

RESOLUTION NO. 11270

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ORANGE REPEALING RESOLUTION NO. 10284 AND REVISING THE TRANSPORTATION SYSTEMS IMPROVEMENT PROGRAM FEE CATEGORIES AND RELATED FEES

WHEREAS, the City Council adopted Chapter 15.41 of the Orange Municipal Code to require that developers contribute their fair share of the costs of the acquisition and construction of transportation systems to meet transportation demands created by new development and to establish certain standards and formulas for the payment of a Transportation Systems Improvement Program (“TSIP”) fee; and

WHEREAS, the Orange Municipal Code provides that fees may be increased by resolution adopted by the City Council; and

WHEREAS, the TSIP fee requirements were last updated by the City in 2008; and

WHEREAS, the City contracted with a consultant to perform an analysis of the fees necessary to be charged to new development to provide the transportation system facilities required as a result of such development and also to perform an analysis of the current categories of TSIP fees; and

WHEREAS, the consultant performed this analysis and calculated the fees in compliance with the requirements of the Mitigation Fee Act (California Government Code Section 66000 et seq.) and recommended the consolidation of the three fee categories and the elimination of the program area designations; and

WHEREAS, the City Council has considered the information in the consultant’s report and the City’s staff report and has determined the fees should be adjusted to more equitably allocate new development’s fair share of the cost of new transportation facilities and to cover increased construction costs and administrative costs.

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of Orange as follows:

1. The current three fee areas based on the three program area designations (Program Area “A,” Program Area “B,” and Program Area “C”) are consolidated into one single City-wide area.
2. Resolution No. 10284 is repealed and the TSIP fees are hereby adopted as set forth in Exhibit “A.”

3. The TSIP fees shall be automatically adjusted on the first day of July each year without further action of the City Council, beginning July 1, 2021, to reflect the percentage of increase or decrease in the Construction Cost Index as published by Engineering News-Record for the timeframe since the most recent increase.

ADOPTED this ____ day of _____, 2020

Mark A. Murphy, Mayor, City of Orange

ATTEST:

Pamela Coleman, City Clerk, City of Orange

I, PAMELA COLEMAN, City Clerk of the City of Orange, California, do hereby certify that the foregoing Resolution was duly and regularly adopted by the City Council of the City of Orange at a regular meeting thereof held on the ____ day of _____, 2020 by the following vote:

AYES:	COUNCILMEMBERS:
NOES:	COUNCILMEMBERS:
ABSENT:	COUNCILMEMBERS:
ABSTAIN:	COUNCILMEMBERS:

Pamela Coleman, City Clerk, City of Orange

EXHIBIT “A”

TSIP FEES

Land Use	FY 20-21 Fee	Future FY Fee
Single Family (per unit)	\$1,473.90	Prior FY + CCI Increase
Apartments/Multi Family (per unit)	\$849.37	Prior FY + CCI Increase
Hotel (per room)	\$1,293.49	Prior FY + CCI Increase
General Office (per square foot)	\$1.51	Prior FY + CCI Increase
Medical Office (per square foot)	\$5.38	Prior FY + CCI Increase
Industrial (per square foot)	\$0.77	Prior FY + CCI Increase
Retail/Commercial (per square foot)	\$3.80	Prior FY + CCI Increase
Atypical/Other (per trip end)	\$154.72	Prior FY + CCI Increase