

RESOLUTION NO. _____

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
CHULA VISTA MAKING REQUISITE FINDINGS PURSUANT
TO GOVERNMENT CODE SECTION 66001(d) FOR
DEVELOPMENT PROJECT FEES COLLECTED AND
REMAINING UNEXPENDED FOR FIVE OR MORE YEARS
(EASTERN TRANSPORTATION DEVELOPMENT IMPACT
FEE)

WHEREAS, California Government Code Section 66001(d) requires local agencies to make findings with respect to any portion of Development Impact Fees (DIFs) remaining unexpended five or more years after deposit of the fee; and

WHEREAS, such findings must identify the purpose to which the fee is to be put, demonstrate a reasonable relationship between the fee and the purpose for which it is charged, identify all the sources and amounts of funding anticipated to complete financing of incomplete projects and designate the approximate dates to which the anticipated funding will be deposited into the appropriate account or fund; and

WHEREAS, the City has identified unexpended fees on deposit for five or more years and has elected to make the required findings pursuant to Section 66001(d) of the Government Code for the Eastern Transportation Development Impact Fee (“TDIF”); and

WHEREAS, the purpose of the TDIF and the demonstration of the reasonable relationship between the fee and the purpose for which it is charged are contained in the “Eastern Transportation Development Impact Fee” report, dated September 2014, which is incorporated by this reference; and

WHEREAS, each incomplete project being funded by the TDIF will continue to receive funding from the fee(s) as development subject to the TDIF occurs; additional funding to be applied to incomplete TDIF projects may become available in the future, but the source and amount of such funding is not known at this time; the sources and amounts of the funding will be identified as the funding becomes available; the funds received will be deposited into the appropriate account or fund as they become available, and will be appropriated through the City’s budget, as adopted and amended from time to time.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Chula Vista, that it does hereby find that the purpose for the Eastern Transportation Development Impact Fee and the demonstration of the reasonable relationship between the TDIF and the purpose for which it is charged is as set forth in the “Eastern Transportation Development Impact Fee” report, dated September 2014, a copy of which is on file in the office of the City Clerk; and

BE IT FURTHER RESOLVED by the City Council of the City of Chula Vista, that it does hereby find that each incomplete project being funded by the TDIF will continue to receive

funding from the TDIF as development subject to the TDIF occurs, that additional funding to incomplete TDIF projects may become available in the future, but the amount and source of such funding is unknown at this time, at which time the sources and amounts of the funding will be identified and the funds will be deposited to the appropriate account or fund as the funding becomes available and appropriated through the City's budget, as adopted and amended from time to time.

Presented by

Approved as to form by

Kelly Broughton, FASLA
Director of Development Services

Glen R. Googins
City Attorney