

RESOLUTION NO. _____

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE MILLS ACT AGREEMENT BETWEEN THE CITY OF CHULA VISTA AND THE PROPERTY OWNERS OF 88 K STREET, HISTORIC SITE #102, AND AUTHORIZING THE MAYOR TO SIGN SAID AGREEMENT

WHEREAS, California Government Code Section 50280 *et seq.*, referred to as the Mills Act, authorized cities to enter into agreements with the owners of qualified historical properties to provide for the use, maintenance, and restoration of such historical properties so as to retain their characteristics as properties of historical significance; and

WHEREAS, Council Policy Number 454-01, adopted May 29, 2001, authorizes the City Council to enter into Mills Act Agreements with property owners of qualified historic properties; and

WHEREAS, Council Policy Number 454-01, was made a part of the City's Historic Preservation Program, adopted in July 2011; and

WHEREAS, the City and the Owners of 88 K Street, for their mutual benefit, now desire to enter into a Mills Act Agreement both to protect and preserve the characteristics of historical significance of this designated Historical Site (Historic Site #102) and to qualify this Historical Resource for an assessment of valuation pursuant to the provisions of Article 1.9, (commencing with Section 439) of Chapter 3 of Part 2 of Division 1 of the California Revenue and Taxation Code (as amended from time to time); and

WHEREAS, State legislation defines a qualified historic property as any property that is listed on a national, state or local historic register; and

WHEREAS, the subject property is listed on the Chula Vista Register of Historical Resources and therefore is deemed a "qualified historic property"; and

WHEREAS, the Historic Preservation Commission at their regular meeting held on December 2, 2015, reviewed the Agreement in its entirety and voted to recommend that the City Council approve the subject Mills Act Agreement; and

WHEREAS, the Development Services Director has determined that this action is exempt pursuant to California Environmental Quality Act (CEQA), Section 15331, Class 31, Historical Resources Restoration and Rehabilitation of the state CEQA Guidelines.

NOW, THEREFORE, BE IT RESOLVED that the City Council does hereby approve the subject Mills Act Agreement between the City of Chula Vista and the owners of 88 K Street, located in the City of Chula Vista, and authorizes the Mayor to execute said Agreement.

Presented by

Approved as to form by

Gary Halbert, P.E., AICP, City Manager

Glen R. Googins, City Attorney