

Resolution No. 2024-XXX N.C.S. of the City of Petaluma, California

ACCEPTING THE FISCAL YEAR 2024 ANNUAL DEVELOPMENT IMPACT FEE REPORT PURSUANT TO GOVERNMENT CODE SECTION 66006(b)

WHEREAS, the City of Petaluma imposes fees to mitigate the impacts of development, pursuant to Government Code §§66000 *et seq.* (the “Mitigation Fee Act”); and

WHEREAS, fees collected are deposited into a separate fund for each type of development impact fee; and

WHEREAS, the Mitigation Fee Act requires the City of Petaluma to make available to the public certain information regarding the fees and regarding each fund on an annual basis within 180 days of the end of the fiscal year (i.e. June 30, 2024); and

WHEREAS, the Development Impact Fee Report – Fiscal Year 2023-2024 and Development Impact Fee Program Five-Year Findings Report attached as Exhibit A and incorporated herein by reference (“the Report”) provides the information required by the Mitigation Fee Act, specifically all information required by Government Code Section 66006(b)(1) and 66001(d); and

WHEREAS, the Report was made available to the public on the City’s website on November 25, 2024 in accordance of the noticing requirements of Government Code Section 66006(b)(2); and

WHEREAS, the City’s review and acceptance of the Report is not a project under the California Environmental Quality Act pursuant to Public Resources Code sections 21065 and 21080 and CEQA Guidelines Sections 15378 and 15061(b)(3) as reviewing and accepting the Report will not result in any direct or indirect physical change in the environment; and

WHEREAS, the City Council has reviewed the Report at its regularly scheduled meeting on December 16, 2024.

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

1. The recitals stated herein are true and correct and adopted as findings of the City Council.
2. Finds that the City’s review and acceptance of the Report is not a project under the California Environmental Quality Act pursuant to Public Resources Code sections 21065 and 21080 and CEQA Guidelines Sections 15378 and 15061(b)(3) as reviewing and accepting the Report will not result in any direct or indirect physical change in the environment. Moreover, the annual report is an administrative fiscal action of existing fees and falls within the CEQA determination for when the fees were originally adopted.
3. The City Council has received and reviewed and hereby accepts the Development Impact Fee Report – Fiscal Year 2023-2024 attached hereto as Attachment 2 and incorporated herein by reference (“the Report”).

4. Finds that the Report complies with Government Code Section 66006, as the Report was made available to the public within 180 days of the last day of fiscal year, it contains the following information for all City “fees” as defined by Government Code Section 66000(b):

- (A) A brief description of the type of fee in the account or fund.
- (B) The amount of the fee.
- (C) The beginning and ending balance of the account or fund.
- (D) The amount of the fees collected, and the interest earned.
- (E) An identification of each public improvement on which fees were expended and the amount of the expenditures on each improvement, including the total percentage of the cost of the public improvement that was funded with fees.
- (F) An identification of an approximate date by which the construction of the public improvement will commence if the local agency determines that sufficient funds have been collected to complete financing on an incomplete public improvement, as identified in paragraph (2) of subdivision (a) of Section 66001, and the public improvement remains incomplete.
- (G) A description of each interfund transfer or loan made from the account or fund, including the public improvement on which the transferred or loaned fees will be expended, and, in the case of an interfund loan, the date on which the loan will be repaid, and the rate of interest that the account or fund will receive on the loan.
- (H) The amount of refunds made pursuant to subdivision (e) of Section 66001 and any allocations pursuant to subdivision (f) of Section 66001.

Under the power and authority conferred upon this Council by the Charter of said City.

REFERENCE:

I hereby certify the foregoing Resolution was introduced and adopted by the Council of the City of Petaluma at a Regular meeting on the 16 day of December 2024, by the following vote:

Approved as to form:

City Attorney

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST:

City Clerk

Mayor