

RESOLUTION NO. 2024-2378

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF GOODYEAR, MARICOPA COUNTY, ARIZONA, APPROVING AND ADOPTING THE DEVELOPMENT IMPACT FEE STUDY; APPROVING DEVELOPMENT FEES AND THE METHODOLOGY IN THE CALCULATION OF THE DEVELOPMENT IMPACT FEE STUDY, PROVIDING FOR CORRECTIONS, AND PROVIDING FOR 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 TischlerBise Consultants Inc. (TischlerBise) 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, TischlerBise provided Land Use Assumptions and an Infrastructure Improvements Plan (IIP) and proposed development fees in compliance with Arizona Revised Statute §9-463.05; and

WHEREAS, the City of Goodyear posted the Land Use Assumptions and Infrastructure Improvements Plan on July 13, 2023 and held five stakeholder meetings to receive input on the same; and

WHEREAS, the City of Goodyear posted the Land Use Assumptions and Infrastructure Improvements Plan (IIP) on the city's website beginning on July 13, 2023, which is more than sixty days prior to the September 11, 2023 public hearing in compliance with Arizona Revised Statute §9-463.05; 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 September 11, 2023, 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 intends to assess development fees as reflected in that certain document titled "Land Use Assumptions and Infrastructure Improvements Plan, and Development Fee Report" dated October 16, 2023; and

WHEREAS, a Notice of Intention to assess development fees was posted on October 16, 2023; and

WHEREAS, in compliance with the requirements of Arizona Revised Statutes § 9-463.05, the written report reflecting the proposed development fees and methodology have been posted on

the City's website since October 16, 2023, which is more than thirty days prior to the November 27, 2023 public hearing; and

WHEREAS, a public hearing was held on November 27, 2023 to receive public input on the proposed development fees; and

WHEREAS, the Mayor and Council find that the adoption of Resolution 2024-2378 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 DEVELOPMENT IMPACT FEE STUDY AND ADOPTING DEVELOPMENT FEES

The City of Goodyear, Development Fee Report reflected in that certain document titled "Land Use Assumptions, Infrastructure Improvements Plan, and Development Fee Report," dated October 16, 2023, a copy of which is attached hereto, is hereby adopted as set forth in this resolution.

The development fees and the methodology used in calculating the development fees used in the 2023 Development Impact Fee Study are hereby adopted and shall become effective on April 1, 2024.

SECTION 2. 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 3. 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 4. 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, by a _____ vote, this _____ day of _____, 2024.

Joe Pizzillo, Mayor

Date: _____

ATTEST:

APPROVED AS TO FORM:

Darcie McCracken, City Clerk

Roric Massey, City Attorney