ORDINANCE NO. 1466

AN ORDINANCE AMENDING SECTION 11-138
OF ARTICLE X OF CHAPTER 11 OF THE
SOLANO COUNTY CODE ENTITLED FINANCES,
FEES, TAXATION AND REVENUE

The Board of Supervisors of the County of Solano, State of California, does ordain as follows:

SECTION I.

Section 11-138 of Article X of Chapter 11 of the Solano County Code, entitled "Finances, Fees, Taxation and Revenue," is hereby amended to read as follows:

Sec. 11-138. Termination of ordinance as it applies to cities.

It is herein provided that the provisions of this ordinance, as they apply to the imposition and collection of capital facilities fees by the cities in Solano County on behalf of the County, for non-exempt construction within the incorporated limits of cities, shall terminate upon any of the following events occurring:

(a) The county board of supervisors fails to adopt, impose, and levy a Solano County Public Facilities Fee as authorized by provisions of Government Code Section 66000 et seq.

(b) The county fails to maintain the land use policy of "what is urban shall be municipal," or unreasonably modifies, amends, or alters the Solano County General Plan to increase existing densities or existing designations of residential, commercial and industrial land uses as presently in place or presently under study, and so long as existing county land uses are subject to limitations on land use development similar to those provided by County Measure "A," whether those provisions continue in effect by act of the electorate or are imposed by the board of supervisors.

(c) The county public facilities fee to be collected by cities is greater than the rate imposed on development occurring in the unincorporated areas of the county.

(d) The county fails to adopt a public facilities capital improvement plan in support of said fee, such plan having been initially adopted, and thereafter annually updated, following a noticed public meeting between representatives of the county and the cities within the county, so that close cooperation can be maintained between the county and the cities within the county with respect to the capital improvements proposed to be funded by the county public facilities fee.
SECTION II.

Pursuant to provisions of Government Code Section 25124(b)(1), a Summary of this Ordinance shall be published once, at least FIVE (5) DAYS prior to the meeting of the Board of Supervisors at which the Ordinance is to be finally considered for adoption (second reading), and a Summary of this Ordinance, with the vote of the members of the Board of Supervisors thereon, shall also be published once before the expiration of FIFTEEN (15) DAYS after adoption of the Ordinance. Both publications shall be in the FAIRFIELD DAILY REPUBLIC, a newspaper of general circulation, printed and published in the County of Solano, State of California, and shall be in full force and effect THIRTY (30) DAYS after its passage.

A certified copy of the full text of the proposed Ordinance shall be posted in the office of the Clerk of the Board of Supervisors at least FIVE (5) DAYS prior to the meeting of the Board of Supervisors at which the Ordinance is to be finally considered for adoption (second reading). A certified copy of the final Ordinance shall be posted in the office of the Clerk of the Board of Supervisors within FIFTEEN (15) DAYS after adoption of the Ordinance, and the posting shall include the vote of the Supervisors for or against the Ordinance.

ATTEST:

SAM CADDLE, Chairman of the Board of Supervisors

LINDA L. TERRA, Clerk of the Board of Supervisors

I, LINDA TERRA, Clerk of the Board of Supervisors of the County of Solano, State of California, do hereby certify that the above and foregoing Ordinance was introduced at a regular meeting thereof held this 26th day of January, 1993.

On the motion of Supervisor Kondylis and the second of Supervisors Thomson, this Ordinance was adopted at a regular meeting of said Board on the 9th day of February, 1993, by the following vote:

AYES: Carroll, Kondylis, Schlenker, Thomson

and Chairman Caddle
NOES: SUPERVISORS: None

ABSTAINED: SUPERVISORS: None

ABSENT: SUPERVISORS: None

WITNESS my hand and the Seal of said Board this 9th day of February, 1993.

LINDA L. TERRA, Clerk of the Board of Supervisors

By ____________________________

Linda L. Terra