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CITY OF SACRAMENTO

DEPARTMENT OF PLANNING AND DEVELOPMENT
1231 "I" Street Sacramento, Ca. 95814

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October 9, 1985

City Council
Sacramento, California

Honorable Members in Session:

SUBJECT: Elk Grove Unified School District Annual Report for SB 201
School Impaction Funds (M84-284)

APPROVED
BY THE CITY COUNCIL

OCT 15 1985

OFFICE OF THE
CITY CLERK

SUMMARY

State law requires that all impacted school districts to file a report by October 15th of each year showing the balance of the impaction fee account and how the fees have been used. Failure to file this report will result in the discontinuance of the payment of fees or the dedication of land. Since this is the first time this annual report is required, and because it has a complex mitigation plan, the Elk Grove School District requests that the filing deadline be extended to November 12, 1985. The staff recommends approval of this extension.

BACKGROUND INFORMATION

In 1984 the State Legislature amended Section 65978 of the Government Code to require school districts receiving SB 201 school impaction fees to file a report to the City Council or Board of Supervisors on the balance of the fee account, the facilities acquired from this account, and the dedication of land during the previous fiscal year. Failure to file this report by October 15th of each year will result in the discontinuance of the payment of impaction fees or the dedication of land.

Since this is the first time for submitting this detailed report and since the Elk Grove Unified School District has a complex mitigation program, the Elk Grove Unified School District has requested an extension of the filing date to November 12, 1985. This extension is authorized by State legislation.

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City Council

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October 9, 1985

RECOMMENDATION

Staff recommends that the City Council extend the filing deadline for the annual impactation fee report to November 12, 1985.

Respectfully submitted,

Marty Van Duyn

Marty Van Duyn
Planning Director

RECOMMENDATION APPROVED:

Walter J. Slipes
Walter J. Slipes, City Manager

GZ:lao
attachment
M84-284

October 15, 1985
District No. 7

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ELK GROVE UNIFIED SCHOOL DISTRICT

8820 ELK GROVE BOULEVARD
ELK GROVE, CALIFORNIA 95624

Telephone: Elk Grove 685-3728
685-3729

CONSTANTINE I. BARANOFF
Coordinator, Facilities

October 8, 1985

Mr. Toke Masuda
Mr. Gary Ziegenfuss
City Planning Department
1231 "I" Street
Sacramento, California 95814

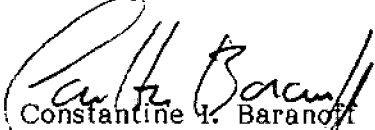
Dear Toke and Gary:

Pursuant to recent Amendments to SB 201, each school district participating in the program is required to file a report to Board of Supervisors or the City Council by October 15 of each year detailing the collection and use of Impact Fees during the previous year. The Amendment allows for a 30-day extension when requested prior to the October 15 date.

In order for the Elk Grove Unified School District to meet this requirement, we respectfully request a one-month time extension to November 15, 1985.

Thank you for your help in this matter. If you need any additional information please contact me.

Sincerely,


Constantine I. Baranoff
Coordinator, Facilities

CIB/jk

cc: V. Chang
Bob Holmes, BIA

cannot meet the schedule, it shall submit modifications to the city council or board of supervisors and the reasons for the modifications.

Added Stats 1977 ch 955 § 1.

§ 65977. Operation of schools in attendance area where overcrowding conditions exist by two separate school districts: Agreement with each school district for purpose of determining distribution of revenues from fees levied

Where two separate school districts operate schools in an attendance area where overcrowding conditions exist for both school districts, the governing body of the city or county shall enter into an agreement with the governing body of each school district for the purpose of determining the distribution of revenues from the fees levied pursuant to this chapter.

Added Stats 1977 ch 955 § 1.

§ 65978. Separate account for fees paid; Annual report

Any school district receiving funds pursuant to this chapter shall maintain a separate account for any fees paid and shall file a report with the city council or board of supervisors on the balance in the account at the end of the previous fiscal year; the facilities leased, purchased, or constructed; and the dedication of land during the previous fiscal year. In addition, the report shall specify which attendance areas will continue to be overcrowded when the fall term begins and where conditions of overcrowding will no longer exist. The report shall be filed by October 15 of each year and shall be filed more frequently at the request of the board of supervisors or city council.

The board of supervisors or city council may approve a 30-day extension for the filing of the report in the case of extenuating circumstances, as determined by the board of supervisors or city council.

During the time that the report has not been filed in the manner prescribed in this section, there shall be a waiver of any performance of the payment of fees or the dedication of land.

If overcrowding conditions no longer exist, the city or county shall cease levying any fee or requiring the dedication of any land pursuant to this chapter.

Amended Stats 1981 ch 201 § 1; Stats 1984 ch 1062 § 1.

Amendments:

1981 Amendment: Substituted "October 15" for "August 1" in the last sentence of the first paragraph.

1984 Amendment: (1) Amended the first sentence of the first paragraph by (a) substituting the semicolon for "and" after "previous fiscal year"; and (b) adding "; and the dedication of land"; (2) substituting "The" for "Such" in the last sentence of the first paragraph; and (3) added the second and third paragraphs.

§ 65979. Prohibition on levy of fee or dedication of land after receipt of apportionment; Exception to avoid overcrowding

One year after receipt of an apportionment pursuant to the Leroy F. Greene State School Building Lease-Purchase Law of 1976 (Chapter 22 (commencing with Section 17700 of Part 10 of the Education Code) for the construction of a school, the city or county shall not be permitted thereafter, pursuant to this chapter or pursuant to any other school facilities financing arrangement such district may have with builders of residential development, to levy any fee or to require the dedication of any land within the

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