

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SUNNYVALE APPROVING THE DEVELOPMENT IMPACT FEE ANNUAL REPORT FOR FISCAL YEAR 2022/23 AND MAKING THE FIVE-YEAR FINDINGS REGARDING UNSPENT FEES REQUIRED BY THE MITIGATION FEE ACT

WHEREAS, the City of Sunnyvale has adopted certain fees designed to mitigate the impacts of new development in the City on traffic, housing, and parks; and

WHEREAS, pursuant to the Mitigation Fee Act (Government Code Section 66000 *et seq.*) the City is required to make an annual accounting of development impact fees which the City has collected and to make additional findings every five years if there are any funds remaining at the end of the prior fiscal year; and

WHEREAS, the Annual Development Impact Fee Report for Fiscal Year 2022/2023 identifies impact fee programs for which there are unexpended development impact fees; and

WHEREAS, the City Council desires to make the findings required by law with respect to such fees.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SUNNYVALE THAT:

1. The City Council hereby approves the Annual Development Impact Fee Report for Fiscal Year 2022/2023 in accordance with Government Code Section 66006.
2. Based upon the Annual Development Impact Fee Report for Fiscal Year 2022/2023, the accompanying staff report, and such other information that was presented to City Council during its consideration of this item, the City Council finds as required by Government Code Section 66001(d) the following:
 - a. The purpose of the development impact fees has been identified.
 - b. There is a continued need for the improvements and a reasonable relationship between the fees and the impacts of development for which the fees are collected.
 - c. The sources and amounts of funding anticipated to complete the financing of the improvements have been identified.
 - d. The approximate dates for funding improvements have been identified.

Adopted by the City Council at a regular meeting held on _____, by the following
vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

RECUSAL:

ATTEST:

APPROVED:

DAVID CARNAHAN
City Clerk
(SEAL)

LARRY KLEIN
Mayor

APPROVED AS TO FORM:

JOHN A. NAGEL
City Attorney