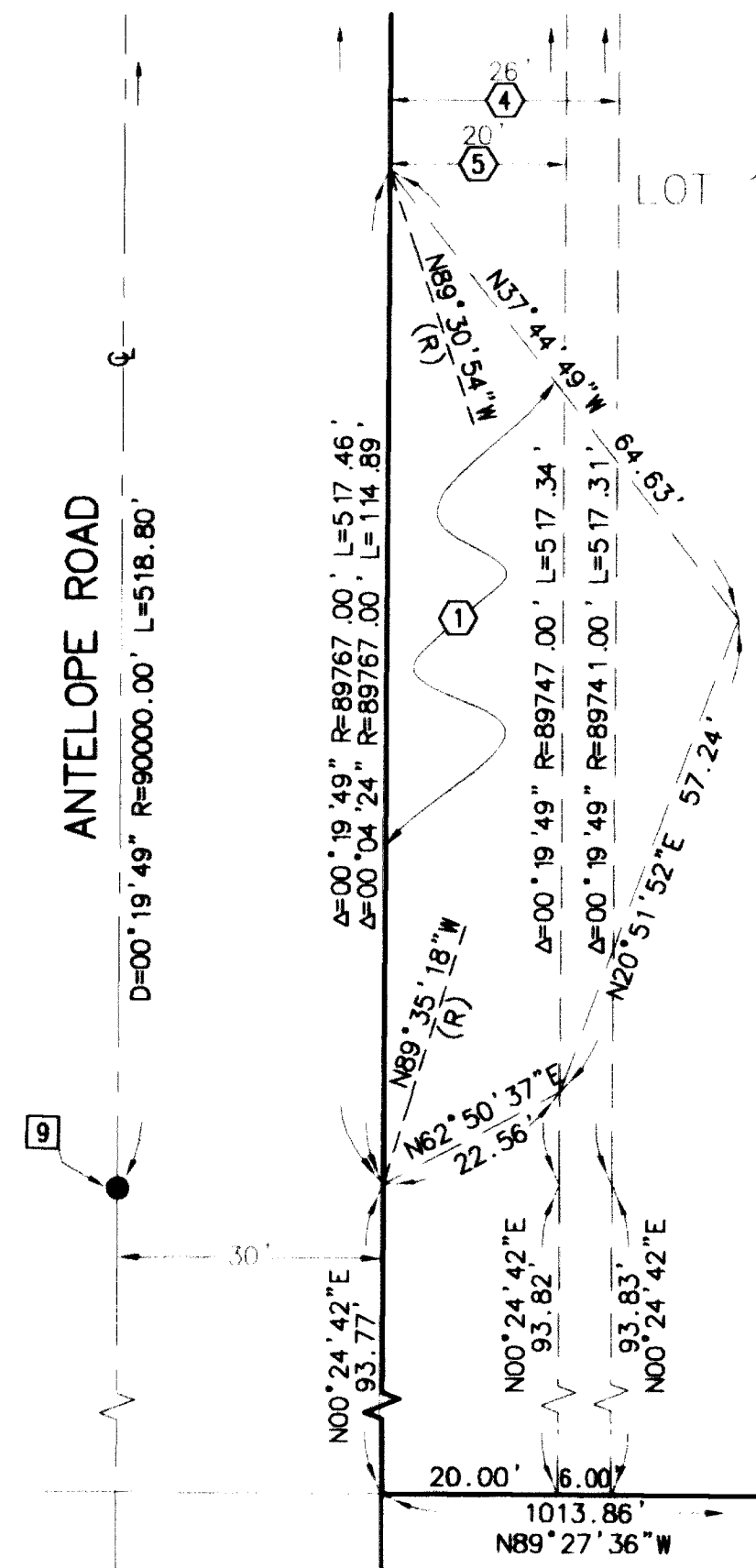
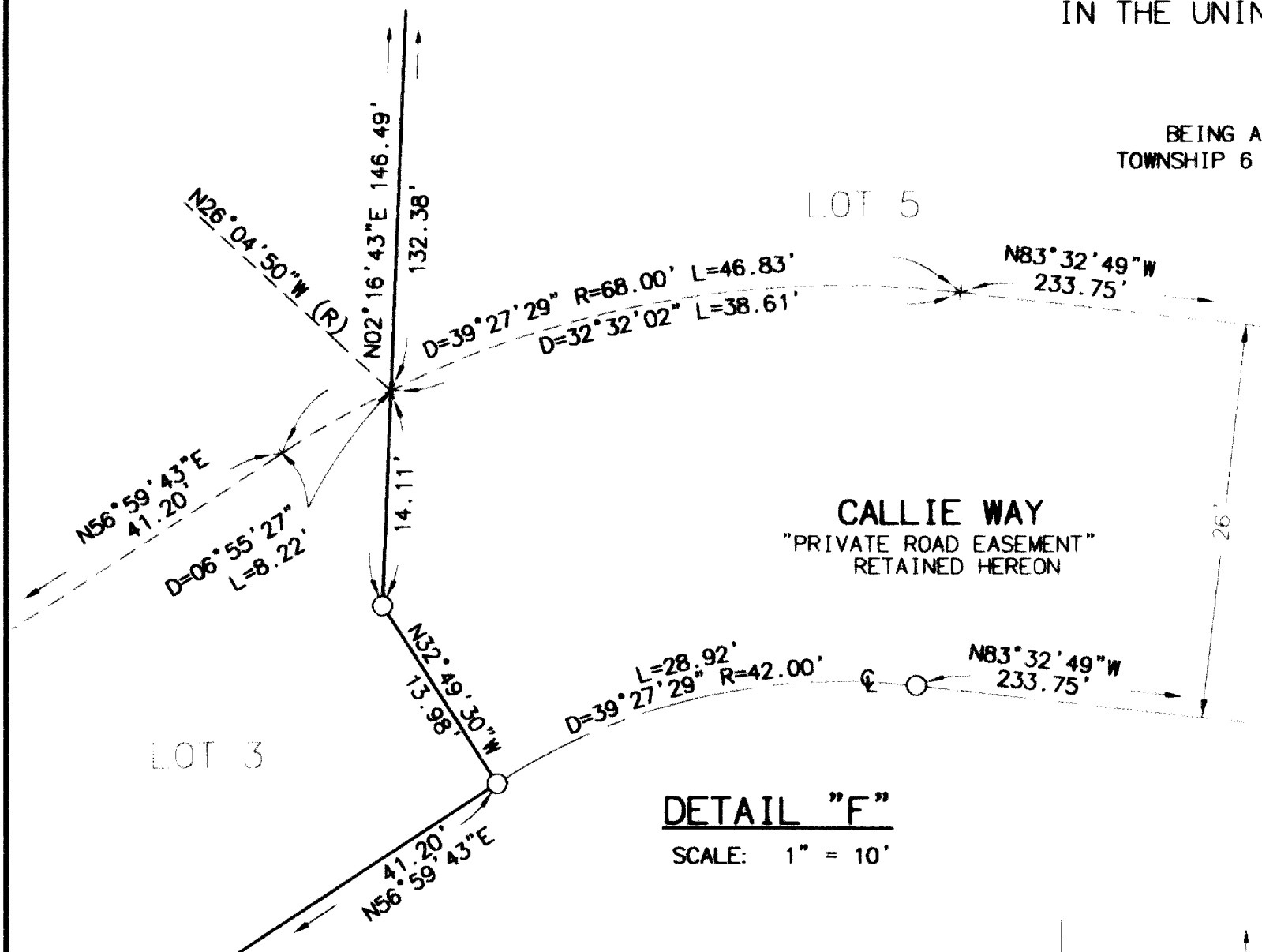
IN THE UNINCORPORATED TERRITORY OF THE COUNTY OF RIVERSIDE, STATE OF CALIFORNIA.

# TRACT NO. 32628

BEING A SUBDIVISION OF A PORTION OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 11,  
TOWNSHIP 6 SOUTH, RANGE 3 WEST, SAN BERNARDINO BASE AND MERIDIAN, ACCORDING TO THE OFFICIAL PLAT THEREOF  
FOR CONDOMINIUM PURPOSES.

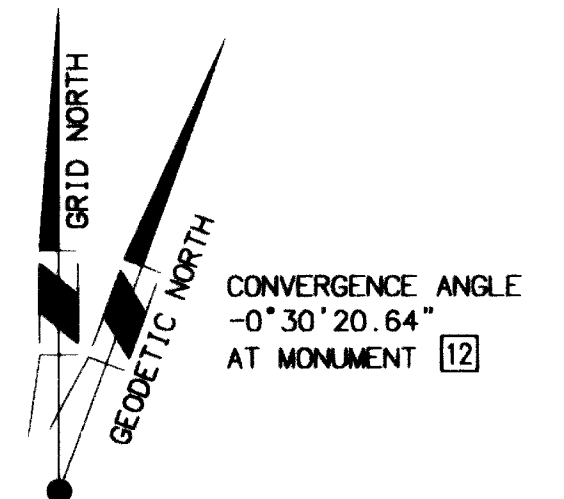
**RBF**  
CONSULTING  
FEBRUARY, 2007

SHEET 7 OF 7 SHEETS



DATA TABLE

NO.	BRNG/DELTA	RADIUS	LENGTH
C1	N00°44'37"E	--	21.50'
C2	N00°44'37"E	--	21.50'
C3	N89°15'23"W	--	7.95'
C4	N89°15'23"W	--	8.84'



Acknowledgment Regarding Property to be Included into Community Facilities District No.  
2017-1 (Maintenance Services)

The developer/property owner of (Tract No. / Assessor's Parcel No.) 32628 / 372-050-037, 372-050-038, 372-050-039, 372-050-040, 372-050-041, 372-050-042  
hereby acknowledges that:

If the landscaping, drainage, lighting and eligible public improvements within the Community Facilities District No. 2017-1 (Maintenance Services) the maintenance areas of (**Assessor's Parcel Nos.**) 372-050-037 through 042, which is to be included in the Community Facilities District No. 2017-1 (Maintenance Services) of the City of Menifee are completed prior to the levy and collection of special taxes upon property within said tract for the maintenance of such landscape and improvements, the developer/property owner will continue to be responsible for and will maintain the landscaping, drainage, lighting, and eligible public improvements within such maintenance areas at its sole expense, and the City will not assume responsibility for the maintenance of such landscaping, drainage, lighting and eligible public improvements until such time as the City is able to collect such special taxes to pay the costs of the maintenance of such landscaping, drainage, lighting, and eligible public improvements.

DATED: 5/2/2022

OWNER(s):

FPG TRICON MENIFEE PROPERTY LLC,  
A DELAWARE LIMITED LIABILITY COMPANY

Bing Chen  
(Print Name)

[Signature]  
(Signature)

Authorized Signer  
(Title)

\_\_\_\_\_  
(Print Name)

\_\_\_\_\_  
(Signature)

\_\_\_\_\_  
(Title)

**EXHIBIT F**

**NOTICE OF PUBLIC HEARING**

**NOTICE OF PUBLIC HEARING ON RESOLUTION OF INTENTION TO ANNEX  
TERRITORY TO AN EXISTING COMMUNITY FACILITIES DISTRICT NO. 2017-1  
(MAINTENANCE SERVICES) (ANNEXATION NO. 14)**

**NOTICE IS HEREBY GIVEN** that the City Council of the City of Menifee on August 17, 2022 adopted its Resolution No. 2022-\_\_, in which it declared its intention to annex territory to existing Community Facilities District No. 2017-1 (Maintenance Services) (the "CFD No. 2017-1"), and to levy a special tax to pay for certain maintenance services, all pursuant to the provisions of the Mello-Roos Community Facilities Act of 1982, Chapter 2.5, Part 1, Division 2, Title 5 of the California Government Code. The resolution describes the territory to be annexed and describes the rate and method of apportionment of the proposed special tax. No change in the tax levied in the existing CFD No. 2017-1 is proposed.

**NOTICE IS HEREBY FURTHER GIVEN** that the City Council has fixed 6:00 p.m., or as soon thereafter as practicable, Wednesday, September 21, 2022 in the City Council Chambers located at 29844 Haun Road, Menifee, California 92586, as the time and place when and where the City Council will conduct a public hearing on the annexation of territory to CFD No. 2017-1. At the hearing, the testimony of all interest persons for or against the annexation of the territory or the levying of the special taxes will be heard. If and to the extent participation in the September 21, 2022 meeting must occur by teleconference, videoconference, or other electronic means authorized by the Ralph M. Brown Act or an Executive Order of the Governor of California, the means and methods for participating the meeting shall be posted on the Agenda for said meeting, which shall be posted at least 72 hours prior to the meeting on the City of Menifee ([www.cityofmenifee.us](http://www.cityofmenifee.us)), and outside of City Hall at 29844 Haun Road, Menifee, California 92586. A copy of the Agenda will be made available upon request to the Menifee City Clerk's office at 951-723-3471.

DATED: \_\_\_\_\_, 2022

\_\_\_\_\_  
City Clerk of the City of Menifee

PUB: \_\_\_\_\_, 2022

**EXHIBIT G**

**BALLOT**

**CITY OF MENIFEE  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA  
COMMUNITY FACILITIES DISTRICT NO. 2017-1 (MAINTENANCE SERVICES)  
ANNEXATION NO. 14**

**(September 21, 2022)**

This ballot is for the use of the authorized representative of the following owner of land within Community Facilities District No. 2017-1 (Maintenance Services) ("CFD No. 2017-1") of the City of Menifee:

<u>Name of Landowner</u>	<u>Number of Acres Owned</u>	<u>Total Votes</u>
FPG Tricon Menifee Property LLC	28.40	29

According to the provisions of the Mello-Roos Community Facilities Act of 1982, and resolutions of the City Council (the "Council") of the City of Menifee (the "City"), the above-named landowner is entitled to cast the number of votes shown above under the heading "Total Votes," representing the total votes for the property owned by said landowner. The City has sent the enclosed ballot to you so that you may vote on whether or not to approve the special tax.

This special tax ballot is for the use of the property owner of the parcels identified below, which parcels are located within the territory proposed to be annexed to the CFD No. 2017-1, City of Menifee, County of Riverside, State of California. Please advise the City Clerk, at (951) 672-6777 if the name set forth below is incorrect or if you are no longer one of the owners of these parcels. This special tax ballot may be used to express either support for or opposition to the proposed special tax. To be counted, this special tax ballot must be signed below by the owner or, if the owner is not an individual, by an authorized representative of the owner. The ballot must then be delivered to the City Clerk, either by mail or in person, as follows:

**Mail**

**Delivery:** If by mail, place ballot in the return envelope provided, and mail no later than September 7, 2022, two calendar weeks prior to the date set for the election. Mailing later than this deadline creates the risk that the special tax ballot may not be received in time to be counted.

**Personal**

**Delivery:** If in person, deliver to the City Clerk at any time up to 5:00 p.m. on September 21, 2022, at the Clerk's office at 29844 Haun Road, City of Menifee, CA 92586.

However delivered, this ballot must be received by the Clerk prior to the close of the public meeting on September 21, 2022.

Very truly yours,

Stephanie Roseen  
Acting City Clerk  
City of Menifee

**TO CAST THIS BALLOT, PLEASE RETURN THIS ENTIRE PAGE.**

**OFFICIAL SPECIAL TAX BALLOT**

<b>Name &amp; Address of Property Owner:</b>	<b>Assessor's Parcel Number(s):</b>
FPG Tricon Menifee Property LLC Attn: Bing Chen 27271 Las Ramblas, Suite 100 Mission Viejo, CA 92691	372-050-037, 372-050-038, 372-050-039, 372-050-040, 372-050-041, 372-050-042

CITY OF MENIFEE  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA  
COMMUNITY FACILITIES DISTRICT NO. 2017-1 (MAINTENANCE SERVICES)

AN "X" OR OTHER MARK WILL CAST ALL VOTES ASSIGNED TO THIS BALLOT

<b><u>SPECIAL TAX BALLOT MEASURE</u></b>	<b>MARK "YES" OR "NO" WITH AN "X":</b>
Shall the City Council of the City of Menifee be authorized to levy a special tax on an annual basis at the rates and apportioned as described in Exhibit C to the Resolution Declaring its Intention to Annex territory to Community Facilities District No. 2017-1 (Maintenance Services) adopted by the City Council on August 17, 2022 (the "Resolution"), which is incorporated herein by this reference, within the territory identified on the map entitled "Annexation Map No. 14 of Community Facilities District No. 2017-1 (Maintenance Services) City of Menifee" to finance certain services as set forth in Section 5 to the Resolution (including incidental expenses), and shall an appropriation limit be established for the Community Facilities District No. 2017-1 (Maintenance Services) in the amount of special taxes collected?	YES _____  NO _____

**Certification for Special Election Ballot**

The undersigned is an authorized representative of the above-named landowner and is the person legally authorized and entitled to cast this ballot on behalf of the above-named landowner.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct, and that this declaration is executed on \_\_\_\_\_, 20\_\_.

Bing Chen  
Authorized Signer

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Print Name