

A RESOLUTION ADOPTING A CAPITAL IMPROVEMENTS PLAN AND UPDATED IMPACT FEE SCHEDULE FOR CITY OF SPARKS IMPACT FEE SERVICE AREA NUMBER ONE

WHEREAS, the City of Sparks has previously adopted a Capital Improvements Plan (“CIP”) for Impact Fee Service Area #1 (“IFSA#1”); and

WHEREAS, state law requires that the land use assumptions used establishing an impact fee to support a local CIP be reviewed by the City at least every three years; and

WHEREAS, City Community Services staff has completed an analysis of the land use assumptions, CIP and impact fees associated with IFSA#1; and

WHEREAS, House Moran Consulting was retained by the City to distill the results of that analysis into a report titled “Capital Improvements Plan, Impact Fee Service Area 1, Updated Fee Schedule”; and

WHEREAS, that Report is attached hereto as Exhibit “A”; and

WHEREAS, the increase in impact fee charged in IFSA#1 is due to the inflationary cost increase of construction and a reduction in service units anticipated in IFSA#1 over which the cost may be distributed; and

WHEREAS, City staff solicited input on the matter from the development community through the Development Services Enterprise Fund Advisory Committee at a public meeting on November 1, 2016.

WHEREAS, the Capital Improvements Advisory Committee met to review the land use assumptions, Capital Improvements Plan and associated fees for IFSA#1 and has recommended approval;

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

Section 1. The purpose of the impact fees imposed in IFSA#1 is to prevent new development from reducing the rurality and availability of public services provided to residents of the City by requiring new development to contribute to the cost of additional public facilities needed to meet the additional demands placed on public services by new development.

Section 2. The impact fees will be used to construct public facilities and pay for other capital assets needed to serve new development in IFSA#1. The Report identifies the specific category of imposed impact fee.

Section 3. Based on the information and analysis presented in the Report, the City Council finds that there is a reasonable relationship between the uses upon which the impact fee is imposed and the capital improvements that will be so funded.

Section 4. The Capital Improvements Plan, and Updated Fee Schedule for IFSA#1 attached hereto as Exhibit "A" are hereby approved and adopted.

Section 5. The updated fee schedule shall be effective on January 1, 2017.

Section 6. If any section of this resolution or portion thereof is for any reasons held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not invalidate the remaining parts of this resolution.

PASSED AND ADOPTED THIS ____ day of _____, 2016 by the following vote of the city council:

AYES: _____

NAYS: _____

ABSENT: _____

ABSTAIN: _____

APPROVED this _____ day of _____, 2016, by:

GENO MARTINI
Mayor

Attest:

THERESA GARDNER
City Clerk

APPROVED AS TO FORM

CHESTER H. ADAMS
City Attorney