

CITY OF MOUNTAIN VIEW
RESOLUTION NO.
SERIES 2023

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MOUNTAIN VIEW
CONFIRMING THE ANNUAL REPORT OF DOWNTOWN MOUNTAIN VIEW
BUSINESS IMPROVEMENT AREA NO. 2 AND LEVYING THE
ANNUAL BENEFIT ASSESSMENTS FOR 2024

WHEREAS, on November 26, 1991, the City Council held a duly noticed public hearing in the City Council Chambers, 500 Castro Street, Mountain View, California, and formed the Downtown Mountain View Business Improvement Area (BIA) No. 2, pursuant to Ordinance No. 22.91 and in accordance with Sections 36500, *et seq.*, of the California Streets and Highways Code; and

WHEREAS, the City Council has reviewed and considered the Council report on BIA No. 2 and the proposed assessments and uses of revenues for calendar year 2024; and

WHEREAS, the Mountain View Chamber of Commerce, acting as the Advisory Board to the City Council on BIA No. 2, has filed the required annual report on the use of funds generated by the assessments in 2023 and the proposed uses for 2024, and the City Council has reviewed and considered said report; and

WHEREAS, on October 10, 2023, the City Council held a duly noticed public meeting at which it declared its intent to levy and collect assessments within BIA No. 2 as authorized by the California Streets and Highways Code, Section 36530, *et seq.*, and approved the report from the Mountain View Chamber of Commerce; and

WHEREAS, a notice of the proposed assessment has been published once in a newspaper of general circulation as required; and

WHEREAS, on November 14, 2023, the City Council held a duly noticed public hearing regarding the 2024 assessments and charges, and the uses to which revenues shall be put, which, as recommended by the Advisory Board, are to remain unchanged from 2023; now, therefore, be it

RESOLVED: by the City Council of the City of Mountain View as follows:

1. The City Council does hereby find and determine that BIA No. 2 was established as a parking and business improvement area pursuant to California Streets and Highways Code Section 36500, *et seq.*, with the boundaries as specified in the plan on file with the City Clerk.

2. Pursuant to California Streets and Highways Code Section 36535, a public hearing was held on November 14, 2023 to hear all public comments, protests, and take final action as to the levying of the proposed assessments for BIA No. 2 for 2024.

3. The City Council has considered all public comments, oral and written, and hereby finds that there was no majority protest as defined in the Streets and Highways Code Section 36500, *et seq.*

4. That the boundaries of BIA No. 2 are generally described as all businesses located on Castro Street between Evelyn Avenue to the north and California Street to the south, including all businesses with street addresses numbered 100 through 399 inclusive, as more particularly described in Exhibit A, attached hereto. All businesses within this area with a Castro Street address number 100 through 399 inclusive, excluding nonprofit organizations, are to be assessed as authorized in the Streets and Highways Code, Section 36500, *et seq.*, and as set forth herein. Said boundaries are unchanged from the boundaries established by Ordinance No. 22.91 on December 10, 1991.

5. That the uses to which the revenue from BIA No. 2 are as follows:

- a. Promotion of public events which are to take place on or in public places in the area;
- b. Decoration of any public place in the area;
- c. Furnishing of music in any public place in the area;
- d. The general promotion of businesses within the area; and
- e. Other activities or improvements which benefit businesses located and operating in the Business Improvement Area.

6. That the City Council hereby confirms the annual report as filed by the Mountain View Chamber of Commerce and shall levy an annual benefit assessment for the 2024 calendar year on all businesses, trades, and professions, excluding nonprofit organizations located within BIA No. 2, and collected with the annual City business license fee, and are hereby established as the following amounts:

Type of Establishment	0 to 2,999 Square Feet	3,000 to 7,999 Square Feet	8,000 Square Feet and Up
Restaurants	\$125	\$150	\$175
Retail	\$75	\$100	\$125
Professional	\$25	\$50	\$75

7. That the City Council hereby finds and determines that the businesses located within the aforesaid BIA No. 2 shall be benefited by the improvements and activities funded by the assessments to be levied pursuant to the Ordinance.

8. That the improvements and activities provided in BIA No. 2 will be funded by the levy of the assessments. Revenues from the levy of the assessments within this area shall not be used to provide improvements or activities outside this area.

9. The City Council does hereby authorize the City Manager or designee to enter into a disbursement agreement with the Mountain View Chamber of Commerce, as Advisory Board of the BIA No. 2, for 2024 to disburse revenues from BIA No. 2 to accomplish the purposes of the area as set forth herein and in the referenced Council report and annual report and to accomplish the purposes of BIA No. 2..

TC-SM/4/RESO
819-11-14-23r-1

Exhibit: A. Business Improvement Areas—Boundaries

City of Mountain View

BUSINESS IMPROVEMENT AREAS

Exhibit A

September 30, 2013

