

RESOLUTION NUMBER R- 306898

DATE OF FINAL PASSAGE JUL 06 2011

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

WHEREAS, the purpose of Development Impact Fees (DIFs) is to ensure that each development pays its proportionate share of the funding needed for public facilities necessary to serve new development; and

WHEREAS, the Council has reviewed and considered the methodology set forth in the "Mira Mesa Public Facilities Financing Plan and Facilities Benefit Assessment, Fiscal Year 2012," (Financing Plan) on file in the Office of the City Clerk as Document No. RR- 306821 ; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, as follows:

1. That the assessment fee schedule contained in the Financing Plan is the appropriate and applicable DIF schedule for all development within the Mira Mesa area that has either never been assessed under the Financing Plan or has not otherwise agreed to the payment of Facilities Benefit Assessment fees as prescribed by the City Council.

2. Effective sixty days from the date of final passage of this resolution, that all DIFs due under the Financing Plan, shall be those fees in effect at the time building permits are issued, plus an automatic increase in accordance with San Diego Municipal Code sections 142.0640(b) and (c).

3. That the DIFs due shall not increase in accordance with San Diego Municipal Code section 142.0640(c), but shall automatically increase annually in accordance with the Financing Plan, until a new DIF is adopted.

4. That Report to the City Council No. 11-063, including all exhibits and attachments thereto, and the text contained in the Financing Plan, is incorporated by reference into this Resolution as support and justification for satisfaction of findings required pursuant to the Mitigation Fee Act, as set forth in California Government Code section 66000 et seq., for imposition of DIFs. Specifically, it is determined and found that this documentation:

a. Identifies the purpose of the DIF, which is to ensure that each development project pays its proportionate share of funding needed for the public facilities projects necessary to serve new development;

b. Identifies the use to which the DIF is to be put, which includes but is not limited to, the funding of public facilities projects in the Mira Mesa area including transportation and park facilities necessary to serve the community as identified in the Community Plan and General Plan. A list of the public facilities projects is shown in the Financing Plan;

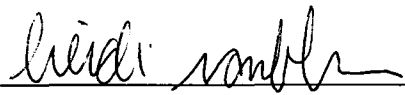
c. Demonstrates how there is a reasonable relationship between the DIFs use and the type of development project on which the DIF is imposed, which includes the following: The DIF will be used to provide for a proportionate fair share contribution for community infrastructure projects needed to serve both residential and non-residential development based on the increased intensity of the development permitted in accordance with the DIF schedule in effect at the time a building permit is issued. Credit will be given for any existing development;

d. 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, which includes the following:

(i) Transportation Projects: Both residential development and non-residential development utilize the communities' transportation system which requires various street projects, traffic signal interconnect systems, and medians.

(ii) Park and Recreation Projects: Residential development utilizes the communities' parks, and improvements are necessary based on the projected population at full community development and General Plan standards.

APPROVED: JAN I. GOLDSMITH, City Attorney

By   
Heidi K. Vonblum  
Deputy City Attorney

HKV:cw  
04/26/11  
05/04/11 COR. COPY  
Or.Dept: Fac. Fin.

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JUN 28 2011.

ELIZABETH S. MALAND  
City Clerk

By   
Deputy City Clerk

Approved: 7-6-11  
(date)

  
JERRY SANDERS, Mayor

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

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JERRY SANDERS, Mayor