

CITY OF MOUNTAIN VIEW  
RESOLUTION NO. 16092  
SERIES 1997

A RESOLUTION ESTABLISHING A POLICY FOR  
PRIORITIZING THE USE OF PARK LAND DEDICATION IN-LIEU FEES  
AND A PROCESS FOR THE APPROPRIATION OF SUCH FEES

WHEREAS, the provisions of the City Code contained in Chapter 41 require the dedication of park land or the payment of fees in lieu thereof; and

WHEREAS, the City Council has determined that in appropriating these in-lieu fees, funding preference should be given to park and recreational facility projects located within one mile of the development project generating the fees; and

WHEREAS, the City Council has also determined that the Parks and Recreation Commission should be consulted in decisions concerning the appropriation of in-lieu fees;

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

Section 1: The following policy is hereby adopted as set forth herein:

PURPOSE:

To establish neighborhood park and recreation projects as a priority for receiving fees collected for park and recreation purposes in lieu of land dedication.

POLICY:

1. When developers of residential projects pay fees in lieu of dedicating land for parks and recreational facilities, those in-lieu fees shall be appropriated in accordance with the following priorities:

a. First priority shall be given to proposed park and recreation facilities located within one mile of the residential development generating the fee.

b. When the residential development is not located within one mile of a proposed but unfunded park or recreational facility, the fees shall be appropriated according to the priorities established in the Parks and Open Space Plan.

c. Notwithstanding the provisions of Subsection (a), in-lieu fees may be appropriated for a park or recreational facility project other than one located within one mile of the residential development when there are insufficient funds available to complete identified projects within one mile of the residential development generating the fees, and the commitment of the fee to a project is necessary to preserve the use of the fee in conformance with the requirements of State law.

2. Before requesting City Council approval of the appropriation of park land dedication in-lieu fees, City staff shall submit the request for the appropriation of park land dedication in-lieu fees to the Parks and Recreation Commission for its consideration. The staff report accompanying the request to the City Council shall include a discussion of the recommendation, if any, of the Parks and Recreation Commission.

3. This resolution shall not be interpreted as affecting in any way the requirement contained in Section 41.3 of the Mountain View City Code requiring the use of fees on projects within the service areas designated in Table 41.3.

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The foregoing Resolution was regularly introduced and adopted at an Adjourned Regular Meeting of the City Council of the City of Mountain View, duly held on the 25th day of February, 1997, by the following vote:

AYES: Councilmembers Ambra, Faravelli, Figueroa, Noe, Stasek, Zoglin and Mayor Kleitman

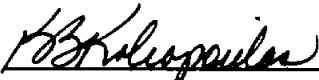
NOES: None

ABSENT: None

NOT VOTING: None

ATTEST:

APPROVED:

  
KATHERINE B. KOLIOPOULOS  
CITY CLERK

  
JOSEPH S. KLEITMAN  
MAYOR

I do hereby certify that the foregoing resolution was passed and adopted by the City Council of the City of Mountain View at an Adj. Req. meeting held on the 25th day of February 1997 by the foregoing vote

  
City Clerk  
City of Mountain View

SMM/RESO  
012-1-8-97RA