

ORDINANCE NO. 893

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
RANCHO CUCAMONGA, CALIFORNIA, AMENDING
CHAPTERS 13.08 AND 13.09 OF THE RANCHO CUCAMONGA
MUNICIPAL CODE TO REDUCE DRAINAGE IMPACT FEES FOR
CERTAIN SECOND DWELLINGS AND ADDITIONS ON
EXISTING RESIDENTIAL PROPERTIES**

A. Recitals.

1. Chapters 13.08 and 13.09 of the Rancho Cucamonga Municipal Code generally requires payment of drainage impact fees based on the net area of an entire parcel, or for parcels larger than one acre, on the net area of the developed portions of such parcels subject to the certain exceptions and limitations.

2. The City Council finds it would be in the public's interest to create new exceptions the City's existing drainage impact fees for the development on single-family residential properties of guest houses and second dwelling units that are less than 650 square feet in area and to limit drainage impact fees for development of additions, guest houses, and second dwelling units that are 650 or more square feet by limiting the basis of such fees to the net area of the new development.

3. It is the express intent of the Council in enacting this ordinance to merely reduce the amount of existing drainage impact fees in the limited cases described herein and not in any case establish or impose a new fee or increase any existing fee.

4. All legal prerequisites to the adoption of this Ordinance have occurred.

B. Ordinance.

NOW, THEREFORE, the City Council hereby ordains as follows:

SECTION 1. The City Council finds that the facts set forth in the Recitals, Part A, of this Ordinance are true and correct.

SECTION 2. Section 13.08.040 of Chapter 13.08 of the Rancho Cucamonga Municipal Code is hereby amended by adding a new subsection "F" as follows:

F. If the parcel with respect to which a building permit is issued is an existing single family residence that is required to pay drainage fee pursuant to this chapter and the permit is issued for an addition, guesthouse, or Second Dwelling unit 650 or more square feet in area, the fee shall be based on the net area of the addition, guesthouse, or Second Dwelling unit calculated as follows: the square footage of the permit application as determined by the Building Official plus five feet times the outside wall perimeter of the addition, guesthouse, or second dwelling unit."

SECTION 3. Section 13.08.060.C of the Rancho Cucamonga Municipal Code is hereby amended to read as follows

- C. For single-family residences, an addition, guesthouse, or Second Dwelling unit that does not exceed 650 square feet in area,”

SECTION 4. Section 13.09.030 of the Rancho Cucamonga Municipal Code is hereby amended by adding a new subsection “F” as follows:

- F. If the parcel with respect to which a building permit is issued is an existing single family residence that is required to pay drainage fee pursuant to this chapter and the permit is issued for an addition, guesthouse, or Second Dwelling unit 650 or more square feet in area, the fee shall be based on the net area of the addition, guesthouse, or Second Dwelling unit calculated as follows: the square footage of the permit application as determined by the Building Official plus five feet times the outside wall perimeter of the addition, guesthouse, or second dwelling unit.”

SECTION 5. Section 13.08.090.C of Chapter 13.09 of the Rancho Cucamonga Municipal Code is hereby amended to read as follows:

- C. For single-family residences, an addition, guesthouse, or Second Dwelling unit that does not exceed 650 square feet in area;”

SECTION 6. The City Council finds that the adoption of this ordinance is exempt from the requirements of the California Environmental Quality Act (“CEQA”) pursuant to Title 14, Chapter 3, California Code of Regulations (CEQA Guidelines), Section 15061(b)(3) because it can be seen with certainty that there is no possibility that the reduction of existing drainage impact fees will have a significant effect on the environment.

SECTION 7. The City Council declares that, should any provision, section, paragraph, sentence, or word of this Ordinance be rendered or declared invalid by any final court action in a court of competent jurisdiction, or by reason of any preemptive legislation, the remaining provisions, sections, paragraphs, sentences, and words of this Ordinance shall remain in full force and effect.

SECTION 8. The City Clerk shall certify as to the adoption of this Ordinance.

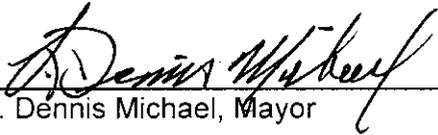
PASSED, APPROVED, AND ADOPTED this 21st day of September 2016.

AYES: Alexander, Kennedy, Michael, Spagnolo, Williams

NOES: None

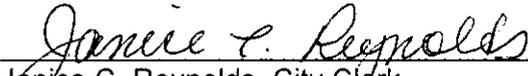
ABSENT: None

ABSTAINED: None



L. Dennis Michael, Mayor

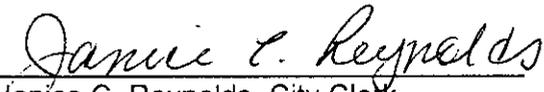
ATTEST:



Janice C. Reynolds, City Clerk

I, **JANICE C. REYNOLDS, CITY CLERK** of the City of Rancho Cucamonga, California, do hereby certify that the foregoing Ordinance was introduced at a Regular Meeting of the Council of the City of Rancho Cucamonga held on the 7th day of September 2016, and was passed at a Regular Meeting of the City Council of the City of Rancho Cucamonga held on the 21st day of September 2016.

Executed this 22nd day of September 2016, at Rancho Cucamonga, California.



Janice C. Reynolds, City Clerk