

RESOLUTION NO. 2007-04

RESOLUTION OF THE CITY OF LEMOORE SETTING THE PARKLAND DEDICATION IN-LIEU FEE AMOUNT PURSUANT TO THE LEMOORE MUNICIPAL CODE

WHEREAS, Government Code Section 66477, also known as the “Quimby Act,” establishes statutory guidelines and certain requirements that must be met concerning imposition of requirements for the dedication of land and/or payment of fees in lieu of dedication for park or recreational purposes as a condition of approval of certain subdivision tentative maps or parcel maps; and

WHEREAS, the City Council on January 30, 2007 added Article L to Chapter 7, Title of the Municipal Code, which is a Quimby Act ordinance requiring the dedication of parkland or payment of fees in lieu thereof as a condition of approval of residential subdivisions; and

WHEREAS, this Resolution sets forth the amount of the Parkland Dedication In-Lieu Fee, pursuant to the Lemoore Municipal Code, which provides that if fees are paid in lieu of land dedication, such fees shall be equal to the then-current Parkland Dedication In-Lieu Fee, as set forth from time to time by resolution duly adopted by the City;

WHEREAS, Colgan Consulting Corporation has prepared a Development Impact Fee & Study, dated November 11, 2006 (“the Report”), which is incorporated herein by reference, to, among other things, provide the legal and policy justification for a parkland dedication standard and in-lieu fee under the Quimby Act ordinance; and

WHEREAS, the Report includes estimates of the cost of parkland acquisition that will be necessary to develop park facilities at the level required to meet both future demand for such facilities and the 5 acre per 1000 population parkland standard; and

WHEREAS, the Report further includes detailed estimates and calculations supporting the per-dwelling-unit in-lieu fee amounts for single family and multi-family units that are set forth in this Resolution.

WHEREAS, the Council has held hearings relating to all fees studied in the Colgan Report.

NOW, THEREFORE, the City Council of the City of Lemoore does resolve as follows:

1. The amount of the Parkland Dedication In-Lieu Fee under Section 8-7-L of the Lemoore Municipal Code is as follows:
 - a. For Single Family Development: \$1,284 per dwelling unit.
 - b. For Multi-Family Development: \$1,024 per dwelling unit.

2. The terms "Single Family" and "Multi-Family" as used in this Resolution shall have the same meanings as ascribed to those terms in Section 8-7-L of the Lemoore Municipal Code.

* * * * *

Passed and adopted at a Regular Meeting of the City Council of the City of Lemoore held on 20th day of February, 2007 by the following vote:

Ayes:
Noes:
Absent:
Abstaining:

Approved:

John F. Murray, Mayor

Attest:

Nanci C. O. Lima, City Clerk

CERTIFICATE

STATE OF CALIFORNIA)
COUNTY OF KINGS) ss.
CITY OF LEMOORE)

I, Nanci C. O. Lima, City Clerk of the City of Lemoore do hereby certify the foregoing Resolution of the City Council of the City of Lemoore was duly passed and adopted at a Regular Meeting of the City Council held on 20th day of February, 2007.

Dated: February 21, 2007

Nanci C. O. Lima, City Clerk