

RESOLUTION NUMBER R- 312486

DATE OF FINAL PASSAGE MAY 22 2019

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO APPROVING THE FISCAL YEAR 2019 PENINSULA IMPACT FEE STUDY AND THE DEVELOPMENT IMPACT FEE SCHEDULE FOR PROPERTIES WITHIN PENINSULA, AND AUTHORIZING THE CHIEF FINANCIAL OFFICER TO ESTABLISH AND MODIFY INDIVIDUAL CAPITAL IMPROVEMENT PROGRAM PROJECT BUDGETS TO REFLECT THE STUDY.

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

WHEREAS, the Council of the City of San Diego has reviewed and considered the methodology set forth in the Fiscal Year 2019 Peninsula Impact Fee Study on file in the Office of the City Clerk as Document No. RR- 312486 ; NOW, THEREFORE,

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

1. The Fiscal Year 2019 Peninsula Impact Fee Study (Study) is approved.
2. The Chief Financial Officer is authorized to establish and modify individual Capital Improvement Program project budgets to reflect the Study, provided funding is available for such action.
3. Effective sixty days from the date of final passage of this resolution, all DIFs due under the Study shall be those fees in effect at the time the project's building permits or construction permits are issued, in accordance with San Diego Municipal Code section 142.0640(b).

4. The DIFs due shall automatically increase annually in accordance with San Diego Municipal Code section 142.0640(c).

5. The Study 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 66001, for imposition of development impact fees. 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 to serve the community at full community development as identified in the Peninsula Community Plan and the General Plan. A list of the public facilities projects is shown in the Study;

c. Demonstrates there is a reasonable relationship between the DIFs' use and the type of development project on which the DIF is imposed. 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 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:

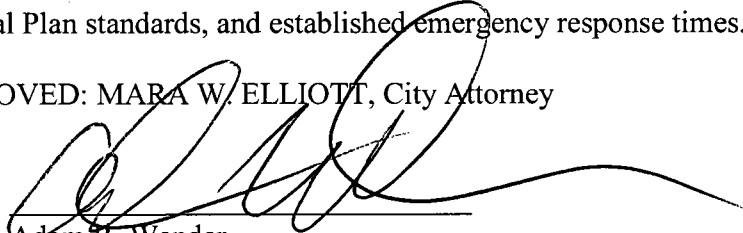
(i) Mobility Facilities: Residential and non-residential development utilize the community's transportation system, which requires various roadway improvements, bicycle improvements, pedestrian improvements, and storm water improvements.

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

(iii) Fire/Rescue Facilities: Residential and non-residential development will be served by community fire/rescue facilities, and additional and expanded facilities are necessary based on the projected population at full community development, General Plan standards, and established emergency response times.

APPROVED: MARA W. ELLIOTT, City Attorney

By


Adam R. Wander
Deputy City Attorney

ARW:jdf
05/07/19
Or.Dept: Planning
Doc. No.: 2001701

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of MAY 21 2019.

ELIZABETH S. MALAND
City Clerk

By *Atty. Brady*
Deputy City Clerk

Approved: 5/22/19
(date)

Kevin L. Faulconer
KEVIN L. FAULCONER, Mayor

Vetoed: _____
(date)

KEVIN L. FAULCONER, Mayor

Passed by the Council of The City of San Diego on MAY 21 2019, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Barbara Bry	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jennifer Campbell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Chris Ward	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Monica Montgomery	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mark Kersey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Chris Cate	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Scott Sherman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Vivian Moreno	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Georgette Gómez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage MAY 22 2019.

(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

AUTHENTICATED BY:

KEVIN L. FAULCONER
Mayor of The City of San Diego, California.

(Seal)

ELIZABETH S. MALAND
City Clerk of The City of San Diego, California.

By *Stacy Brady*, Deputy

Office of the City Clerk, San Diego, California
Resolution Number R- <u>312486</u>