

RESOLUTION NO. 2016-026

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALISTOGA, COUNTY OF NAPA, STATE OF CALIFORNIA, ACCEPTING THE FISCAL YEAR 2014-15 ANNUAL REPORT OF DEVELOPER IMPACT FEES (AB 1600 REPORT)

WHEREAS, the City of Calistoga imposes fees to mitigate the impact of development pursuant to Government Code Section 66000 et seq.; and

WHEREAS, said fees collected are deposited into a special and separate capital account for each type of improvement funded by development fees; and

WHEREAS, the City maintains separate funds for public safety, administrative facilities, fire, police, transportation, affordable housing, cultural/recreational, traffic signal, northwest drainage, water and wastewater; and

WHEREAS, the City is required within 180 days after the last day of each fiscal year to make available to the public information for the fiscal year regarding these fees under Government Code Section 66006; and

WHEREAS, City staff has prepared a report ("AB 1600 Report") that contains the information required by Government Code Section 66006; and

WHEREAS, no loans were made from any of the accounts identified in the AB 1600 Report; and

WHEREAS, there were no refunds of development impact fees collected pursuant to Government Code Section 66001 (e), nor were there any allocations of unexpended revenues collected pursuant to Government Code Section 66001 (f); and

WHEREAS, the AB 1600 Report was made available for review on March, 22, 2016, more than fifteen (15) days prior to the date the Council considered the AB 1600 Report; and

WHEREAS, no interested persons have requested notice of the AB 1600 Report; consequently no notices of availability of the AB 1600 Report were mailed.

NOW, THEREFORE, BE IT RESOLVED:

Section 1:

- A. In accordance with Government Code Section 66006, the City has conducted an annual review of its development impact fees and capital infrastructure programs and the City Council has reviewed the AB 1600 Report attached hereto as Exhibit A and incorporated therein by this reference.
- B. The City Council hereby approves, accepts and adopts the AB 1600 Report.

Section 2: Effective Date: The resolution shall take effect immediately upon adoption.

Section 3: Severability. If any section, subsection, sentence, clause, phase or portion of this Resolution is for any reason held invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this Resolution.

The City Council hereby declares that it would have passed this Resolution and each section, subsection, sentence, clause or phase thereof irrespective of the fact that any one of or more sections, subsections, clauses, or phases be declared unconstitutional on their face or as applied.

PASSED, APPROVED AND ADOPTED by the City Council of the City of Calistoga at a regular meeting held this **5th day of April, 2016**, by the following vote:

AYES: Councilmember Kraus, Vice Mayor Dunsford,
Councilmembers Lopez-Ortega and Barnes and Mayor
Canning
NOES: None
ABSENT: None
ABSTAIN: None



CHRIS CANNING, Mayor

ATTEST:



KATHY FLAMSON, City Clerk