

RESOLUTION NUMBER R- 299536

ADOPTED ON AUG 03 2004

RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO APPROVING THE DEVELOPMENT IMPACT FEE SCHEDULE FOR PROPERTIES WITHIN OTAY MESA.

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 2005, as adopted and approved on JUL 12 2004, by Resolution No. R- 299440 [R-2004-1308], 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 [City Manager's Report No. 04-128 ], including all exhibits and attachments thereto, and the text contained in the Otay Mesa Ranch Public Facilities Financing Plan and Facilities Benefit Assessment, Fiscal Year 2005, a copy of which is on file in the office of the City Clerk as Document No. RR- 299440 [R-2004-1308] 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   
Deborah Engel  
Deputy City Attorney

DE:cdk:als  
06/02/04  
Or.Dept:Plan.  
R-2004-1311  
R-2004-1308 (comp.)  
R-2004-1309 (comp.)  
R-2004-1310 (comp.)