

ORDINANCE NO. 3220

ORDINANCE OF THE CITY OF CHULA VISTA AMENDING
SECTION 8 OF ORDINANCE 3163 IN ORDER TO EXTEND
THE FEE DEFERRAL PROGRAM

WHEREAS, as a response to the economic downturn and in an attempt to promote development, the City Council, on December 16, 2008, approved a payment plan program for certain development fees ("Deferral Program"); and

WHEREAS, on April 21, 2009, Council expanded the Deferral Program to include Park fees; and

WHEREAS, on August 17, 2010, through the approval and adoption of City of Chula Vista Ordinance 3163, City Council altered the nature of the Deferral Program; and

WHEREAS, the new Deferral Program, rather than requiring developers to pay fees at permit issuance or enter into an agreement secured by a lien placed on the property to be developed, allowed for the payment of fees at final inspection; and

WHEREAS, the Deferral Program is due to expire on December 31, 2011; and

WHEREAS, the current economic climate is little better than it was at the time the Deferral Program was implemented; and

WHEREAS, the need to promote development in the City still remains; and

WHEREAS, in light of the above, staff is proposing an amendment to Ordinance 3163 in order to extend the Deferral Program for an additional year, until December 31, 2012; and

WHEREAS, on January 1, 2013, the time for the payment of fees will revert back to their traditional triggers: building permit issuance or final map approval.

NOW, THEREFORE, the City Council of the City of Chula Vista does ordain that:

I. Ordinance 3163 be amended to read as follows:

Section 8. Expiration of this Ordinance

This Ordinance shall take effect thirty days after final passage and shall automatically expire on December 31, 2012, and as of that date, is deemed repealed. Notwithstanding the foregoing, any building permit issued prior to the expiration of this Ordinance shall not be required to pay fees until Final Inspection or Certificate of Occupancy, provided none of the events identified in Section 6(B) have occurred.

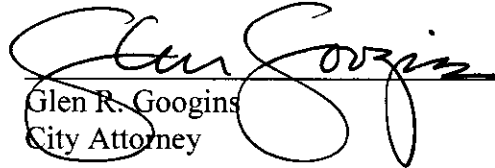
- II. All other provisions of Ordinance 3163 shall remain in full force and effect.
- III. This amendment to Ordinance 3163 shall take effect 30 days after its second reading and approval.

Presented by

Approved as to form by



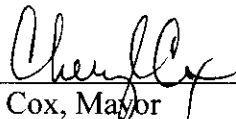
 Gary Halbert, P.E. AICP
 Assistant City Manager/Director of
 Development Services



 Glen R. Googins
 City Attorney

PASSED, APPROVED, and ADOPTED by the City Council of the City of Chula Vista, California, this 6th day of December 2011, by the following vote:

AYES: Councilmembers: Aguilar, Bensoussan, Castaneda, Ramirez and Cox
 NAYS: Councilmembers: None
 ABSENT: Councilmembers: None



 Cheryl Cox, Mayor

ATTEST:



 Donna R. Norris, CMC, City Clerk

STATE OF CALIFORNIA)
 COUNTY OF SAN DIEGO)
 CITY OF CHULA VISTA)

I, Donna R. Norris, City Clerk of Chula Vista, California, do hereby certify that the foregoing Ordinance No. 3220 had its first reading at a regular meeting held on the 15th day of November 2011 and its second reading and adoption at a regular meeting of said City Council held on the 6th day of December 2011; and was duly published in summary form in accordance with the requirements of state law and the City Charter.

December 23, 2011
 Dated



 Donna R. Norris, CMC, City Clerk