

RESOLUTION NO. 2019 - 20

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BRUNO SETTING THE RATE OF DEVELOPMENT IMPACT FEES PURSUANT TO SECTION 12.260.040 OF THE SAN BRUNO MUNICIPAL CODE

WHEREAS, the City Council has engaged Economic & Planning Systems, Inc. ("EPS") to study the level of development impact fees necessary to cover the capital costs of public facilities needed to serve anticipated development in the City; and

WHEREAS, a report of EPS, entitled "San Bruno Development Impact Fee Nexus Study" and dated February 6, 2019 (the "Report"), documents the results of EPS's study; and

WHEREAS, the Report is on file in the Office of the City Clerk, available for public inspection, and incorporated herein by reference; and

WHEREAS, Section 12.260.040 of the Municipal Code, added to the Municipal Code by Ordinance No. 1869, authorizes the City Council, by ordinance or resolution, to set the rates for the Development Impact Fees listed in Section 12.260.030 of the Municipal Code; and

WHEREAS, on February 12, 2019, 2019, at its regularly schedule meeting, the City Council held a full and fair public hearing regarding the establishment of such rates and the imposition of such fees (the "Hearing"); and

WHEREAS, notice of the Hearing was published pursuant to Section 66018 of the California Government Code on February 1, 2019 and February 7, 2019; and

WHEREAS, the information required by Section 66019 of the California Government Code was made available for inspection in the Office of the City Clerk and notice of such availability was given as required by that Section 66019; and

WHEREAS, the City Council now desires to set the rates for the Development Impact Fees.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of San Bruno as follows:

1. The foregoing recitals are true and correct and incorporated into this Resolution by this reference.

2. The Report has been considered by the City Council, and the analysis and findings contained in the Report are hereby adopted by the City Council.

3. Each of the development impact fees ("Fees") listed in Exhibit "A" to this report, attached hereto and incorporated herein by reference, shall be imposed at the rate set forth in Exhibit "A." Each Fee shall be administered as set forth in Chapter 12.260 of the Municipal Code and in the Resolution.

EXHIBIT A

Land Use	Communi- ity	Public Safety	General Gov't	Trans- portation	Utilities	Total
Residential (per Unit)						
Single Family	\$15,424	\$1,145	\$1,621	\$3,374	\$2,219	\$23,783
Multi-Family	\$14,479	\$1,144	\$1,521	\$2,610	\$2,083	\$21,838
Non-Residential (per Sq.Ft. or Room)						
Office (per Sq.Ft.)	\$8.63	\$0.58	\$0.93	\$6.95	\$1.72	\$18.79
Industrial (per Sq.Ft.)	\$3.43	\$0.23	\$0.37	\$2.78	\$1.08	\$7.89
Retail (per Sq.Ft.)	\$5.57	\$0.61	\$0.60	\$8.95	\$10.69	\$26.43
Hotel (per Room)	\$1,413	\$95	\$152	\$1,527	\$1,223	\$4,410

An Accessory Dwelling Unit shall be subject to 50% of the fee for a Multi-Family Residential Dwelling Unit

4. The Fees shall not apply to any development project that meets both of the following conditions: (i) the development application for the project was deemed complete no later than May 1, 2019, and (ii) on or before August 1, 2019, the City and the developer of the development project have entered into a development agreement or other negotiated contract with the City for the project; provided however if the development project has not commenced construction in compliance with and prior to expiration or termination of the development agreement or other negotiated contract, then the Fees shall apply to the project.

5. Based on the Report, the City Council finds that:

- a. The purpose of the Fees is as set forth in the Report.
- b. The Fees shall be used to fund Public Facilities as set forth in Section 12.260.080.
- c. For the reasons set forth in the Report, there is a reasonable relationship between each Fee's use and the type of development project on which the Fee is imposed.
- d. For the reasons set forth in the Report, there is a reasonable relationship between the need for the public facilities for which a Fee is imposed and the type of development project on which the fee is imposed.

6. Adoption of this ordinance is found to be categorically exempt from the California Environmental Quality Act because the adoption of this Ordinance is not a project, in that it is a government funding mechanism which does not involve any commitment to any specific project (CEQA Guidelines Section 15378(b)(4)), and because it can be seen with certainty that there is no possibility that the fees may have a significant effect on the environment, in that this ordinance contains no provisions modifying the physical design, development, or construction of residences or nonresidential structures CEQA Guidelines Section 15061(b)(3)).

7. This Resolution shall take effect on May 1, 2019, but only if Ordinance No. 1869 is adopted and effective prior to that date.

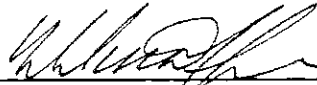
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I hereby certify that foregoing **Resolution No. 2019 - 20**
was introduced and adopted by the San Bruno City Council at a regular meeting on
February 12, 2019, by the following vote:

AYES: Councilmembers: Davis, M. Medina, O'Connell, Salazar, Mayor R. Medina

NOES: Councilmembers: None

ABSENT: Councilmembers: None



Melissa Thurman, CMC
City Clerk