

RESOLUTION NO. 2018-1912

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF GOODYEAR, MARICOPA COUNTY, ARIZONA, ADOPTING THE LAND USE ASSUMPTIONS AND INFRASTRUCTURE IMPROVEMENTS PLAN (IIP), PROVIDING NOTICE OF INTENTION TO ASSESS DEVELOPMENT FEES, AND PROVIDING FOR CORRECTIONS, SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, Article 9-8 of the Goodyear City Code establishes uniform procedures for the imposition, calculation, collection, expenditure, and administration of development fees imposed on new development; and

WHEREAS, Arizona Revised Statutes §9-463.05 sets the standards and procedures for creating and assessing development fees; and

WHEREAS, the Mayor and Council of the City of Goodyear, Arizona retained the professional services of Raftelis Financial Consultants, Inc. (Raftelis) to develop the City's Land Use Assumptions (LUA) and Infrastructure Improvements Plan (IIP) using generally accepted engineering and planning practices pursuant to Arizona Revised Statute §9-463.05, and

WHEREAS, Raftelis provided Land Use Assumptions and an Infrastructure Improvements Plan (IIP) in compliance with Arizona Revised Statute §9-463.05; and

WHEREAS, the City of Goodyear posted the Land Use Assumptions and Infrastructure Improvement Plan on March 21, 2018 and held eight stakeholder meetings to receive input on the same; and

WHEREAS, the Mayor and Council have reviewed the Land Use Assumptions and Infrastructure Improvements Plan (IIP) at four work sessions; and

WHEREAS, the City of Goodyear received an update and conducted a public hearing on the Land Use Assumptions and Infrastructure Improvements Plan (IIP) on August 27, 2018, more than thirty days before the plan is being presented to the Mayor and Council for adoption; and

WHEREAS, following the stakeholder input and public hearing, modifications were made to the Infrastructure Improvements Plan (IIP) and Land Use Assumptions; and

WHEREAS, the City of Goodyear posted the Land Use Assumptions and Infrastructure Improvements Plan (IIP) on the city's website beginning on March 21, 2018, which is more than sixty days prior to the August 27, 2018 public hearing in compliance with Arizona Revised Statute §9-463.05; and

WHEREAS, the City of Goodyear intends to assess development fees as reflected in that certain document titled "2018 Development Impact Fee Study – Land Use Assumptions and Infrastructure Improvement Plan," dated October 22, 2018; and

WHEREAS, the Mayor and Council find that the adoption of Resolution 2018-1912 would be in the best interests of the City;

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GOODYEAR, MARICOPA COUNTY, ARIZONA, AS FOLLOWS:

SECTION 1. ADOPTING THE CITY OF GOODYEAR, ARIZONA LAND USE ASSUMPTIONS AND INFRASTRUCTURE IMPROVEMENTS PLAN

The City of Goodyear, Arizona land use assumptions and infrastructure improvements plan reflected in that certain document titled "2018 Development Impact Fee Study – Land Use Assumptions and Infrastructure Improvement Plan," dated October 22, 2018, a copy of which is attached hereto, is hereby adopted as set forth in this resolution.

SECTION 2 NOTICE OF INTENTION

The City of Goodyear hereby is providing notice of its intention to assess development fees as reflected in the 2018 Development Impact Fee Study – Land Use Assumptions and Infrastructure Plan dated October 22, 2018.

SECTION 3. CORRECTIONS

The City Finance Director, City Clerk, and the City Attorney are authorized to make necessary clerical corrections to this Resolution and attachment, including, but not limited to, the correction of scrivener's/clerical errors and statutory references.

SECTION 4. SEVERABILITY

If any section, subdivision, sentence, clause, phrase, or portion of this Resolution is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining provisions of the ordinance or parts thereof.

SECTION 5. EFFECTIVE DATE

This Resolution shall be effective as prescribed by law.

PASSED AND ADOPTED by the Mayor and Council of the city of Goodyear, Maricopa County, Arizona, this _____ day of _____, 20____.

Date: _____

APPROVED AS TO FORM:

Roric Massey, City Attorney

STATE OF ARIZONA)
) ss.
County of Maricopa)

Given under my hand and sealed this _____ day of _____, 20____.

City Clerk