

## EXHIBIT E

**PETITION TO THE CITY COUNCIL OF THE CITY OF SAN BERNARDINO  
REQUESTING ANNEXING TERRITORY INTO A COMMUNITY FACILITIES DISTRICT  
NO. 2019-1 OF THE CITY OF SAN BERNARDINO 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 San Bernardino, 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. 2019-1 (Maintenance Services) (the "Community Facilities District") 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, traffic signals, 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 as 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 community facilities district. 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 the creation of the Community Facilities District 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. 2019-1 of the portion of the incorporated area of the

City of San Bernardino 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 28 day of NOV., 2022

[NAME OF LANDOWNER]

By: \_\_\_\_\_

Name: KEVIN RICE

Title: MANAGER

OWNER'S PROPERTY:

TRACT MAP OR PARCEL MAP NO.  
or PROJECT NO. \_\_\_\_\_

OWNER'S MAILING ADDRESS:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

FILED IN THE OFFICE OF THE CITY CLERK OF THE CITY COUNCIL OF THE CITY OF  
SAN BERNARDINO THIS \_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
City Clerk of the City Council of the  
City of San Bernardino



NOTE:  
STREET LANDSCAPING  
TO BE MAINTAINED BY  
OWNER.

**CFD MAINTENANCE AREA**

STREET 19,653 SF = 0.45 AC  
350 LF

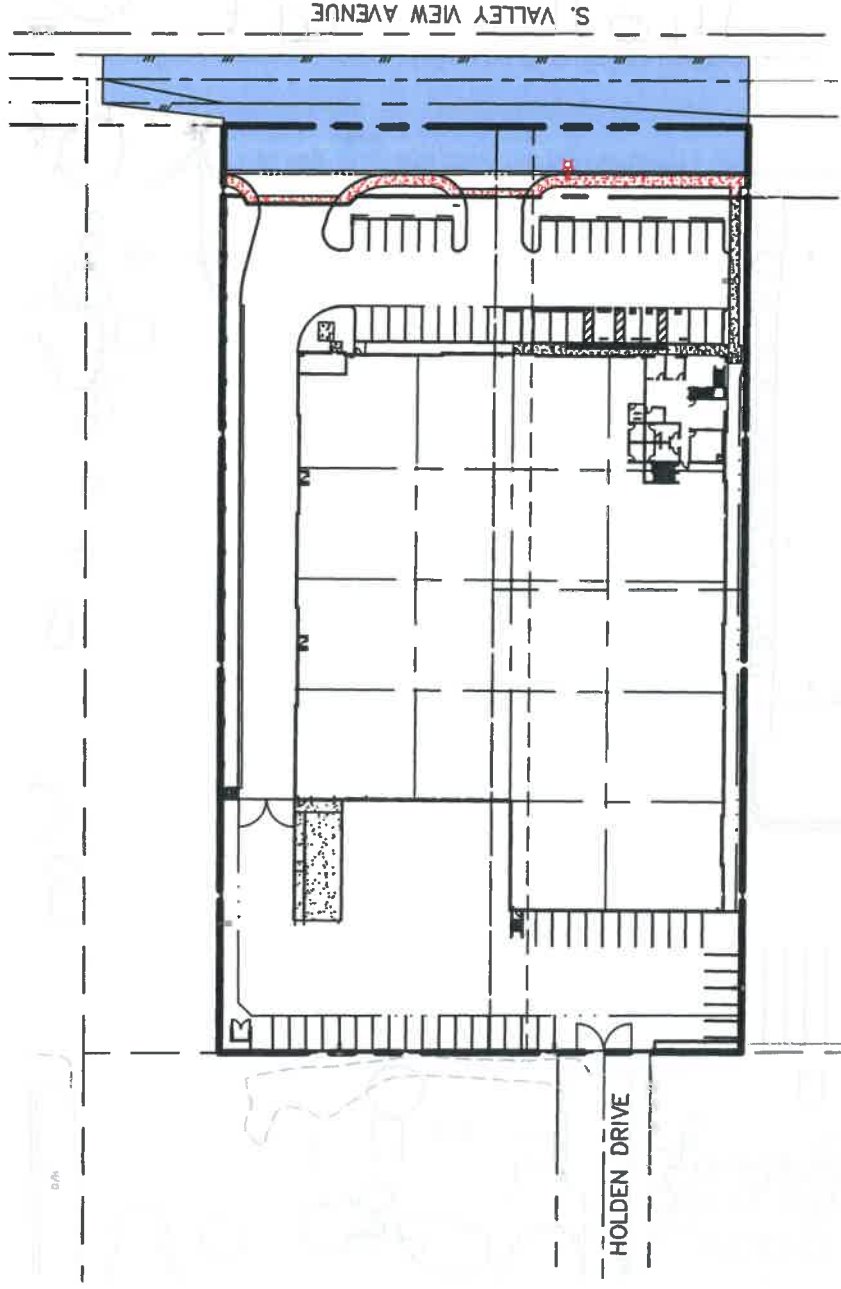
SIDEWALK 1,721 SF = 0.04 AC

CHITALPA 4 EA

BLUE PALO VERDE 4 EA

TOTAL TREES 38 EA

STREET LIGHT 6 EA



**HUITT-ZOLIARS**

HUITT-ZOLIARS, INC.  
3890 CONCOURSE, SUITE 330  
ONTARIO, CALIFORNIA 91764 \* (908) 941-7799

**PATRIOT-VALLEY VIEW INDUSTRIAL**

CFD MAINTENANCE  
SITE PLAN EXHIBIT

JOB NO.  
R312738.01

## **EXHIBIT A**

### **LEGAL DESCRIPTION**

*THE LAND REFERRED TO HEREIN BELOW IS SITUATED IN THE CITY OF SAN BERNARDINO, COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA, AND IS DESCRIBED AS FOLLOWS:*

*PARCEL A:*

*PARCEL ONE:*

*THE WEST 1/2 OF LOT 10, TRACT NO. 2221, VALLEY TRUCK FARMS NO. 3, AS PER PLAT RECORDED IN BOOK 31 OF MAPS, PAGE 88, RECORDS OF SAN BERNARDINO COUNTY.*

*SAVING AND EXCEPTING THE SOUTH 86.94 FEET THEREOF.*

*PARCEL TWO:*

*A RIGHT OF WAY AND EASEMENT FOR ROAD PURPOSES OVER AND ACROSS THE NORTH 20 FEET OF THE EAST 1/2 OF SAID LOT 10.*

*PARCEL B:*

*PARCEL ONE:*

*THE EAST 1/2 OF LOT 10, TRACT NO. 2221, VALLEY TRUCK FARMS #3, AS PER PLAT RECORDED IN BOOK 31 OF MAPS, PAGE 88, RECORDS OF SAID COUNTY.*

*SAVING AND EXCEPTING THE SOUTH 86.94 FEET THEREOF.*

*PARCEL TWO:*

*A RIGHT OF WAY AND EASEMENT FOR ROAD PURPOSES OVER AND ACROSS THE NORTH 20 FEET OF THE WEST 1/2 OF SAID LOT 10.*

*PARCEL C:*

*THAT PORTION OF LOT 9, TRACT 2221, VALLEY TRUCK FARMS #3, AS PER PLAT RECORDED IN BOOK 31 OF MAPS, PAGE 88, RECORDS OF SAID COUNTY, DESCRIBED AS FOLLOWS:*

*BEGINNING AT A POINT IN THE WEST LINE OF SAID LOT, DISTANT SOUTH 0°16' WEST, 73.30 FEET FROM THE NORTHWEST CORNER OF SAID LOT; THENCE SOUTH 89°55'30" EAST, 502.14 FEET TO A POINT IN THE EAST LINE OF SAID LOT THAT IS SOUTH 0°03'30" EAST, 73.92 FEET THEREON FROM THE NORTHEAST CORNER OF SAID LOT; THENCE SOUTH 0°03'30" WEST, 147.83 FEET TO THE SOUTHEAST CORNER OF SAID LOT; THENCE NORTH 89° 47' WEST, 501.71 FEET TO THE SOUTHWEST CORNER OF SAID LOT; THENCE NORTH 0° 16' EAST, 146.6 FEET TO THE POINT OF BEGINNING.*

**EXHIBIT B**

**EXHIBIT ' A '**

**SHEET 1 OF 2**

**LOT MERGER**

**L M 2022-011**

**LEGAL DESCRIPTION BEFORE MERGER**

**PARCEL 1:**

THE WEST 1/2 OF LOT 10, TRACT NO. 2221, VALLEY TRUCK FARMS NO. 3, CITY OF SAN BERNARDINO, COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA, AS SHOWN ON THE MAP RECORDED IN BOOK 31 OF MAPS, PAGE 88, IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY.

SAVING AND EXCEPTING THE SOUTH 86.94 FEET THEREOF.

**PARCEL 2:**

THE EAST 1/2 OF LOT 10, TRACT NO. 2221, VALLEY TRUCK FARMS NO. 3, CITY OF SAN BERNARDINO, COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA, AS SHOWN ON THE MAP RECORDED IN BOOK 31 OF MAPS, PAGE 88, IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY.

SAVING AND EXCEPTING THE SOUTH 86.94 FEET THEREOF.

**PARCEL 3:**

THAT PORTION OF LOT 9, TRACT NO. 2221, VALLEY TRUCK FARMS NO. 3, CITY OF SAN BERNARDINO, COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA, AS SHOWN ON THE MAP RECORDED IN BOOK 31 OF MAPS, PAGE 88, IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT IN THE WEST LINE OF SAID LOT, DISTANT SOUTH 0°16' WEST, 73.30 FEET FROM THE NORTHWEST CORNER OF SAID LOT; THENCE SOUTH 89° 55' 30" EAST, 502.14 FEET TO A POINT IN THE EAST LINE OF SAID LOT THAT IS SOUTH 0°03'30" EAST, 73.92 FEET THEREON FROM THE NORTHEAST CORNER OF SAID LOT; THENCE SOUTH 0°03'30" WEST, 147.83 FEET TO THE SOUTHEAST CORNER OF SAID LOT; THENCE NORTH 89°47' WEST, 501.71 FEET TO THE SOUTHWEST CORNER OF SAID LOT; THENCE NORTH 0°16' EAST, 146.6 FEET TO THE POINT OF BEGINNING.

**EXHIBIT ' A '**

SHEET 2 OF 2

**LOT MERGER**

**L M 2022-011**

**LEGAL DESCRIPTION AFTER MERGER**

**PARCEL A:**

ALL THAT CERTAIN REAL PROPERTY SITUATED IN THE COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA, DESCRIBED AS FOLLOWS:

BEING THAT PORTION OF LOT 9, OF TRACT NO. 2221, VALLEY TRUCK FARMS NO. 3, CITY OF SAN BERNARDINO, COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA, AS SHOWN ON THE MAP RECORDED IN BOOK 31 OF MAPS, PAGE 88, IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT IN THE WEST LINE OF SAID LOT, DISTANT SOUTH 0°16' WEST, 73.30 FEET FROM THE NORTHWEST CORNER OF SAID LOT; THENCE SOUTH 89° 55' 30" EAST, 502.14 FEET TO A POINT IN THE EAST LINE OF SAID LOT THAT IS SOUTH 0°03'30" EAST, 73.92 FEET THEREON FROM THE NORTHEAST CORNER OF SAID LOT; THENCE SOUTH 0°03'30" WEST, 147.83 FEET TO THE SOUTHEAST CORNER OF SAID LOT; THENCE NORTH 89°47' WEST, 501.71 FEET TO THE SOUTHWEST CORNER OF SAID LOT; THENCE NORTH 0°16' EAST, 146.6 FEET TO THE POINT OF BEGINNING

TOGETHER WITH

LOT 10, OF TRACT NO. 2221, VALLEY TRUCK FARMS NO. 3, CITY OF SAN BERNARDINO, COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA, AS SHOWN ON THE MAP RECORDED IN BOOK 31 OF MAPS, PAGE 88, IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY,

EXCEPTING THEREFROM THE SOUTH 86.94 FEET OF SAID LOT 10.

CONTAINING AN AREA OF 3.277 ACRES, MORE OR LESS.

ALL AS SHOWN ON EXHIBIT "B" ATTACHED HERETO AND BY THIS REFERENCE MADE A PART HEREOF.

PREPARED BY OR UNDER THE SUPERVISION OF:

*David W. Mackey* 8/17/22  
DAVID W. MACKEY, PLS 8912 DATE

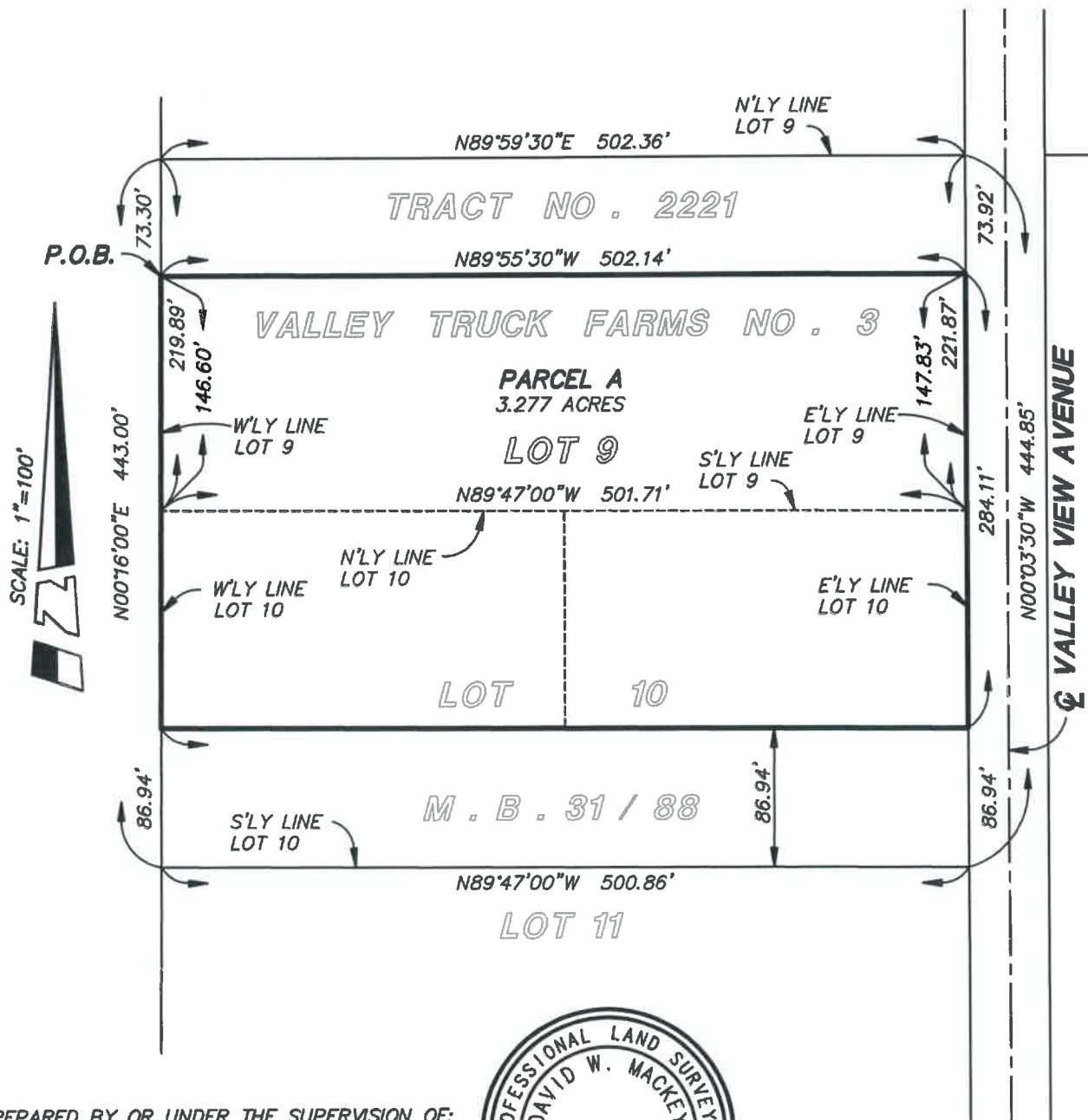


**EXHIBIT ' B '**  
**LOT MERGER**  
**L M 2022-011**  
**PLAT**

SHEET 1 OF 1

**LEGEND**

-  PROPOSED PARCEL LINE
-  LOT LINE TO REMAIN
-  LOT LINE TO BE REMOVED



PREPARED BY OR UNDER THE SUPERVISION OF:

*David W. Mackey* 8/17/22  
 DAVID W. MACKEY, PLS 8912 DATE



BEARINGS & DISTANCES ARE RECORD  
 PER TRACT NO. 2221, VALLEY TRUCK  
 FARMS NO. 3, M.B. 31/88.

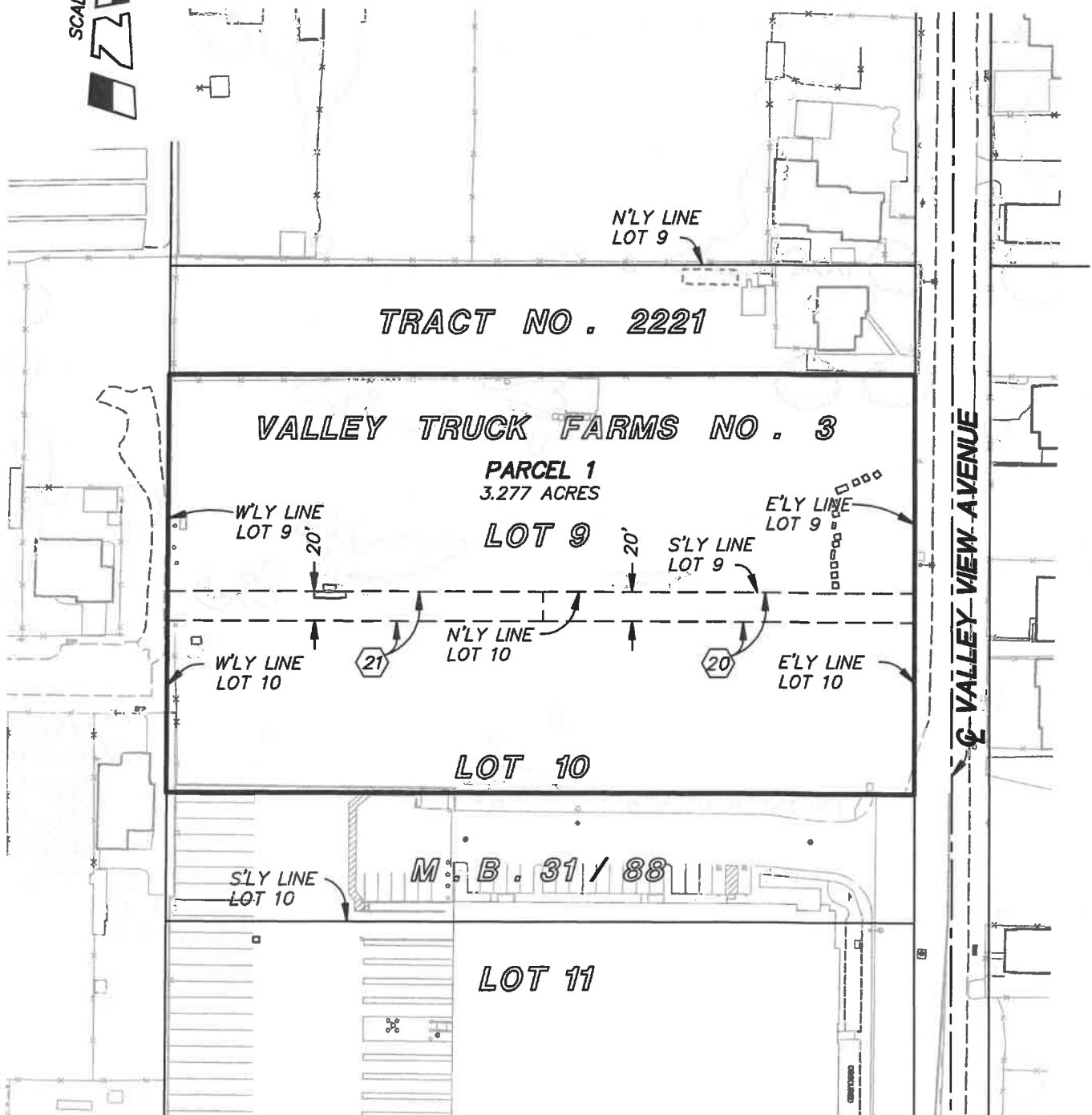
**EXHIBIT ' C '**  
**LOT MERGER**  
**L M 2022-011**  
**SITE PLAN**

SHEET 1 OF 2

SCALE: 1"=100'

**LEGEND**

-  PROPOSED PARCEL LINE
-  LOT LINE TO REMAIN
-  LOT LINE TO BE REMOVED





**EXHIBIT ' C '**  
**LOT MERGER**  
**L M 2022-011**  
**SITE PLAN**

SHEET 2 OF 2

**EASEMENTS / ENCUMBRANCES**

ITEM NUMBERS SHOWN HEREON CORRESPOND TO FIRST AMERICAN TITLE INSURANCE COMPANY COMMITMENT FOR TITLE INSURANCE NO. NCS-992881-C-ONT1, DATED DECEMBER 23, 2020.

ITEM NUMBERS INDICATED WITH A HEXAGON (⬡) REFLECT ITEMS WHICH ARE PLOTTED HEREON:

20

AN EASEMENT FOR ROAD PURPOSES PURPOSES IN FAVOR OF FRED AND JULIA DENMON RECORDED JUNE 2, 1949, IN BOOK 2412 PAGE 104, OFFICIAL RECORDS.

21

AN EASEMENT FOR ROAD PURPOSES PURPOSES IN FAVOR OF MARY JONES THOMAS RECORDED NOVEMBER 18, 1949, IN BOOK 2489 PAGE 373, OFFICIAL RECORDS.

Acknowledgment Regarding Property to be Included into Community Facilities District No. \_\_\_\_\_

The developer/property owner of (Tract No. / Assessor's Parcel No.) \_\_\_\_\_  
hereby acknowledges that:

If the landscaping, drainage, lighting and eligible public improvements within the Community Facilities District No. \_\_\_\_\_ the maintenance areas of (Assessor's Parcel Nos.) \_\_\_\_\_, which is to be included in the Community Facilities District No. \_\_\_\_\_ of the City of San Bernardino 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:

8/24/22

OWNER(s):

Kevin Rice  
(Print Name)

[Signature]  
(Signature)

Manager  
(Title)

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

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

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