

CITY OF ALAMEDA RESOLUTION NO. 11939

ESTABLISHING THE POLICE AND FIRE FEE
REQUIREMENTS FOR CHAPTER 2, TITLE XX OF THE
ALAMEDA MUNICIPAL CODE

WHEREAS, the City Council of the City of Alameda commissioned a report entitled "Police/Fire Fee Technical Report" to provide the methodology for determining the formula, the fee, and the reasonable relationship between the fee requirements and the types of development subject to the City's police and fire fee requirements. The report examined the connection between development and the police and fire service needs created by that development with an emphasis on new development. The report concluded that a clear nexus can be established between the amount of new development and the need for increased police and fire services; and

WHEREAS, the City Council has reviewed the report and concluded that certain facilities and related equipment will be required to provide adequate police and fire services at buildout and that buildout will add approximately 16.34 million square feet; and

WHEREAS, the City Council then concluded that the share of required police and fire services attributable to new square footage is \$0.12 per square footage; and

WHEREAS, the City Council has reviewed the Report and calculated the police and fire fee for new construction based upon the cost of providing the police and fire services attributable to new construction; and

WHEREAS, the police and fire fee amounts may be approximate; and

WHEREAS, the police and fire fee requirements provide the formula for determining the amount of the fee to be provided, the cost and beneficiaries thereof, the relationship between this requirement and the various types of new and expanded developments, and the time for paying such fee.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Alameda that in accordance with Chapter 2, Title XX of the Alameda Municipal Code and with the above statements, the requirements below are hereby adopted for the Police and Fire Fee requirements for new construction:

Police and Fire Fee Requirements

The Police and Fire Fee requirements are based on the estimated cost of providing police and fire service to new construction. Fee requirements are based on the estimated cost of providing facilities and equipment for the City of Alameda at buildout and the percentage of new construction contributing to buildout.

Definitions: For the purposes of this Resolution, the following definitions shall apply:

- A. "City Manager" is the City Manager or his/her designee.
- B. "New Construction" is any construction which creates square footage or adds square footage to an existing building or structure which is subject to this section.
- C. "Square feet" is the area included within the surrounding walls of the new construction as determined by the City Manager.

General Application

The requirements of this resolution apply to new construction.

Police and Fire Fee Requirement

Payment of Police and Fire Fee: The Police and Fire Fee shall be paid on or before the final inspection date of the new construction or date the certificate of occupancy is issued whichever occurs first.

Calculation of Police and Fire Fee: The amount of the Police and Fire Fee due for a new construction shall be calculated as follows:

(Added square feet of new construction) x (\$0.12 per square foot) = Police and Fire Fee.

No fees are required for an interior remodel which merely changes the use of the development and does not add square footage.

Use and Disbursement of Monies in the Fund: Monies in the Police and Fire Fee Fund shall be used in accordance with and in support of activities to implement the City's report prepared by Economic and Planning Systems entitled "Police/Fire Fee Technical Report". Projects include additional Police and Fire facilities, vehicles and equipments.

NOW, THEREFORE, BE IT FURTHER RESOLVED by the Council of the City of Alameda that the forgoing provisions of this resolution shall be effective when the proposed ordinance entitled: AMENDING

THE ALAMEDA MUNICIPAL CODE BY ADDING CHAPTER 2 TO TITLE XX THEREOF PERTAINING TO POLICE AND FIRE FEE REQUIREMENTS FOR NEW AND EXPANDED DEVELOPMENT AND THE PROCEDURES THEREFOR is effective.

* * * * *

I, the undersigned, hereby certify that the foregoing Resolution was duly and regularly adopted and passed by the Council of the City of Alameda in a regular meeting assembled on the 6th of March, 1990, by the following vote to wit:


AYES: Councilmembers Arnerich, Camicia, Thomas, Withrow and President Corica - 5.

NOES: None.

ABSENT: None.

ABSTENTIONS: None.

IN WITNESS WHEREOF, I have hereto set my hand and affixed the official seal of said City this 7th day of March, 1990.



City Clerk of the City of Alameda