

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY
OF THOUSAND OAKS MODIFYING THE
NONRESIDENTIAL DEVELOPMENT LINKAGE FEE AND
RESCINDING RESOLUTION NO. 2012-072

WHEREAS, Title 9, Chapter 10 Affordable Housing, Article 4 of the Thousand Oaks Municipal Code provides that a developer of a nonresidential project, subject to the provisions of the Nonresidential Development Linkage Fee Program may satisfy the requirement by paying a nonresidential development linkage fee; and

WHEREAS, Section 9-10.408 of the Thousand Oaks Municipal Code provides that the City Council shall adopt a resolution establishing the nonresidential development linkage fee rates; and

WHEREAS, the City had an analysis prepared titled “Nonresidential Development Linkage Fee Nexus Study” and “Financial Feasibility Analysis of Nonresidential Development Linkage Fees” (“Studies”) dated January 19, 2023, which established a rationale and methodology for fee amounts and analyzed the nexus for imposing nonresidential development linkage fee on nonresidential development; and

WHEREAS, on February 28, 2023, the City Council conducted a public meeting to consider the findings and recommendations of the “Studies”, which included fee amounts for five nonresidential land use types. City Council considered the recommended application of the linkage fee to industrial uses since that land use type remained financially feasible based on the development characteristics of Thousand Oaks. Ultimately, City Council gave direction not to apply the linkage fee to industrial uses due to the limited value of potentially collecting nominal fees from only one non-residential land use.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Thousand Oaks as follows:

Section 1: The Nonresidential Development Linkage Fee amounts are hereby applied at the following rates:

- a. Retail/commercial, office, research and development, and hotel: \$0 per square foot
- b. Office: \$0 per square foot

- c. Research and Development: \$0 per square foot
- d. Hotel: \$0 per square foot
- e. Industrial: \$0 per square foot

Section 2: Resolution No. 2012-072 is hereby rescinded and superseded by this Resolution.

PASSED AND ADOPTED this 10th day of October 2023, by the following vote:

Ayes:
Noes:
Absent:

Kevin McNamee, Mayor
City of Thousand Oaks, California

ATTEST/CERTIFY:

Laura B. Maguire, City Clerk

Date Attested: _____

APPROVED AS TO FORM

Patrick J. Hehir, Chief Assistant City Attorney

APPROVED AS TO ADMINISTRATION:

Andrew P. Powers, City Manager

The presence of electronic signature certifies that the foregoing is a true and correct copy as approved by the City of Thousand Oaks City Council on the date cited above.