

Chart Summarizing City Approaches to Development that Does or May Impact School Districts

ENTITY	POLICY/PRACTICE	SOURCE	IMPLEMENTATION POST 1998?
Suisun	<p>Overcrowding Mitigation – fees/dedication</p> <p>City may concur in school district findings of overcrowding, and a fee or dedication of land is required by the developer. (See Govt. Code, § 65970 <i>et seq.</i>)</p>	<p>Title 15 regulates subdivision</p> <p>Suisun City Municipal Code, § 15.16.010, <i>et seq.</i> (“School Facilities Fee and Dedication Ordinance”) (Ord. 424 § 101, 1978.)</p>	<p>See <i>e.g.</i>, Resolution 07-1516 for Fairfield-Suisun USD, up for consideration “Approving a School Facility Needs Analysis Justification Study and Establishing School Facility Fees”</p> <p>Resolution specifically contemplates SB 50, seeking level 2 mitigation fees.</p> <p>Set for adoption 9/24; no action for Suisun City Council or Fairfield City Council at this time.</p>
	<p>Map Act – regulating subdivisions</p> <p>Must dedicate land to school, meeting criteria set in City’s general plan, specific plan, and after consulting with school district.</p>	<p>Title 17 regulates the subdivisions, including their formation. (Ord. 456 § 313-5(b), 1981.)</p>	<p>Unable to confirm.</p>
	<p>Development Agreements</p> <p>City has development agreements procedure in place to help guide appropriate growth. (See Govt. Code §§ 65864 - 65869.5.)</p>	<p>Title 18 regulates zoning. (Ord. 464 § 1 (part), 1983; Ord. 379 § 1900(A), 1974.)</p>	<p>Not applicable. Code does not include discussion of or reference to schools/school facilities.</p>

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	Fees for New Construction – includes specific mitigation fees for schools for both permanent and interim school facilities.	Title 3 regulates Revenue and Finance. Suisun City Municipal Code, §§ 3.16.010; 3.18.010, <i>et seq.</i>	See Response to “Overcrowding Mitigation – fees/dedication” (above).
Morgan Hill	Overcrowding – feeds/dedication As a condition for approval of final subdivision map, developer must dedicate to school district lands sufficient for adequate elementary school service. (See Govt. Code, § 66410, <i>et seq.</i>)	Title 17 regulates subdivisions according to the Subdivision Map Act. Municipal Code, Chapter 17.28, Article II. (Ord. 635 N.S. § A.)	Unable to confirm.
	Development Impact Mitigation Fees (See Govt. Code, § 66002 through 66009)	Title 3, regulates revenue and finance. Municipal Code, Chapter 3.56. (Ord. 1570 N.S. § 1-3, 2002; Ord. 1122 N.S. (part) 1993.)	Not applicable. Code does not include discussion of or reference to schools/school facilities
	School Impaction City may concur in school district findings of overcrowding; fee or dedication of land from developer.	Title 18 regulates zoning. Municipal Code, Title 18, Division IV, Chapters 18.72, 18.78. (Ord. 1816 N.S. § 3 (part) 2006; Ord. 1665 N.S. § 3 (part), 2004; Ord. 1010 § 3 (F), 1990.)	Unable to confirm.

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Dublin	Overcrowding – fees/dedication City may concur in school district findings of overcrowding; fee or dedication of land from developer. (See Govt. Code § 65970 <i>et seq.</i>)	Title 9 regulates subdivisions. Municipal Code, Chapter 9.36. (Ord. 1-91 § 1 (8-9.0).)	Unable to confirm. Workaround: City and District entered into MOU, effective 3/17/15, regarding City-owned land to be leased to District at nominal cost to assist in mitigating impacts of new development on school overcrowding.
	Map Act – regulating subdivisions Must dedicate land to school, meeting criteria set in City’s general plan, specific plan, and after consulting with school district. (See Govt. Code, § 66410, <i>et seq.</i>)	Chapter 25, Article III regulates zoning per the Subdivision Map Act. Municipal Code, Chapter 25, § 25.121 <i>et seq.</i>	Unable to confirm.
Fairfield	School Facilities Fee/Dedication City may concur in school district findings of overcrowding, and a fee or dedication of land is required by the developer. (See Govt. Code, § 65970 <i>et seq.</i>)	Title 25, Article VII regulates zoning and school fees/dedications. Municipal Code, Chapter 25, § 25.301 <i>et seq.</i>	See e.g., Resolution 07-1516 for Fairfield-Suisun USD, up for consideration “Approving a School Facility Needs Analysis Justification Study and Establishing School Facility Fees” Resolution specifically contemplates SB 50, seeking level 2 mitigation fees. Set for adoption 9/24; no action for Suisun City Council or Fairfield City Council at this time.

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Placentia	<p>School Site Dedications and Classroom Facilities</p> <p>Developer must dedicate to school district lands sufficient for adequate elementary school service.</p> <p>City may make a declaration of impact (finding overcrowding) and require dedication of land, payment of fees, or appropriate combination for the benefit of the school district.</p>	<p>Title 22 governs subdivisions.</p> <p>Municipal Code, § 22.55 <i>et seq.</i> (Ord. 88-O-117 § 1, 1988.)</p>	Unable to confirm.
Carlsbad	<p>Overcrowding - School Facilities/Fees</p> <p>City may concur in school district findings of overcrowding; fee or dedication of land from developer. (See Govt. Code, § 66478.)</p>	<p>Title 21 regulates zoning.</p> <p>Municipal Code, §§ 100, 110, 120, 130. (Ord. 9505 § 1, 1978.)</p>	Unable to confirm.
Salinas	<p>Overcrowding - School Facilities/Fees</p> <p>City may concur in school district findings of overcrowding; fee or dedication of land from developer.</p>	<p>Title 9 regulates buildings.</p> <p>Municipal Code § 9-50, <i>et seq.</i> (Ord. No. 1954 (NCS), § 1.)</p>	Unable to confirm.
	<p>Subdivision Map Act</p> <p>Requiring school sites be dedicated, but no mitigation fees and unrelated to findings of overcrowding. (See Govt. Code, § 66410, <i>et seq.</i>)</p>	<p>Title 31 regulates subdivisions.</p> <p>Municipal Code, § 31-603 <i>et seq.</i> (Ord. No. 2184 (NCS).)</p>	Unable to confirm.

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Fresno	<p>Overcrowding - School Facilities/Fees</p> <p>City may concur in school district findings of overcrowding; fee or dedication of land from developer.</p>	<p>Title 12 regulates land use planning and zoning.</p> <p>Municipal Code Chapter 12, Art. 8, §§ 801 <i>et seq.</i> (Added Ord. 79-143, § 1, 9-21-79.)</p>	Unable to confirm.
Tracy	<p>Overcrowding - School Facilities/Fees</p> <p>City may concur in school district findings of overcrowding; fee or dedication of land from developer.</p>	<p>Title 10 regulates planning and zoning.</p> <p>Municipal Code, § 10.16 <i>et seq.</i></p>	Unable to confirm.
Sonoma County	<p>Overcrowding - School Facilities/Fees</p> <p>City may concur in school district findings of overcrowding; fee or dedication of land from developer. (See Govt. Code, § 65970, <i>et seq.</i>)</p>	<p>Chapter 25C regulates school facilities fees and/or dedications.</p> <p>Municipal Code, Chapter 25C. (Ord. No. 3584, 1986.)</p>	Unable to confirm.
Livermore	<p>Overcrowding - School Facilities/Fees</p> <p>City may concur in school district findings of overcrowding; fee or dedication of land from developer. (See Govt. Code, § 65970 <i>et seq.</i>)</p>	<p>Title 3 regulates revenue and finance.</p> <p>Municipal Code Title 3, Chapter 3.24, §§ 030, 040, 050. (Ord. 1396 § 1, 1992.)</p>	Unable to confirm.

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	<p>Overcrowding - School Facilities/Fees</p> <p>City may require subdivider to dedicate land or pay fees or a combination of both to alleviate overcrowding caused by new residential development.</p> <p>(See Govt. Code, § 65970, <i>et seq.</i>)</p>	<p>Livermore Development Code, Part 10 regulates subdivisions.</p> <p>See Development Code, § 10.06.080 regarding school facilities.</p>	<p>Unable to confirm.</p>
St. Helena	<p>Overcrowding – Interim Facilities or Fees</p> <p>City may require developer to dedicate land or pay fees to alleviate overcrowding, per Gov’t Code §§ 65970 <i>et seq.</i></p>	<p>Title 16 regulates subdivisions.</p> <p>Municipal Code, Title 16, Chapter 28, § 120.</p>	<p>Unable to confirm.</p>
Monterey County	<p>Overcrowding - School Facilities/Fees Dedication</p> <p>City may concur in school district findings of overcrowding; fee or dedication of land from developer. (See Govt. Code, § 65970, <i>et seq.</i>)</p>	<p>Title 19 regulates subdivisions.</p> <p>Municipal Code, Title 19, Chapter 12, §§ 15 <i>et seq.</i></p>	<p>Unable to confirm.</p>

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ENTITY	POLICY/PRACTICE	SOURCE	IMPLEMENTATION POST 1998?
Vacaville	<p>School Impact Fees</p> <p>School impact fees may be assessed to alleviate overcrowding, which is in accordance with the city's general plan, which has the policy that new developments shall bear the "fair share" cost of providing public facilities. Fees are requested by the school district, and information substantiating overcrowding is provided by school district.</p>	<p>Title 3 regulates revenue and finance.</p> <p>Municipal Code, Title 3, Chapter 28.</p> <p>(Ord. 1230 § 2 (part), 1984.)</p>	<p>Unable to confirm whether <i>school</i> impact fees are currently being assessed.</p> <p><i>Development</i> impact fees (unrelated to schools) are in place.</p>
Bakersfield	<p>Overcrowding - School Facilities/Fees</p> <p>City may concur in school district findings of overcrowding; fee or dedication of land from developer.</p>	<p>Title 15 regulates buildings and construction.</p> <p>Municipal Code, Title 15, Chapter 70, § 10, <i>et seq.</i></p> <p>(Ord. 2780 § 1, 1982.)</p>	<p>Unable to confirm.</p> <p>Workaround: In 2013, Bakersfield City School District adjusted school boundaries to alleviate overcrowding at various schools.</p>
Modesto	<p>School Site and Facilities Fees</p> <p>City has school site facilities impact fees for all new dwelling units and mobile home spaces.</p>	<p>Title 8 regulates finance, revenue, and taxation.</p> <p>Municipal Code, Title 8, Chapter 1, Article 2, § 9-1.201 <i>et seq.</i></p> <p>(Ord. 2438-C.S., § 1, effective 9-13-86.)</p>	<p>Unable to confirm.</p>

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Stockton	<p>Overcrowding - School Facilities/Fees</p> <p>City may concur in school district findings of overcrowding; fee or dedication of land from developer. (See Govt. Code, § 65970, <i>et seq.</i>)</p>	<p>Title 3 regulates revenue and finance.</p> <p>Municipal Code, Title 3, Chapter 36, § 10 <i>et seq.</i></p>	Unable to confirm.