

RESOLUTION NO. 6809

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF UPLAND, CALIFORNIA APPROVING AN UPDATE OF THE PUBLIC FACILITIES DEVELOPMENT IMPACT FEE SCHEDULE AND QUIMBY FEE SCHEDULE

WHEREAS, on September 26, 2006, the City Council adopted Resolution No. 5792 establishing a schedule of fees and charges for Development Impact Fees (DIF) to be collected at the time of permit issuance; and

WHEREAS, the purpose of the DIF is to ensure that new development pays its fair share of the new facilities and infrastructure necessary to accommodate impacts resulting from that new development through 2040; and

WHEREAS, the Upland Municipal Code Chapter 15 Section 109.1.1 provides that the amount of the DIF shall be adopted by resolution; and

WHEREAS, the Mitigation Fee Act (Government Code sections 66000 – 66025) requires that for a local government to increase the DIF, they must establish that there is a reasonable relationship between the specific amount of the fee imposed as a condition of approval and the cost of the public facility attributable to that project; and

WHEREAS, the City has engaged DTA to conduct a Public Facilities Fee Study Update (Nexus Study) to meet the requirement of the Mitigation Fee Act; and

WHEREAS, based upon the Nexus Study, it is recommended that the DIF Schedule is updated as set forth in Exhibit A; and

WHEREAS, it is recommended that the City Council approve an annual DIF adjustment based on the California Construction Cost Index (CCCI); and

WHEREAS, based on the Quimby In-Lieu Fee Program Study, it is recommended that the City Council approve the Quimby Fees as set forth in Exhibit B; and

WHEREAS, a public hearing was duly noticed for the City Council meeting of October 28, 2024, by publishing the notice in an adjudicated newspaper of general circulation, posting on the City's website, and mailing to interested parties on September 27, 2024.

NOW, THEREFORE, the City Council of the City of Upland hereby finds, determines and resolves, as follows:

Section 1. All of the above recitals are true and correct and are incorporated herein by this reference.

Section 2. The DIF Schedule, attached hereto as Exhibit A is hereby adopted.

Section 3. The DIF Schedule shall be updated on an annual basis based on

the CCCI and the change in the index will be evaluated on a September-to-September basis.

Section 4. The Quimby In-Lieu Fee, attached hereto as Exhibit B is hereby adopted.

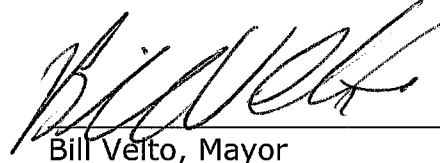
Section 5. Compliance with California Environmental Quality Act. The City Council finds that this Resolution is not subject to the California Environmental Quality Act ("CEQA") pursuant to Sections 15060(c)(2) (the activity will not result in a direct or reasonably foreseeable indirect physical change in the environment) and 15060(c)(3) (the activity is not a project as defined in Section 15378) of the State CEQA Guidelines, California Code of Regulations, Title 14, Chapter 3, because it has no potential for resulting in physical change to the environment, directly or indirectly. Further, if the activity is deemed a project this City Council finds that this Resolution is exempt pursuant to Section 15061(b)(3) of the State CEQA Guidelines.

Section 6. Certification. The City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original resolutions.

Section 7. Severability. If any section, subsection, subdivision, sentence, or clause or phrase in this Resolution or any part thereof is for any reason held to be unconstitutional, invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this Resolution or any part thereof. The City Council hereby declares that it would have adopted each section irrespective of the fact that any one or more subsections, subdivisions, sentences, clauses, or phrases are declared unconstitutional, invalid, or ineffective.

Section 8. Effective Date. The fees adopted by this Resolution shall become effective on January 1, 2025.

PASSED, APPROVED AND ADOPTED this 28th day of October, 2024.



Bill Velto, Mayor

I, Keri Johnson, City Clerk of the City of Upland, do hereby certify that the foregoing Resolution was adopted at a regular meeting of the City Council held on the 28th day of October, 2024, by the following vote:

AYES: Mayor Velto, Councilmembers Breitling, Garcia, Maust, Zuniga
NOES: None
ABSENT: None
ABSTAINED: None

ATTEST:



Keri Johnson, City Clerk

**Exhibit A
Development Impact Fees**

Effective January 1, 2025

Land Use	Residential per Square Foot		Non-Residential per 1,000 Square Foot		
	Single Family	Multi-Family	Commercial	Office	Industrial
General Facilities	\$0.78	\$0.78	\$1,305	\$2,022	\$669
Police	\$0.43	\$0.43	\$721	\$1,118	\$370
Parks	\$4.80	\$4.80	N/A	N/A	N/A
Transportation	\$0.07	\$0.07	\$494	\$296	\$89
Water	\$0.87	\$0.87	\$436	\$611	\$349
Sewer	\$0.05	\$0.05	\$27	\$27	\$27
Storm Drain	\$0.90	\$0.90	\$1,059	\$1,003	\$947

**Exhibit B
Quimby Fees**

Effective January 1, 2025

Land Use	PPI	Acres per 1,000 Residents	Cost per Acre	In-Lieu Fee
Single Family Residence	2.91	3.0	\$1,097,267	\$9,580
Multi-Family Residence	2.72	3.0	\$1,097,267	\$8,946