

RESOLUTION NUMBER R- 302582

DATE OF FINAL PASSAGE MAY 07 2007

RESOLUTION OF THE COUNCIL OF THE CITY OF SAN  
DIEGO APPROVING THE 2008 TIERRASANTA PUBLIC  
FACILITIES FINANCING PLAN

WHEREAS, the Council of the City of San Diego [Council] has by its Resolution R-296569 designated an area of benefit in Tierrasanta and the boundaries thereof; confirmed the description of public facilities projects, the Community Financing Plan and Capital Improvement Program with respect to public facilities projects, the method for apportioning costs of the public facilities financing projects among the parcels within the area of benefit and the amount of the Facilities Benefit Assessments charged to each such parcel, the basis and methodology for assessing and levying discretionary automatic annual increases in facilities benefit assessments, and proceedings thereto; and ordered the proposed public facilities projects in the matter of the Tierrasanta Facilities Benefit Assessment Area; and

WHEREAS, Tierrasanta is an area in the later stages of development where significant infrastructure construction has occurred; and

WHEREAS, the objective of the Tierrasanta Facilities Benefit Assessment [FBA] was to ensure that funds would be available in sufficient amounts to provide community facilities when needed; and

WHEREAS, all assessments were collected at the building permit issuance stage of development and deposited into a special interest-earning fund for the Tierrasanta Facilities Benefit Assessment Area; and

WHEREAS, all FBA funds and interest on those funds have been expended on Capital Improvement Projects in the Tierrasanta community; and

WHEREAS, future public facilities can be funded through Development Impact Fees; and

WHEREAS, the "Tierrasanta Public Facilities Financing Plan, Fiscal Year 2008", revises and updates the "Tierrasanta Public Facilities Financing Plan, Fiscal Year 2003"

[R-296569 dated May 28, 2002]; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, that the Tierrasanta Public Facilities Financing Plan, Fiscal Year 2003" is hereby rescinded.

BE IT FURTHER RESOLVED, that the document titled "Tierrasanta Public Facilities Financing Plan, Fiscal Year 2008", a copy of which is on file in the office of the City Clerk as Document no. RR- 302582 is hereby approved.

BE IT FURTHER RESOLVED, that the Development Impact Fees [DIF] fee schedule contained in the "Tierrasanta Public Facilities Plan, Fiscal Year 2008", is declared to be an appropriate and applicable DIF fee schedule for all properties within the Tierrasanta Community area.


BE IT FURTHER RESOLVED, that the Docket Supporting Information [Executive Summary dated April 4, 2007] including all exhibits and attachments thereto, and the text contained in the "Tierrasanta Public Facilities Financing Plan, Fiscal Year 2008", a copy of which is on file in the office of the City Clerk as Document No. RR- 302582, 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 impositions 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.

BE IT FURTHER RESOLVED, that this activity is not a "project" as defined in CEQA Guidelines Section 15378; thus, it is exempt from CEQA pursuant to State CEQA Guidelines Section 15060(c)(3).

APPROVED: MICHAEL J. AGUIRRE, City Attorney.

By   
\_\_\_\_\_  
Kimberly Ann Davies  
Deputy City Attorney

KAD:cla  
04/16/07  
04/23/07 Cor. Copy  
Aud. Cert.: N/A  
Or.Dept: Facilities Financing  
R-2007-977  
MMS #4616

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of MAY 01 2007.

ELIZABETH S. MALAND  
City Clerk

By *Laura Richards*  
Deputy City Clerk

Approved: 5.7.07  
(date)

*JSL*  
JERRY SANDERS, Mayor

Vetoed: \_\_\_\_\_  
(date)

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JERRY SANDERS, Mayor