

CITY OF FAIRFIELD

RESOLUTION NO. 2022-146

RESOLUTION OF THE CITY OF FAIRFIELD ADOPTING UPDATED NEXUS STUDIES FOR THE CITYWIDE AB1600 TRAFFIC IMPACT FEE AND FOR NORTHEAST AREA DEVELOPMENT FEES

WHEREAS, the City Council adopted Ordinance 2013-11 to add Article XI to Chapter 25 of the City of Fairfield Municipal Code to codify provisions for impact fees, including the citywide Traffic Impact Fee and various Northeast Area Development Impact Fees (collectively the “Fees”); and

WHEREAS, the purpose of the Fees, as stated in Ordinance 2013-11, is to impose upon future development projects an equitable share of the cost to mitigate future demand for public facilities created by such projects; and

WHEREAS, on May 7, 2013, the council approved Fee amounts based on nexus studies demonstrating a reasonable relationship between amount of the Fees and the portion of the total cost of the public facilities attributed to each development project; and

WHEREAS, section 25.1509 of Article XI of Fairfield Municipal Code Chapter 25 requires the City to periodically review the City’s program for infrastructure and increase or decrease fees based on updated project costs, project needs, available alternative revenue sources, and other economic considerations; and

WHEREAS, the City caused to be prepared updated development impact fee nexus studies (the “2022 Nexus Studies” entitled “Revised Report Citywide Transportation Impact Fee Update” and “Revised Report Northeast Area Development Impact Fee Update;” and

WHEREAS, the purpose of the 2022 Nexus Studies is to support an increase or decrease in fees pursuant to Fairfield Municipal Code Section 25.1509; and

WHEREAS, the council conducted a public hearing on the nexus studies on June 21, 2022, following notice of the hearing given on May 22, 2022, in accordance with Government Code section 66016.5; and

WHEREAS, the council determined that the 2022 Nexus Studies comply with California Government Code section 66000 et. seq; and

WHEREAS, the council determined that adoption of this Resolution is not subject to the California Environmental Quality Act (CEQA). This action is not a “project” within the meaning of the CEQA Guidelines Section 15378 and has no potential for physical effects on the environment because it involves a study supporting the future adoption of fees, but does not commit the City to any specific project which may result in a potentially significant effect on the environment. Pursuant

to CEQA Guidelines section 15378(b)(4), the creation of government funding mechanisms which do not involve any commitment to any specific project which may cause significant effect on the environment, is not defined as a “project” under CEQA. Therefore, approval of the 2022 Nexus Studies to support future adoption of the Fees is not a “project” for purposes of CEQA; and even if considered a “project” under CEQA, is exempt from CEQA review pursuant to CEQA Guidelines Section 15061(b)(3) because it can be seen with certainty that there is no possibility that approval of a study for future adoption of fees may have a significant effect on the environment.

NOW, THEREFORE, THE COUNCIL OF THE CITY OF FAIRFIELD HEREBY RESOLVES:

Section 1. The nexus study “Revised Report Citywide Transportation Impact Fee Update,” prepared by Economic and Planning Systems, Incorporated, dated June 10, 2022, and contained in Exhibit “A” to this Resolution is adopted.

Section 2. The nexus study “Revised Report Northeast Area Development Impact Fee Update” Citywide Transportation Impact Fee Update”, prepared by Economic and Planning Systems, Incorporated, dated June 10, 2022, and contained in Exhibit “B” to this Resolution is adopted.

PASSED AND ADOPTED this 21st day of June, 2022, by the following vote:

AYES: MEMBERS: PRICE / BERTANI / MOY / PANDURO / TIMM / TONNESEN / VACCARO

NOES: MEMBERS: _____

ABSENT: MEMBERS: _____

ABSTAIN: MEMBERS: _____

MAYOR

ATTEST:

CITY CLERK