

RESOLUTION NUMBER 4273

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, CALIFORNIA, ESTABLISHING A REVISED AND UPDATED FEE SCHEDULE APPLICABLE UNDER THE WESTERN RIVERSIDE COUNTY TRANSPORTATION UNIFORM MITIGATION FEE (TUMF) PROGRAM AND ADOPTING A TEMPORARY TUMF REDUCTION

The City Council of Perris “(City)” resolves as follows:

Section 1. Title and Findings.

This Resolution shall be known as the “Western Riverside County Transportation Uniform Mitigation Fee Program Resolution of 2009” (“Resolution”). Pursuant to the Mitigation Fee Act (Gov. Code §§ 66000 *et seq.*) the City Council hereby readopts all findings included in Ordinance No. 1263, including those findings made in the 2009 Nexus Study and its Addendum.

Section 2. Establishment of the Transportation Uniform Mitigation Fee Schedule.

In accordance with Ordinance No. 1263, adopted by the City Council on November 10, 2009, the City Council adopts the following TUMF schedule applicable to all new development projects, applicable beginning January 1, 2010:

- (1) \$8,873.00 per single family residential unit
- (2) \$6,231.00 per multi-family residential unit
- (3) \$ 1.73 per square foot of an industrial project
- (4) \$10.49 per square foot of a retail commercial project
- (5) \$ 4.19 per square foot of a service commercial project
- (6) \$ 2.19 per square foot of a service Class A and B Office

Section 3. Temporary TUMF Reduction Period.

i Notwithstanding Section 4A of Ordinance No. 1263 and the fee established in Section 2 of this Resolution, the City Council hereby adopts a reduced TUMF fee schedule as indicated below, applicable only through December 31, 2010. All other sections of Ordinance No. 1263 shall still be in effect during this temporary fee reduction period. After December 31, 2010, the regular TUMF schedule adopted in Section 2 of this Resolution, or as revised by the City Council from time to time through a separate resolution, shall automatically apply.

- (1) \$4,437.00 per single family residential unit
- (2) \$3,115.00 per multi-family residential unit
- (3) \$ 0.86 per square foot of an industrial project
- (4) \$ 5.24 per square foot of a retail commercial project
- (5) \$ 2.10 per square foot of a service commercial project

(6) \$ 1.10 per square foot of a service Class A and B Office

ii. If reduced fees are paid pursuant to this Section 3i at the time application is made for a building permit and either the application or the building permit expires, subsequent building permit application on the same parcel shall be subject to the full TUMF amount, unless the temporary fee reduction period is still in effect at the time the subsequent application is made.

iii. No provision of this Resolution shall entitle any person who has already paid the TUMF to receive a refund, credit or reimbursement of such payment. This Resolution does not create any new TUMF.

Section 4. Severability.

If any one or more of the terms, provisions or sections of this Resolution shall to any extent be judged invalid, unenforceable and/or voidable for any reason whatsoever by a court of competent jurisdiction, then each and all of the remaining terms, provisions and sections of this Resolution shall not be affected thereby and shall be valid and enforceable.

Section 5. Effective Date.

This Resolution shall take effect immediately upon its adoption.

Section 6. Certification.

The City Clerk shall certify as to the passage and adoption of this Resolution and shall cause the same to be posted at designated locations in the City of Perris.

ADOPTED, SIGNED and APPROVED this 10th day of November, 2009.

By: _____
Mayor, Daryl R. Busch

ATTEST:

By: _____
Judy L. Haughney, C.M.C., City Clerk

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE)
CITY OF PERRIS)

I, Judy L. Haughney, CITY CLERK OF THE CITY OF PERRIS, DO HEREBY CERTIFY that the foregoing Resolution Number 4273 was duly adopted by the City Council of the City of Perris at a regular meeting of said Council on the 10th day of November, 2009, and that it was so adopted by the following vote:

AYES: COUNCILMEMBERS: LANDERS, YARBROUGH, ROGERS, BUSCH, EVANS
NOES: COUNCILMEMBERS:
ABSENT: COUNCILMEMBERS:
ABSTAIN: COUNCILMEMBERS:

Judy L. Haughney, C.M.C., City Clerk