

RESOLUTION NUMBER R- 300027

ADOPTED ON JAN 11 2005

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO ACCEPTING THE DEVELOPER FEES FISCAL YEAR 2004 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 [Developer 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 2004, and all accompanying records; NOW, THEREFORE,

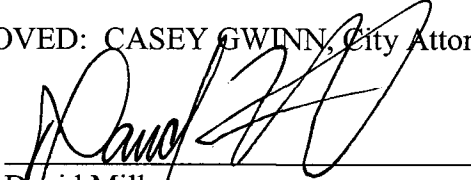
BE IT RESOLVED, by the Council of the City of San Diego, that it has reviewed and accepts the Developer Fees FY 2004 Annual Report, with attachments, as set forth in City Manager's Report No. 05-03, a copy of which is on file in the office of the City Clerk as Document No. RR-300027.

BE IT FURTHER RESOLVED, that the Council finds, with respect to funds reflected in the Developer Fees FY 2004 Annual Report as having been collected over five years before

June 30, 2004, and as stated in Attachment 6 of the Developer Fees FY 2004 Annual Report, that the documentation: (1) Identifies the purpose to which the fee is to be put; (2) Demonstrates a reasonable relationship between the fee and the purpose for which it is charges; and (3) Identifies sources and amounts of funding anticipated to complete financing of incomplete improvements and the approximate dates on which such funding is expected to be deposited into the appropriate fund.

APPROVED: CASEY GWINN, City Attorney

By



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David Miller  
Deputy City Attorney

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12/21/04  
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R-2005-620  
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