

**RESOLUTION NO. \_\_\_\_**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MAMMOTH  
LAKES, STATE OF CALIFORNIA, MODIFYING THE MANAGEMENT DISTRICT  
PLAN OF THE MAMMOTH LAKES TOURISM  
BUSINESS IMPROVEMENT DISTRICT**

**WHEREAS**, the Town Council of the Town of Mammoth Lakes initially created the Mammoth Lakes Tourism Business Improvement District (MLTBID) in 2013; and

**WHEREAS**, on June 6, 2018, the Town Council adopted Resolution No. 2018-37 renewing the MLTBID for a five (5) year term; and

**WHEREAS**, the Property and Business Improvement District Law of 1994, Streets and Highways Code §36600 et seq., allows the Town to modify the Management District Plan (MDP) at the request of the Owners' Association; and

**WHEREAS**, the MLTBID Owners' Association, Mammoth Lakes Tourism, has requested modification of the MDP; and

**WHEREAS**, a modified MDP has been prepared, and will modify the authorized expenditures to be funded with the revenue derived from the levy of the assessments, in order to be consistent with the authorized expenditures proposed for the upcoming renewal of the MLTBID; and

**WHEREAS**, on April 5, 2023, the Town Council adopted a Resolution of Intention to Modify the MLTBID MDP No. 23-23 (the Resolution of Intention); and

**WHEREAS**, the public hearing to consider the modification of the MLTBID MDP has been properly noticed in accordance with Streets and Highways Code §36623; and

**WHEREAS**, on April 19, 2023, at 4:00 PM, at the Town of Mammoth Lakes Council Chambers, located at 437 Old Mammoth Road, Suite Z, Mammoth Lakes, CA 93546 the Town Council held a public hearing regarding the modification of the MLTBID MDP, and the Town Council heard and received objections and protests, if any, to the modification of the MLTBID MDP; and

**WHEREAS**, the Town Council has determined that there was no majority protest. A majority protest is defined as written protests received from owners of tourism businesses in the proposed district which would pay fifty percent (50%) or more of the assessments proposed to be levied. Protests are weighted based on the assessment proposed to be levied on each tourism business.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL THAT:**

1. The recitals set forth herein are true and correct.

2. The Town Council hereby modifies the MLTBID MDP. The modification of the MLTBID MDP will modify the authorized expenditures to be funded with the revenue derived from the levy of the assessments, in order to be consistent with the authorized expenditures proposed for the upcoming renewal of the MLTBID.
3. This resolution shall take effect immediately upon its adoption by the Town Council.

APPROVED AND ADOPTED this 19<sup>th</sup> day of April 2023.

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JOHN WENTWORTH, Mayor

ATTEST:

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JAMIE GRAY, Town Clerk