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(R-2009-682)
REV. COPY. 1.
MEET

12/02

RESOLUTION NUMBER R-304533

DATE OF FINAL PASSAGE DEC 15 2008

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO APPROVING THE FEE SCHEDULE FOR INDIVIDUAL HISTORICAL RESOURCE NOMINATION, MILLS ACT PROGRAM AGREEMENT, MILLS ACT PROGRAM MONITORING, AND ENFORCEMENT.

WHEREAS, any nomination and designation of a property as a historical resource is a prerequisite for a property owner seeking a tax reduction through a Mills Act Agreement, and

WHEREAS, the City of San Diego includes no itemized budget for processing voluntary nominations and designations, but rather these services are absorbed by the City of San Diego General Fund, and

WHEREAS, the City currently caps the fee to prepare, process, and record a Mills Act Agreement but such cap prevents the full recovery of these administrative costs; and further such fee does not recover any costs to monitor or enforce these agreements, and

WHEREAS, because the Mills Act Program provides a meaningful incentive to property owners to voluntarily nominate and seek designation of historical resources, it is a vital mechanism to preserve the City's historical resources, NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that Council Policy No. 700-46 titled "Mills Act Agreements for Preservation of Historic Property" is hereby amended as set forth in the Council Policy filed in the office of the City Clerk as Document No.

RR- 304533

BE IT FURTHER RESOLVED, that the Council hereby authorizes the adoption of the Fee Schedule provided in Report No. 08-176, a copy of which is on file in the office of the City Clerk as Document No. RR- 304533 , and recited as follows:

- o \$1,185 for the Individual Historical Resource Nomination; and
- o \$590 for the Mills Act Program agreement; and
- o \$492 for Mills Act Program monitoring with the initial Mills Act Program agreement and every five years thereafter; and
- o \$949 for Mills Act Program enforcement, as needed.

BE IT FURTHER RESOLVED, that the Council approves a temporary reduction in the Individual Historical Resource Nomination fee from \$1,185 to \$500, for all voluntary designated historical resources, for which applications have already been submitted for review for historical resource designation. All new projects submitted forthwith shall pay the full fee of \$1,185.

BE IT FURTHER RESOLVED, that the Council hereby authorizes the City Manager to waive all fees described above for economic hardship when a property owner can satisfactorily demonstrate that their annual income is less than the Area Median Income, as set by the U.S. Department of Housing and Urban Development. In these cases the cost of the nomination for historic designation and Mills Act program work would not be recovered and would be paid through the General Fund.

BE IT FURTHER RESOLVED, that the Council hereby authorizes the City Manager to adjust the said Fee Schedule from time to time to recover increases in the administrative costs of the program.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By Marianne Greene
Marianne Greene
Deputy City Attorney

MG:als
11/18/08
11/20/08 Cor.Copy
11/26/08 Rev.Copy
12/04/08 Rev. Copy. 1
Or.Dept:Planning
R-2009-682

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of DEC 02 2008.

ELIZABETH S. MALAND
City Clerk

By Mary Zumaya
Deputy City Clerk

Approved: 12/15/08
(date)

JSL
JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor

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