

1 RESOLUTION NO.

2 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVERSIDE,
3 CALIFORNIA, AMENDING THE CITY'S FEES AND CHARGES
4 SCHEDULE IN RESOLUTION NO. 21960, AS AMENDED, PROVIDING
5 FOR A REDUCTION BY SIXTY PERCENT (60%) PERMIT AND PLAN
6 CHECK FEES AND CHARGES IMPOSED FOR THE CONSTRUCTION OF
7 AGE-RESTRICTED SENIOR HOUSING DEVELOPMENTS, AND
8 AMENDING RESOLUTION NO. 21085 AS IT RELATES TO CERTAIN
9 DEVELOPMENT MITIGATION FEES.

10 WHEREAS, the City has the authority to impose fees under its police power under Article XI,
11 §7 of the California Constitution and under its complementary powers under Section 37112 of the
12 California Government Code and Section 200 of the Riverside City Charter; and

13 WHEREAS, the City has established a policy of recovering the full costs reasonably borne as
14 a result of providing special services of a voluntary and limited nature, such that general taxes are not
15 diverted from general services of a broad nature and thereby utilized to subsidize unfairly and
16 inequitably such special services; and

17 WHEREAS, in Chapter 3.30 of the Riverside Municipal Code, the City Council established its
18 policy as to the recovery of costs and more particularly the percentage of costs reasonably borne to be
19 recovered from users of City services and directing staff as to the methodology for implementing said
20 Chapter 3.30; and

21 WHEREAS, the City adopted its master Fees and Charges Resolution, Resolution No. 21960,
22 on January 12, 2010, thereby approving and authorizing the Finance Director to update and maintain
23 the City's Master Fees and Charges Schedule and to amend the Master Fees and Charges Schedule in
24 accordance with Resolution No. 21960, as amended; and

25 WHEREAS, Resolution No. 21085 provided for a sixty percent (60%) reduction in specified
26 fees for senior housing development projects; and

27 WHEREAS, with the adoption of Resolution No. 21960, the prior sixty percent (60%)
28 reduction for senior housing developments was deleted; and

WHEREAS, the City Council finds that there continues to be a need for senior housing and
that seniors do not pose the same impact on services as single family and multi-family residences;
and

1 WHEREAS, the City Council desires to reinstate the sixty percent (60%) reduction in
2 specified fees and charges for senior housing developments.

3 NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Riverside,
4 California, as follows:

5 Section 1: The above recitals are hereby found to be true and correct and are hereby
6 incorporated herein as if stated in full.

7 Section 2: This resolution, together with any other resolution amending this resolution
8 and the Master Fees and Charges Schedule, shall collectively be known as, and hereinafter may be
9 interchangeably referred to as the “Fees and Charges Resolution” or the “Master Fees and Charges
10 Schedule.”

11 Section 3: The Master Fees and Charges Schedule is hereby amended as follows:

12 “Notwithstanding anything to the contrary, any permit or plan check fee or charge
13 as established herein under Sections 2601, 2602, 2609, 2708, 2752, 2770 and 4138
14 to be paid by an applicant for the construction of an age-restricted senior citizen
15 housing development, where a covenant has been recorded with, or will be recorded
16 with prior to the issuance of a building permit, the Riverside County Recorder
17 limiting occupancy, residency and use in accordance with Civil Code section 51.3,
18 shall be reduced by sixty percent (60%). Such covenant shall provide that the
19 covenant may only be removed with City approval, and that the City shall condition
20 such removal upon verification that the 60% reduction in fees has been repaid to
21 the City by applicant or their successor in interest, with such repayment calculated
22 as of the time of proposed removal.

23 To qualify for such reduction, the applicant must submit a verified statement in
24 writing to the Planning Division of the Community & Economic Development
25 Department requesting such reduction, together with such supporting
26 documentation as may be requested by the Community & Economic Development
27 Director, or his designee, to establish the applicability for such reduction as set forth
28 in this section.”

Section 4: Resolution No. 21085, Section 3, is hereby amended to specifically delete the sixty percent (60%) reduction from the following: Resolution Nos. 17007 (transportation impact fees), 17495 (regional parks and reserve park fees), and 18991 (park development fees). The remaining additions and changes in Section 3 shall remain in full force.

Section 5: The Chief Financial Officer is hereby authorized and directed to maintain a current Master Fees and Charges Schedule, along with all attachments, which will include this amendment and all other amendments to the Fees and Charges Resolution.

Section 6: Resolution No. 21960 and all applicable amendments thereto are hereby amended as of the date this resolution becomes operative and any previously established fee or charge that is not amended herein shall remain in full force and effect.

Section 7: The provisions of this resolution shall become effective immediately upon adoption.

ADOPTED by the City Council this _____ day of _____, 20____.

WILLIAM R. BAILEY, III
Mayor of the City of Riverside

Attest:

COLLEEN J. NICOL
City Clerk of the City of Riverside

1 I, Colleen J. Nicol, City Clerk of the City of Riverside, California, hereby certify that the
2 foregoing resolution was duly and regularly adopted at a meeting of the City Council of said City at
3 its meeting held on the _____ day of _____, 20____, by the following vote, to wit:

4 Ayes:

5 Noes:

6 Absent:

7 Abstain:

8
9 IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the
10 City of Riverside, California, this _____ day of _____, 20____.

11
12 _____
13 COLLEEN J. NICOL
City Clerk of the City of Riverside

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