

**ORDINANCE NO. 23-2005**

**AN ORDINANCE AMENDING SECTIONS 16.91.030, 16.91.040, and 16.91.050  
OF THE CITY OF ELK GROVE MUNICIPAL CODE RELATING TO  
DISBURSEMENTS OF PARK AND FIRE FACILITIES DEVELOPMENT IMPACT  
FEES FOR EASTERN ELK GROVE**

The City Council of the City of Elk Grove does ordain as follows:

**SECTION 1. PURPOSE AND AUTHORITY.**

The purpose of this ordinance is to amend Sections 16.91.030, 16.91.040, and 16.91.050 of the Elk Grove Municipal Code relating to the disbursement of development impact fee revenue related to park and fire facilities development impact fees in Eastern Elk Grove to conform to the City's policy regarding the use by other public agencies of revenue from development impact fees levied by the City. The City Council enacts this ordinance pursuant to the authority granted cities by Article XI, Section 7 of the California Constitution.

**SECTION 2. AMENDMENTS.**

Sections 16.91.030, 16.91.040, and 16.91.050 of the Elk Grove Municipal Code are hereby amended to read as follows:

**16.91.030 ESTABLISHMENT OF EASTERN ELK GROVE PARK  
FACILITIES FUND.**

The City Treasurer shall create a special interest-bearing trust fund entitled the Eastern Elk Grove Park Facilities Fund. That component of the Development Fee that is collected for park facilities shall be placed in said fund. The City shall disburse amounts in the fund periodically to EGCSO. The funds shall be expended by EGCSO, or its successor agency, solely to pay the costs of park facilities identified in the Nexus Study.

**16.91.040 ESTABLISHMENT OF EASTERN ELK GROVE FIRE  
FACILITIES FUND.**

The City Treasurer shall create a special interest-bearing trust fund entitled the Eastern Elk Grove Fire Facilities Fund. That component of the Development Fee that is collected for fire protection facilities shall be placed in said fund. The City shall disburse amounts in the fund periodically to EGCSO. The funds shall be expended by EGCSO, or its successor agency, solely to pay the costs of fire protection facilities identified in the Nexus Study.


16.91.050 ESTABLISHMENT OF EASTERN ELK GROVE PARK AND FIRE FACILITIES FEE PROGRAM ADMINISTRATION FUND.

The City Treasurer shall create a special interest-bearing trust fund entitled the Eastern Elk Grove Park and Fire Facilities Fee Program Administration Fund. That component of the Development Fee that is collected for administration costs shall be deposited in said fund. The City shall disburse to EGCSO periodically one-half of the amounts so collected. All such amounts shall be expended by the City and EGCSO solely to pay the costs of administering the program.

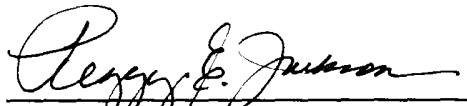
SECTION 3. EFFECTIVE DATE AND PUBLICATION.

This Ordinance shall take effect thirty (30) days after its adoption. In lieu of publication of the full text of the ordinance within 15 days after its passage, a summary of the ordinance may be published at least five days prior to and fifteen (15) days after adoption by the City Council and a certified copy shall be posted in the office of the City Clerk, pursuant to Government Code section 36933(c)(1).

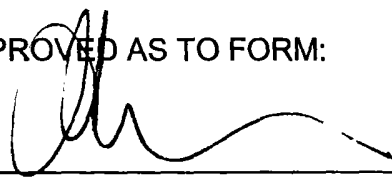
**PASSED AND ADOPTED** by the City Council of the City of Elk Grove this 22nd day of June 2005.

  
DANIEL BRIGGS, MAYOR of the  
CITY OF ELK GROVE

ATTEST:

  
PEGGY E. JACKSON, CITY CLERK

APPROVED AS TO FORM:

  
ANTHONY B. MANZANETTI,  
CITY ATTORNEY

**Effective Date: July 22, 2005**

**AYES: 4 Scherman, Soares, Cooper, Leary**  
**NOES: 0 None**  
**ABSTAIN: 0 None**  
**ABSENT: 1 Briggs**