

APPROVED
JUL 22 2003
OFFICE OF THE
CITY CLERK



4.2

PLANNING AND BUILDING
DEPARTMENT

CITY OF SACRAMENTO
CALIFORNIA

NATOMAS UNIT
2101 ARENA BOULEVARD
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SACRAMENTO, CA 95834

CAROL SHEARLY
NATOMAS MANAGER

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City Council
Sacramento, California

Honorable Members in Session:

**SUBJECT: RESOLUTION EXTENDING THE INTERIM AUTHORIZATION
ESTABLISHED BY RESOLUTION NO. 2003-460 FOR INCREASED
HABITAT CONSERVATION FEES IN NORTH AND SOUTH NATOMAS.**

LOCATION AND COUNCIL DISTRICT: North and South Natomas, Council District 1

RECOMMENDATION: Staff recommends the City Council adopt the attached resolution, thereby extending the interim fee authorization an additional thirty (30) days.

CONTACT PERSON: Carol Shearly, Natomas Manager, 808-5893

FOR COUNCIL MEETING OF: July 22, 2003 (afternoon)

SUMMARY: On June 24, 2003, the City Council adopted as an urgency measure a resolution increasing the Habitat Conservation Fee in North and South Natomas from \$11,962 to \$12,270 per gross acre of development. The urgency measure is only valid for a thirty (30) day period. Adoption of the attached resolution will extend the authorization an additional thirty (30) days.

COMMITTEE/COMMISSION ACTION: No action was taken by the Planning Commission on this item.

BACKGROUND INFORMATION: Pursuant to the Government Code, new or revised development fees normally become effective sixty (60) days following the final action of adoption by a legislative body. In order for fees to become effective immediately, the legislative body, by a four-fifths vote, must adopt the new or revised fee as an urgency measure. However, the urgency measure is only an interim authorization valid for thirty (30) days. To bridge the full sixty (60) day period, the legislative body must, by a four-fifths

vote, extend the interim authorization an additional thirty (30) days.

On June 24, 2003, the Council adopted Resolution No. 2003-460 increasing the Habitat Conservation Fee in Natomas as an urgency measure. The Resolution will therefore have no force or effect after thirty days. By adopting the attached resolution, the Council will extend the authorization an additional thirty day period until Resolution No. 2003-460 becomes effective on its own terms sixty (60) days from the date of adoption.

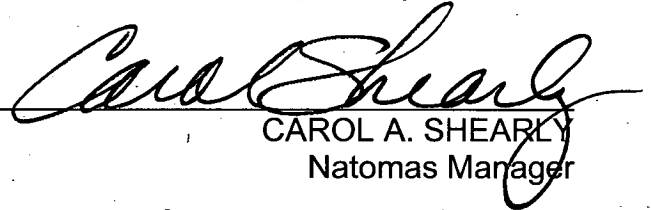
FINANCIAL CONSIDERATIONS: If the attached resolution is not adopted, a 30 day window would exist where the developers would pay the old fee.

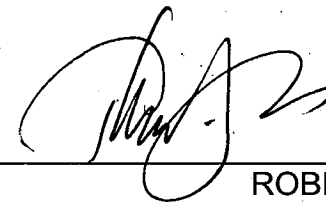
ENVIRONMENTAL CONSIDERATIONS: The City Council's action in extending the authorization is solely for the purpose of establishing an adequate HCP fee to be used to implement the Revised HCP, and is therefore not a project for the purpose of the California Environmental Quality Act. Previous environmental review has been conducted related to the North Natomas Community Plan, the Natomas Basin Habitat Conservation Plan, and the Comprehensive Drainage Plan, among others.

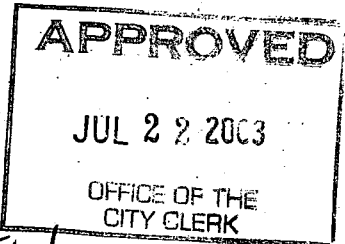
POLICY CONSIDERATIONS: None.

ESBD CONSIDERATIONS: Not applicable to this report.

Respectfully submitted,


CAROL A. SHEARLY
Natomas Manager


APPROVED:
ROBERT P. THOMAS
City Manager



RESOLUTION NO. 2003-514

ADOPTED BY THE SACRAMENTO CITY COUNCIL

ON DATE OF _____

A RESOLUTION EXTENDING THE INTERIM AUTHORIZATION ESTABLISHED BY RESOLUTION NO. 2003-460 FOR A REVISED HABITAT CONSERVATION FEE IN NATOMAS

WHEREAS:

A. On June 24, 2003, the City Council of the City of Sacramento adopted Resolution No. 2003-460, which increased the amount of the Habitat Conservation Fee established pursuant to Chapter 18.40 to Title 18 (formerly Title 84, Chapter 84.10) of the City Code, to take effect immediately.

B. Based on findings contained therein, Resolution No. 2003-460 was declared by the City Council to be an urgency measure and based upon the authority set forth in Government Code Section 66017, Resolution No. 2003-460 took effect immediately upon enactment thereof (hereinafter "Interim Authorization") in order to protect the public health, safety and welfare.

C. The findings contained in Resolution No. 2003-460 supporting the Interim Authorization continue to exist, and are incorporated by reference.

D. Pursuant to Government Code Section 66017, the Interim Authorization will have no force or effect thirty (30) days after its adoption unless extended by the City Council, pursuant to a noticed and public hearing.

E. A public hearing on the extension of the Interim Authorization for thirty (30) additional days took place as part of a regularly scheduled meeting of the Sacramento City council on July 22, 2003, at 2:00 P.M. in the Council Chamber located at Interim City Hall, 730 I Street, Sacramento, California 95814.

F. The public hearing was noticed pursuant to and in compliance with Government Code Sections 66016, 66017, and 66018.

FOR CITY CLERK USE ONLY

RESOLUTION NO.: _____

DATE ADOPTED: _____

G. The City Council has determined that the Interim Authorization should be extended for thirty (30) additional days, commencing at the end of the initial thirty (30) day Interim Authorization period, until Resolution No. 2003-460 becomes effective on its own terms sixty (60) days from the date of enactment.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SACRAMENTO AS FOLLOWS:

The Interim Authorization provided by Resolution No. 2003- 460 is hereby extended for thirty (30) additional days, commencing at the end of the initial thirty (30) day period of Interim Authorization, as provided for in Government Code Section 66017.

MAYOR

ATTEST:

CITY CLERK

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RESOLUTION NO.: _____

DATE ADOPTED: _____