

RESOLUTION NUMBER R- 297541

ADOPTED ON JAN 14 2003

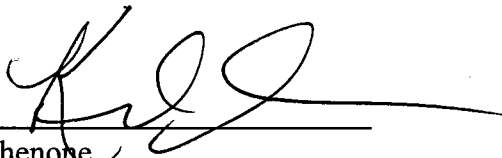
BE IT RESOLVED, by the Council of the City of San Diego, that the assessment fee schedule contained in the Otay Mesa Public Facilities Financing Plan and Facilities Benefit Assessment, Fiscal Year 2003, October 2002, as adopted and approved on December 3, 2002, by Resolution No. R- 297428, is declared to be an appropriate and applicable development impact fee schedule [DIF] for all properties within the Otay Mesa Community that have either never been assessed under the Otay Mesa Public Facilities Financing Plan or have not otherwise agreed to the payment of Facilities Benefit Assessment fees as prescribed by the City Council.

BE IT FURTHER RESOLVED, that the Docket Supporting Information and the text contained in the Otay Mesa Public Facilities Financing Plan are incorporated by reference into this resolution as support and justification for satisfaction of findings required pursuant to California Government Code sections 66001(a) and 66001(b) for imposition of DIFs. Specifically, it is determined and found that this documentation:

1. Identifies the purpose of the DIF;
2. Identifies the use to which the DIF is to be put;
3. Demonstrates how there is a reasonable relationship between the DIF's use and the type of development project on which the DIF is imposed; and
4. Demonstrates how there is a reasonable relationship between the need for the public facility and the type of development project on which the DIF is imposed.

APPROVED: CASEY GWINN, City Attorney

By _____


Kristin Schenone
Deputy City Attorney

KS:mm
11/06/02
Or.Dept:Planning
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