(R-2003-1176)

## RESOLUTION NUMBER R- 297857 ADOPTED ON APR 212003

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO ACCEPTING THE DEVELOPER FEES FISCAL YEAR 2002 ANNUAL REPORT AND MAKING FINDINGS RELATED TO UNEXPENDED BALANCES AS REQUIRED BY CALIFORNIA GOVERNMENT CODE SECTION 66001.

WHEREAS, the California Government Code [Code] requires local agencies to make certain information available to the public on an annual basis with respect to imposition of development impact fees; and

WHEREAS, Code section 66001 further provides that certain findings must be made on an annual basis with respect to any development impact fees collected and remaining unexpended in its fifth year after collection; and

WHEREAS, the City of San Diego imposes fees in connection with approval of development projects; and

WHEREAS, the Council of the City of San Diego has read and considered the developer fees report for the City's Fiscal Year 2002 and all accompanying records; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that it accepts the Developer Fees FY 2002 Annual Report, as set out in City Manager's Report No. <u>03-066</u>, a copy of which is on file in the office of the City Clerk as Document No. RR-<u>297857</u>

BE IT FURTHER RESOLVED, that the Council makes the findings with respect to funds reflected in the Developer Fees FY 2002 Annual Report as having been collected over five years before June 30, 2002, as stated in Attachment 6 of the Developer Fees FY 2002 Annual Report.

APPROVED: CASEY GWINN, City Attorney

By

Deborah Engel-Brodie Deputy City Attorney

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