

BEFORE THE GOVERNING BOARD OF THE
LOOMIS UNION SCHOOL DISTRICT

Resolution # 07-08-116

In the Matter of: A RESOLUTION
INCREASING FACILITIES FEES LEVIED
PURSUANT TO GOVERNMENT CODE
SECTIONS 17620 AND 65995

WHEREAS, on May 4, 2006, this Board adopted a resolution imposing fees on commercial and industrial development projects to finance the construction of school facilities;

WHEREAS, Section 65995(b)(3) of the Government Code authorizes school districts to increase said fees bi-annually according to the adjustment for inflation set forth in the statewide cost index for Class B construction as determined by the State Allocation Board at its January meeting;

WHEREAS, the State Allocation Board authorized the bi-annual inflationary increase from \$2.63 per square foot to \$2.97 per square foot for residential development and \$0.42 per square foot to \$0.47 per square foot for commercial/industrial development;

WHEREAS, this Board has conducted public hearings concerning the appropriateness of increasing its fees on commercial and industrial development by the above amounts at a duly noticed public meeting, during which this Board received and considered evidence on these issues, including information and reports from its staff and consultants analyzing the capital facilities needs of the District and the revenue sources available and said information and reports indicate that the District continues to be overcrowded and the cost of alleviating such overcrowding by providing additional facilities has not decreased.

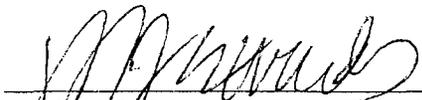
NOW, THEREFORE, BE IT RESOLVED THAT:

1. The District's fee on residential development projects is hereby increased to \$2.97 per square foot and the fee on commercial and industrial development projects is hereby increased to \$0.47 per square foot;
2. The increase on commercial/industrial development projects shall take effect on July 1, 2008, sixty (60) days from the adoption of this Resolution.
3. This Board finds:
 - a. The purpose of the fees increased by this resolution is to fund the construction or reconstruction of school facilities;

- b. These increased fees will be used to fund the construction or reconstruction of school facilities needed to reduce overcrowding which exists in the District and impairs the normal functioning of its educational programs. The District's plan for construction of these facilities was adopted on September 5, 2002. Said fees will not be used for regular maintenance and routine repair, asbestos work other than incidental to regular construction and reconstruction, and deferred maintenance as described in Education Code Section 17582;
 - c. The overcrowding to be reduced by these fees exists because the enrollment projected to result from continuing commercial or industrial development exceeds the capacity of the District to provide adequate facilities for housing its students;
 - d. The amount of fees to be paid pursuant to this Resolution bears a reasonable relationship and is limited to the needs of the community for adequate school facilities and is reasonably related and limited to the need for schools caused by the increased enrollments generated by commercial or industrial development; and
 - e. The amount of fees to be paid pursuant to this Resolution does not exceed the estimated reasonable costs of providing for the construction or reconstruction of school facilities necessitated by the development projects from which the fees are to be collected.
 - f. These fees will be collected for school facilities for which an account has been established and funds appropriated and for which the District has adopted a proposed construction plan and will reimburse the District for expenditures previously made. Therefore, they are to be collected at the time building permits are issued for projects to which the fee applies.
4. The Superintendent is directed to mail a copy of this Resolution and all supporting documents to the (Planning Department; Building Department; City Offices; County Offices; etc.) notifying them of this increase in fees and requesting that said agencies issue no building permit for any development absent certification from the District that the above fees have been paid.

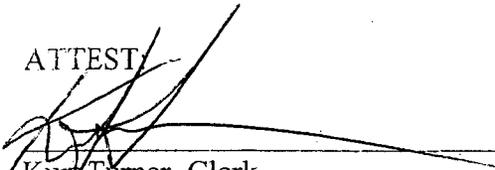
PASSED AND ADOPTED at a regular meeting of the Board of Trustees of the Loomis Union School District held in Loomis, California this 1st day of May 2008 by the following vote:

AYES _____ Trustees Day, Edwards, Foster, Rudolph, Turner
NOES _____ None
ABSENT _____ None



Michael J. Edwards, Board President
Loomis Union School District

ATTEST



Kurt Turner, Clerk
Loomis Union School District

ON FILE WITH CLERK OF THE BOARD
School Facility Fee Justification Report for Residential,
Commercial and Industrial Development Projects