

ORDINANCE NO. _____

ORDINANCE OF THE CITY OF CHULA VISTA REPEALING
ORDINANCE 2533 FOR THE TELEGRAPH CANYON SEWER
BASIN DEVELOPMENT IMPACT FEE

WHEREAS, Ordinance 2533 established the Telegraph Canyon Sewer Development Impact Fee (DIF) to fund the construction of the required trunk sewer improvements within the Telegraph Canyon Basin; and

WHEREAS, the required trunk sewer improvements were necessary to increase the capacity of the Telegraph Canyon Sewer and to facilitate the buildout of the basin; and

WHEREAS, the Telegraph Canyon Trunk Sewer is now completed and collecting the fees from the Telegraph Canyon Sewer DIF is no longer needed.

NOW THEREFORE the City Council of the City of Chula Vista does ordain as follows:

Section I. Ordinance 2533 is hereby repealed in its entirety.

Section II. Severability

If any portion of this Ordinance, or its application to any person or circumstance, is for any reason held to be invalid, unenforceable or unconstitutional, by a court of competent jurisdiction, that portion shall be deemed severable, and such invalidity, unenforceability or unconstitutionality shall not affect the validity or enforceability of the remaining portions of the Ordinance, or its application to any other person or circumstance. The City Council of the City of Chula Vista hereby declares that it would have adopted each section, sentence, clause or phrase of this Ordinance, irrespective of the fact that any one or more other sections, sentences, clauses or phrases of the Ordinance be declared invalid, unenforceable or unconstitutional.

Section III. Construction

The City Council of the City of Chula Vista intends this Ordinance to supplement, not to duplicate or contradict, applicable state and federal law and this Ordinance shall be construed in light of that intent.

Section IV. Effective Date

This Ordinance shall take effect and be in force on the thirtieth day after its final passage.

Section V. Publication

The City Clerk shall certify to the passage and adoption of this Ordinance and shall cause the same to be published or posted according to law.

Presented by

Approved as to form by

Richard A. Hopkins
Director of Public Works

Glen R. Googins
City Attorney