

RESOLUTION NUMBER R- 284933

ADOPTED ON NOV 14 1994

WHEREAS, San Diego Municipal Code sections 67.72 (water) and 64.0410 (sewer) provide that minimum water and sewer capacity changes may be established by resolution of the City Council upon the giving of ten (10) days notice of intention to establish, amend or increase such charges; and

WHEREAS, said notice of intention has been given by posting in the office of the City Clerk; and

WHEREAS, certain new or expanded commercial/industrial business enterprises are fundamental to the economic well-being of the community; and

WHEREAS, it is the policy of the City Council to attract and retain major revenue and job generating projects throughout the City; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, as follows:

1. That pursuant to San Diego Municipal Code section 67.72, the following water capacity charges are established:

A. A minimum capacity charge of four thousand twelve dollars (\$4,012) per single family dwelling or its equivalent shall be paid.

B. Notwithstanding the above, a minimum capacity charge of two thousand five hundred dollars (\$2,500) per single family dwelling or its equivalent shall be paid in the case of new or expanding commercial/industrial enterprises which meet all of the following criteria as determined by the City Manager:

1. Contribute to the improvement and growth of the City's economic base;
2. Demonstrate an established track record for high volume tax revenue generation;
3. Provide employment opportunities for City residents;
4. Demonstrate a long-term commitment to the community;
5. Are consistent with the City's Economic Development Policy and Strategic Plan and the community's needs and objectives; and
6. Generate or retain stabilized annual City tax revenues of at least \$500,000, or create 200 quality jobs, or provide substantial new or expanded scientific research facilities.

2. That pursuant to San Diego Municipal Code section 64.0410, the following sewer capacity charges are established:

A. A minimum capacity charge of six thousand nine hundred ninety-eight dollars (\$6,998) per single family dwelling or its equivalent shall be paid.

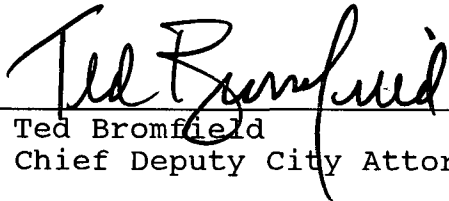
B. Notwithstanding the above, a minimum capacity charge of two thousand five hundred dollars (\$2,500) per single family dwelling or its equivalent shall be paid in the case of new or expanding commercial/industrial enterprises which meet all of the criteria referenced in Section 1.B. above as determined by the City Manager.

3. That the City Manager is hereby authorized to negotiate appropriate schedules for the payment of water and sewer capacity charges with new or expanding commercial/industrial enterprises meeting the revenue and job-generating criteria contained in Sections 1.B. and 2.B. above.

4. That in those areas of the City where a capacity charge in the form of area charges as established by Council resolution or taxation or special assessment districts (excluding 1911 and 1913 Act assessment districts) results in a payment to the City totaling more than the aforementioned charges per single family dwelling or its equivalent, no new capacity charges shall be imposed by this resolution; however, charges imposed due to reimbursement agreements entered into by the City of San Diego shall be collected where applicable in every case.

BE IT FURTHER RESOLVED, that this resolution shall be effective and in force on the sixtieth (60th) day after its passage.

APPROVED: JOHN W. WITT, City Attorney

By  _____
Ted Bromfield
Chief Deputy City Attorney

TB:mb
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11/15/94 Corr.
Or.Dept:W.Util.
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