

DECLARATION OF PUBLICATION

STATE OF CALIFORNIA

COUNTY OF SACRAMENTO

PHOEBE SCHUELER

CITY OF SACRAMENTO
CITY CLERK
915 I ST HCH 5TH FLR
SACRAMENTO CA 95814

ORDINANCE
MISC 1808 OR2018-0039 RELATING TO MILLS ACT
00975
HEARING/CLOSE/SALE DATE: 08/14/18

The undersigned says:

I am over the age of 18 years and a citizen of the United States. I am not a party to and have no interest in this matter. I am a principal clerk of the SACRAMENTO BULLETIN*, a newspaper of general circulation in the City of Sacramento, Sacramento Public Notice District, the County of Sacramento, and the State of California, as adjudicated in Sacramento Superior Court Case No. 00SC01155. The notice, a printed copy of which appears hereon, was published on the following date(s): Aug 24, 2018

I declare under penalty of perjury that the foregoing is true and correct. Executed at Los Angeles, California on 08/24/18.


signature

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ORDINANCE NO. 2018-0039

Adopted by the Sacramento City Council

August 14, 2018

An Ordinance Amending Section 17.604.720 of the Sacramento City Code, Relating to Mills Act Contracts

BE IT ENACTED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

SECTION 1

The city council finds the following:

1. As amended by this ordinance, the Planning and Development Code complements, supports, and facilitates the implementation of the goals, policies, and other provisions of the city's general plan, specific plans, and transit village plans.
2. The amendments in this ordinance help promote the public health, safety, convenience, and welfare of the city.

SECTION 2

Section 17.604.720 of the Sacramento City Code is amended to read as follows:

17.604.720 Mills Act Contracts

A. This section implements the Mills Act (California Government Code sections 50280 et seq.), related to historical property contracts. The Mills Act authorizes local governments to enter into contracts with owners of private historical property who will preserve and, when necessary, restore and rehabilitate the property. As consideration for the preservation, restoration, and rehabilitation of the property, a Mills Act contract will qualify the property for an assessment of valuation in accordance with California Revenue and Taxation Code sections 439 et seq., which may result in tax savings for the property owner.

B. An owner of any of the following properties that are not exempt from taxation may apply to enter into a Mills Act contract with the city: a property listed in the Sacramento register (either as a landmark or a contributing resource within a historic district); a property within the city that is listed in the National Register of Historic Places (either as an individual listing or as a contributing property within a national register historic district); or a property within the city that is listed in the California Register of Historical Resources. Properties that have been previously listed in one or more of the above-mentioned registers, but that have been removed from the register and are no longer listed, are not eligible for a Mills Act contract with the city.

C. The city council, by resolution, may limit the number of Mills Act contracts the city enters in any calendar year.

D. When considering whether an applicant is suitable for a Mills Act contract, the city, in its sole discretion, may give priority to applicants that demonstrate any of the following:

1. The property is particularly significant due to its historic value, location, or other attribute.

2. The applicant has the ability to preserve and, when necessary, restore and rehabilitate the property.

3. The preservation and, when necessary, restoration and rehabilitation of the property will enhance the city's inventory of historic and cultural resources.

E. The preservation director shall make available Mills Act application materials.

F. A property owner who wishes to enter into a Mills Act contract with the city must submit an application to the preservation director and pay a processing and administrative fee in an amount established by resolution of the city council. The preservation director, within 60 days of receipt of a complete application, shall determine the applicant's suitability for a Mills Act contract based on subsections B and D above. If the preservation director determines the applicant is suitable for a Mills Act contract, the preservation director shall prepare and make recommendations on the contents of the contract for consideration by the city council.

G. The city council may, in its sole discretion, approve, approve with conditions, or deny the proposed contract. Should the city council fail to act on the proposed contract within one year of its receipt of the proposal, the proposal shall be deemed denied.

H. A Mills Act contract application that has been denied by the city council cannot be resubmitted for one year from the date of city council action, or where the council fails to take action, within one year from the date that the application is deemed denied pursuant to subsection G of this section.

Adopted by the City of Sacramento City Council on August 14, 2018, by the following vote:

Ayes: Members Ashby, Carr, Guerra, Hansen, Harris, Jennings, Schenirer, and Mayor Steinberg

Noes: None

Abstain: None

Absent: Member Warren

Attest:
/s/ Mindy Cuppy, City Clerk

The presence of an electronic signature certifies that the foregoing is a true and correct copy as approved by the Sacramento City Council.

Passed for Publication: July 24, 2018
Published: July 27, 2018 and August 24, 2018 in its entirety per City Charter Section 32(d)

Effective: September 13, 2018
CN952665 Aug 24, 2018

