

RESOLUTION NUMBER R- 307506

DATE OF FINAL PASSAGE JUL 20 2012

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO ACCEPTING THE DEVELOPMENT IMPACT FEES FISCAL YEAR 2010 AND FISCAL YEAR 2011 ANNUAL REPORTS AND MAKING FINDINGS RELATED TO UNEXPENDED BALANCES AS REQUIRED BY CALIFORNIA GOVERNMENT CODE SECTION 66001.

WHEREAS, California Government Code section 66006 requires local agencies to make certain information available to the public on an annual basis with respect to imposition of development impact fees; and

WHEREAS, California Government Code section 66001 further provides that certain findings must be made with respect to any development impact fees collected and remaining unexpended in its fifth year after collection and every five years thereafter; and

WHEREAS, the City of San Diego imposes development impact fees in connection with approval of development projects; and

WHEREAS, the Council of the City of San Diego has read and considered the Developer Impact Fees FY 2010 Annual Report, and all accompanying attachments; and

WHEREAS, the Council of the City of San Diego has read and considered the Developer Impact Fees FY 2011 Annual Report, and all accompanying attachments; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that it has reviewed and accepts the Developer Impact Fees FY 2010 Annual Report, with attachments, a copy of which is on file in the Office of the City Clerk as Document No. ^{RR} 307506-1.

BE IT FURTHER RESOLVED, that the Council finds, with respect to funds reflected in the Developer Impact Fees FY 2010 Annual Report, or attachments thereto, as having been

collected over five years before July 1, 2010 and as stated in Part 2, page 2 and Attachment 7 of the Developer Impact Fees FY 2010 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 charged; (3) Identifies sources and amounts of funding anticipated to complete financing of incomplete improvements; and (4) Identifies the approximate dates on which such funding is expected to be deposited into the appropriate fund.


BE IT FURTHER RESOLVED, that the Council incorporates and adopts the findings set forth in Part 2, page 2 and Attachment 7 of the Developer Impact Fees FY 2010 Annual Report, entitled "Developer Impact Fees FY 2010 Annual Report Summary of Government Code Section 66001(d)" and "Developer Impact Fees FY 2010 Annual Report Findings for Funds Collected Over Five Years Ago," respectively.

BE IT RESOLVED, by the Council of the City of San Diego, that it has reviewed and accepts the Developer Impact Fees FY 2011 Annual Report, with attachments, a copy of which is on file in the Office of the City Clerk as Document No. ^{RR-}307506-2.

BE IT FURTHER RESOLVED, that the Council finds, with respect to funds reflected in the Developer Impact Fees FY 2011 Annual Report, or attachments thereto, as having been collected over five years before July 1, 2011 and as stated in Part 2, page 2 and Attachment 7 of the Developer Impact Fees FY 2011 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 charged; (3) Identifies sources and amounts of funding anticipated to complete financing of incomplete improvements; and (4) Identifies the approximate dates on which such funding is expected to be deposited into the appropriate fund.

BE IT FURTHER RESOLVED, that the Council incorporates and adopts the findings set forth in Part 2, page 2 and Attachment 7 of the Developer Impact Fees FY 2011 Annual Report, entitled "Developer Impact Fees FY 2011 Annual Report Summary of Government Code Section 66001(d)" and "Developer Impact Fees FY 2011 Annual Report Findings for Funds Collected Over Five Years Ago," respectively.


APPROVED: JAN I. GOLDSMITH, City Attorney

By 
Hilda R. Mendoza
Deputy City Attorney

HRM:als
05/21/12
07/12/12 Cor.Copy
Or.Dept:Facilities Financing
Doc. No. 374302_2

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of JUN 12 2012.

ELIZABETH S. MALAND
City Clerk


By _____
Deputy City Clerk

Approved: 7-20-12
(date)



JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor