

Burbank Unified School District
Administrative Services

REPORT TO THE BOARD

TO: Members of the Board of Education

FROM: Debbie Kukta, Assistant Superintendent, Administrative Services

PREPARED BY: Ruthie DiFonzo, Senior Administrative Assistant

SUBMITTED BY: Ruthie DiFonzo, Senior Administrative Assistant

DATE: April 21, 2022

SUBJECT: Adoption of Resolution 40 ~~±~~Increase of School Facilities (Developer) Fees

Background:

The State Allocation Board sets the statewide rate for Level I Developer Fees and updates that amount every other year, publishing the new rate in January. In order to collect developer fees, school districts must conduct a study that meets all the requirements of code, make that study available for public review, hold a public hearing and then take action to adopt the fee structure justified in the study. The fees are to be used to finance the construction, reconstruction and modernization of school facilities, and to provide for interim housing.

Discussion/Issues:

The current fees allowable have been established by the State Allocation Board in February 2022 as \$4.79 per square foot for new residential development and \$0.66 per square foot for new commercial/industrial development. The District currently charges \$4.08 per square foot for residential property and up to \$0.66 per square foot for commercial/industrial property. The District proposes to move our developer fees to the new statutory state fees allowable as listed above, with the exception of new construction classified as Industrial Parks/Warehousing, Hospitality/Lodging and Rental Self-Storage properties, which are established

period.

day waiting

Fiscal Impact:

RESOLUTION OF THE BOARD OF EDUCATION OF THE BURBANK UNIFIED SCHOOL DISTRICT APPROVING AN INCREASE IN STATUTORY SCHOOL FEES IMPOSED ON NEW RESIDENTIAL AND COMMERCIAL/INDUSTRIAL CONSTRUCTION PURSUANT TO EDUCATION CODE SECTION 17620 AND GOVERNMENT CODE SECTION 65995

WHEREAS, the Board of Education ("Board") of the Burbank Unified School

Section 4. That the Board finds that there is a roughly proportional, reasonable relationship between the use of the Statutory School Fees and the new residential

construction within the District because the Statutory School Fees imposed on new residential construction by this Resolution will be used to fund School Facilities that will

Section 11. That the Board finds that the amount of the Statutory School Fees imposed on new commercial/industrial construction by category as set forth in this Resolution is roughly proportional and reasonably related to and does not exceed the cost of providing the School Facilities required to serve the students associated with

new commercial/industrial construction within the District.

Section 12. That the Board finds that a separate fund ("Fund") of the District and two or more sub-funds ("Sub-Funds") have been created or are authorized to be established for all monies received by the District for the day

persons as defined by the Federal Fair Housing Amendments of 1988.

Section 15. That this Board hereby is justified in levying Statutory School Fees as a condition of approval of new commercial/industrial construction projects and levies

Cents (\$0.78) per square foot of chargeable covered and enclosed space for all categories of commercial/industrial construction except for properties that are classified as Industrial Parks/Warehousing, Hospitality/Lodging and Rental Self-Storage properties. The maximum applicable Statutory School Fees that may be levied on a per square foot of chargeable covered and enclosed space is Seventy-Three Cents (\$0.73)

project mobile home or manufactured home and it is later determined that the

statement or other representation made by an authorized party concerning the development project as to square footage is untrue or in the event the zoning is declared invalid, then such Certificate of Compliance shall automatically terminate, and the appropriate City or OSHPD shall be so notified.

Section 20. That no statement or provision set forth in this Resolution, or referred to therein shall be construed to repeal any preexisting fee or mitigation amount previously imposed by the District on any residential or nonresidential construction

Section 21. That if any portion or provision hereof is held invalid, the remainder hereof is intended to be and shall remain valid

