

ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA AMENDING CITY CODE CHAPTER 21-02 (HOUSING ALLOCATION PLAN)

THE PEOPLE OF THE CITY OF SANTA ROSA DO ENACT AS FOLLOWS:

Section 1. The Council finds, based on evidence and records presented, that:

- A. The proposed amendment is consistent with the goals and policies of the general plan and any applicable specific plan.
- B. The amendment will not be detrimental to the public interest, health, safety, and convenience or welfare of the City.
- C. The amendment has been reviewed in compliance with the California Environmental Quality Act (CEQA).

Section 2. Amend Section 21-02.090 (A) to read in full as follows:

“(A) The City Council, by resolution, shall establish the amounts and calculation of the housing impact fee. The fee shall be paid no later than prior to the final inspection for each rental unit or no later than 1) the close of escrow, or 2) one year following the final inspection for each for-sale unit in a residential development, whichever is sooner. The fee for rental units shall be adjusted annually, based upon the annual changes in an identified, generally recognized, and reasonably related construction cost index.”

Section 3. Environmental Determination. The Council finds that the adoption and implementation of this ordinance are exempt from the provisions of the California Environmental Quality Act under section 15061(b)3 in that the Council finds there is no possibility that the implementation of this ordinance may have significant effects on the environment.

Section 4. Severability. If any section, subsection, sentence, clause, phrase or word of this ordinance is for any reason held to be invalid and/or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance.

Section 5. Effective Date. This ordinance shall take effect on the 31st day following its adoption.

IN COUNCIL DULY PASSED AND ADOPTED this ____ day of _____, 2013.

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST: _____ APPROVED: _____
City Clerk Mayor

APPROVED AS TO FORM:

City Attorney