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CITY OF SACRAMENTO

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DEPARTMENT OF
PLANNING AND DEVELOPMENT

CITY OF SACRAMENTO
CALIFORNIA

1231 I STREET
ROOM 200
SACRAMENTO, CA
95814-2998

January 23, 1991

APPROVED
BY THE CITY COUNCIL

BUILDING INSPECTIONS
916-449-5716

City Council
Sacramento, California

JAN 29 1991

PLANNING
916-449-5604

Honorable Members in Session

OFFICE OF THE
CITY CLERK

SUBJECT: ORDINANCE TO CONDITION LAND USE ENTITLEMENTS TO PROVIDE FUNDS FOR SCHOOL FACILITIES IN THE ELK GROVE SCHOOL DISTRICT

SUMMARY

On advice from the City Attorney's office, this ordinance which the City Council previously adopted on January 8th, must be extended for another 30 days. At this time the Council can then extend it to September, 1991. The County's ordinance will also expire in September of 1991.

BACKGROUND

On January 8th, the City Council adopted the attached ordinance to condition land use designations to require that residential projects pay a fee of \$2.67 per square foot to the Elk Grove School District. On advice from the City Attorney's office, this ordinance must be extended for another 30 days. After this time period has elapsed, the Council can then extend this ordinance to September of 1991. The County's ordinance will also expire in September.

The Board of Supervisors wanted to rehear this ordinance in order to consider the results of a school district poll asking voters whether or not bonds should be used to pay for new schools.

ENVIRONMENTAL DETERMINATION

The Environmental Coordinator has issued a negative declaration for the proposed ordinance.

3777

12° 11. 22' 00" N

FINANCIAL CONSIDERATION

Revenues from these new fees go directly to the school district in order to construct new school facilities.

POLICY CONSIDERATION

The proposed ordinance to condition land use designation is consistent with the General Plan policy to "assist school districts with school financing, plans and methods to provide permanent schools in existing and newly developing areas in the City".

MBE/WBE EFFORTS

This ordinance does not involve the direct purchase of goods and services; therefore, there is no impact.

RECOMMENDATION

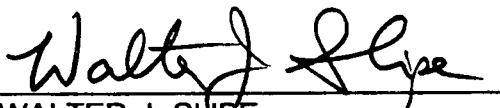
Staff recommends that the City Council adopt the attached ordinance, and to set a hearing date for March 5th in order to consider an extension of this ordinance.

Respectfully submitted,



MICHAEL M. DAVIS
Director of Planning and Development

RECOMMENDATION APPROVED:



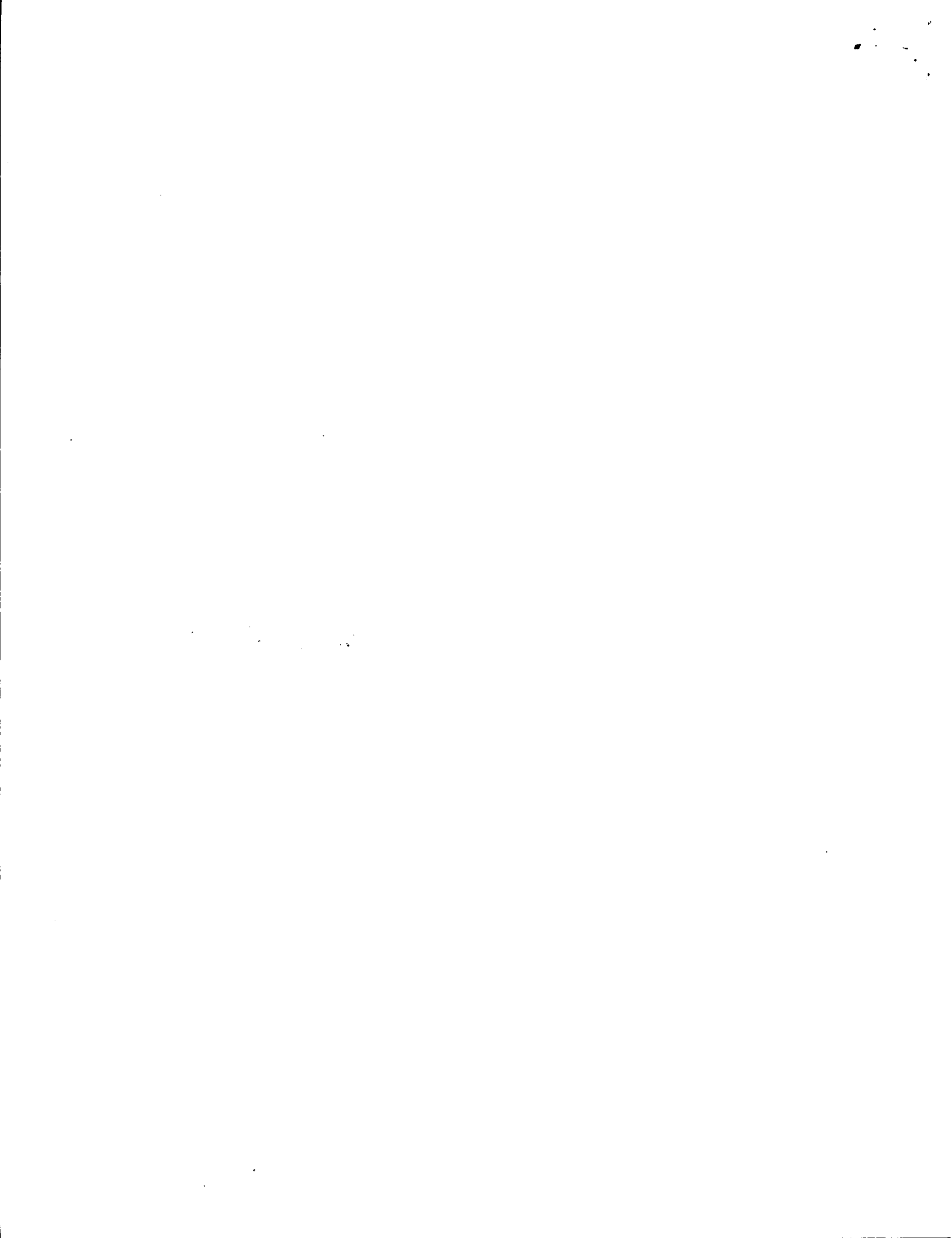
WALTER J. SLIFE
City Manager

Contact Person:

Gary Ziegenfuss, Associate Planner

January 29, 1991
District 7

GZ:ob
M90-050.cc2



ORDINANCE NO. 91-010

ADOPTED BY THE SACRAMENTO CITY COUNCIL

ON DATE OF _____

APPROVED
BY THE CITY COUNCIL
JAN 29 1991
OFFICE OF THE
CITY CLERK

**AN INTERIM ORDINANCE EXTENDING SECTIONS 2 AND 3 OF
ORDINANCE NO. 91-001 RELATING TO PROHIBITION OF CERTAIN
USES OF PROPERTY WITHIN THE ELK GROVE UNIFIED SCHOOL
DISTRICT, AND DECLARING THE ORDINANCE AN EMERGENCY
ORDINANCE TO TAKE EFFECT FEBRUARY 4, 1991**

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

SECTION 1. Findings.

The City Council hereby finds as follows:

(a) That the funding mechanisms currently available to the Elk Grove Unified School District ("District") are insufficient to finance those interim and permanent school facilities that will be needed to serve the level of development authorized or anticipated within the boundaries of the District;

(b) That existing residential land use designations, coupled with the lack of such adequate funding mechanisms, constitutes a school funding crisis in that the District will be unable to provide minimally adequate educational services to students generated by such development;

(c) That after extensive review of this school funding crisis with the District, property owners and residents within that portion of the incorporated area served by the District and affected developers, this ordinance is for the benefit of all such parties;

(d) That the lack of a means to finance adequate interim and permanent school facilities, coupled with existing land use designations within the District, creates a current and immediate threat to public welfare, health and safety, and the approval of additional subdivisions, use permits, development plans and other, similar entitlements necessary for residential development within the District will create a threat to the public welfare, health and safety; and

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ORDINANCE NO.: _____

DATE ADOPTED: _____

(e) That a purpose of this ordinance is to allow the City time to study and consider general plan, community plan, zoning or other ordinance amendments which may ease the crisis identified by the Council.

(f) That the City Council held a public hearing on the extension of Sections 2 and 3 of Ordinance No. 91-001 on January 29, 1991.

SECTION 2. Extension of Ordinance 91-001.

Sections 2 and 3 of Ordinance No. 91-001 are hereby extended to March 6, 1991.

SECTION 3.

On March 5, 1991, the Council shall hold a public hearing to determine whether this ordinance shall be extended, at which hearing, in addition to those matters required by law to be considered, the Council shall consider additional information provided by City staff, the public, affected property owners, and the District relative to residential development and its impact within the District, including its impact on other public infrastructure and services. A zoning proposal that would implement, other than on an interim, urgency basis, the condition imposed by this ordinance, shall be considered.

SECTION 4.

This ordinance is an emergency measure to take effect on February 4, 1991, and shall remain in effect until March 6, 1991. The facts constituting the emergency are the need to immediately provide an interim means to control and lessen the effects of school overcrowding in the District pending further study of the matter.

DATE PASSED FOR PUBLICATION:

DATE ENACTED:

DATE EFFECTIVE:

MAYOR

ATTEST:

CITY CLERK

FOR CITY CLERK USE ONLY

ORDINANCE NO.: _____

DATE ADOPTED: _____

