

ORDINANCE OF THE CITY OF OXNARD

ORDINANCE NO. 2765

ORDINANCE OF THE CITY COUNCIL OF THE CITY OF OXNARD AMENDING
SUBPARTS (A), (B) AND (C)(2) OF SECTION 15-19 OF THE CITY CODE AND
ADDING SUBPART (H) TO SECTION 15-19 OF THE CITY CODE
(Regulations for Vesting Tentative Maps)

The City Council of the City of Oxnard does ordain as follows:

Part 1. Subparts (A) and (B) of Section 15-19 of the City Code are hereby amended to read as follows:

“(A) A ‘vesting tentative map’ shall mean a ‘tentative map’ for a subdivision that shall have printed conspicuously on its face the words “Vesting Tentative Map” at the time such map is filed in accordance with this chapter. The purpose of a vesting tentative map is to confer certain development rights not applicable to a tentative map.

“(B) Whenever an application for a tentative subdivision map or tentative parcel map is required to be filed for a development, an application for a vesting tentative map may instead be filed in accordance with the provisions herein.”

Part 2. Subpart (C)(2) of Section 15-19 of the City Code is hereby amended to read as follows:

“(2) At the time an application for a vesting tentative map is filed, a subdivider shall also supply complete improvement plans for sewer, water, drainage, street, grading and appurtenant improvements along with supporting calculations in accordance with public works department standards and criteria. The development services department will review and approve the improvement plans to verify they are in accordance with city standards before the “Vesting Tentative Map” is heard by the commission. The application shall not be complete until such review and approval has been made by the development services department.”

Part 3. Subpart (H) is hereby added to Section 15-19 of the City Code to read as follows:

“(H) Any fees associated with a vesting tentative map that would be subject to the fee limitations set forth in Kaufman & Broad Central Valley, Inc. v. City of Modesto, 25 Cal. App.4th 1577, shall be calculated as follows:

“(1) Capital improvement fees shall include those fees set forth in Article VI of Chapter 15 of the City Code at the time the application is deemed complete. Any such fee shall be adjusted by multiplying the fee in effect at the time of application by the Engineering News Record Construction Cost Index for Los Angeles at the time of payment of the fee in question and dividing such product by the Engineering News

Record Construction Cost Index for Los Angeles at the time the application was deemed complete. However, if the resulting quotient is greater than the actual fee applicable at that time to subdivisions that are proceeding without a vested tentative map, the actual fee will be used."

"(2) All other fees charged by the City at the time the application is deemed complete shall be adjusted by multiplying the fee in effect at the time of application by the Consumer Price Index for the Los Angeles-Anaheim-Riverside Area at the time of payment of the fee in question and dividing such product by the Consumer Priced Index for the Los Angeles-Anaheim-Riverside Area at the time the application was deemed complete. However, if the resulting quotient is greater than the actual fee applicable at that time to subdivisions that are proceeding without a vested tentative map, the actual fee will be used."

Part 4. Within 15 days after passage, the City Clerk shall cause this ordinance to be published one time in a newspaper of general circulation within the city. Ordinance No. _____ was first read on _____, 20__ and finally adopted on _____, 20__ to become effective thirty days thereafter.

AYES:

NOES:

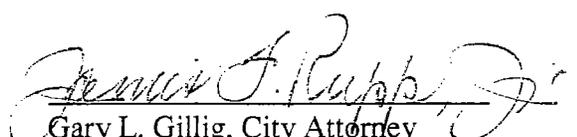
ABSENT:

Dr. Thomas E. Holden, Mayor

ATTEST:

Daniel Martinez, City Clerk

APPROVED AS TO FORM:



Gary L. Gillig, City Attorney