



CITY COUNCIL

Pedro "Pete" M. Sanchez, Mayor  
Mike Hudson, Mayor Pro-Tem  
Jane Day  
Sam Derting  
Michael A. Segala

CITY COUNCIL MEETING

First and Third Tuesday  
Every Month

## A G E N D A

### REGULAR MEETING OF THE SUISUN CITY COUNCIL

AND

### SUISUN CITY COUNCIL ACTING AS SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY OF THE CITY OF SUISUN CITY,

TUESDAY, APRIL 3, 2012

7:00 P.M.

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SUISUN CITY COUNCIL CHAMBERS -- 701 CIVIC CENTER BOULEVARD -- SUISUN CITY, CALIFORNIA

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(Next Ord. No. – 721)

(Next City Council Res. No. 2012 – 16)

Next Suisun City Council Acting as Successor Agency Res. No. SA2012 – 04)

(Next Housing Authority Res. No. HA2012 – 02)

#### **ROLL CALL**

Council / Board Members

Pledge of Allegiance

Invocation

#### **PRESENTATIONS/APPOINTMENTS**

*(Presentations, Awards, Proclamations, Appointments).*

1. Approving Appointment to the Oversight Board of the Suisun City Council Acting as Successor Agency to the Redevelopment Agency of the City of Suisun City. Mayor's At-Large Appointment.
2. Presentation of a Proclamation to Louise Harris, Chair, Child Abuse Prevention Council, Recognizing the Month of April 2012 as Child Abuse Prevention Awareness Month and Supporting the Child Abuse Prevention Council's Blue Ribbon Campaign.

#### **PUBLIC COMMENT**

*(Requests by citizens to discuss any matter under our jurisdiction other than an item posted on this agenda per California Government Code §54954.3 allowing 3 minutes to each speaker).*

#### **CONFLICT OF INTEREST NOTIFICATION**

*(Any items on this agenda that might be a conflict of interest to any Councilmembers / Boardmembers should be identified at this time.)*

DEPARTMENTS: AREA CODE (707)

ADMINISTRATION 421-7300 ■ PLANNING 421-7335 ■ BUILDING 421-7310 ■ FINANCE 421-7320

FIRE 425-9133 ■ RECREATION & COMMUNITY SERVICES 421-7200 ■ POLICE 421-7373 ■ PUBLIC WORKS 421-7340

SUCCESSOR AGENCY 421-7309 FAX 421-7366

**CONSENT CALENDAR**

*Consent calendar items requiring little or no discussion may be acted upon with one motion.*

**City Council**

3. Council Adoption of Resolution No. 2012-\_\_: Accepting Pintail Drive Resurfacing Project as Complete and Authorizing the City Manager to Record the Notice of Completion with the Solano County Recorder – (Kasperson).
4. Council Adoption of Resolution No. 2012-\_\_: Accepting the Chyrl Way Rehabilitation Project as Complete and Authorizing the City Manager to Record the Notice of Completion with the Solano County Recorder – (Kasperson).

**Suisun City Council Acting as Successor Agency**

5. Adopting an Updated Enforceable Obligation Payment Schedule and Receiving and Accepting an Updated Draft Recognized Obligation Payment Schedule – (Garben).
  - a. Agency Adoption of Resolution No. SA 2012-\_\_: Adopting an Updated Enforceable Obligation Payment Schedule
  - b. Receive and Accept an Updated Draft Recognized Obligation Payment Schedule.

**Joint City Council / Suisun City Council Acting as Successor Agency**

6. Council/Agency/Commission Approval of the Minutes of the Regular and Special Meetings of the Suisun City Council, Suisun City Council Acting as Successor Agency, and Housing Authority Board held on March 20, 2012 – (Hobson).

**GENERAL BUSINESS****City Council**

7. Adoption of Council Resolution No. 2012\_\_: Accepting the Annual Progress Report on Implementation of City of Suisun City Housing Element for 2011 to State of California Department of Housing and Community Development – (Wooden).

**PUBLIC HEARINGS:****City Council**

8. PUBLIC HEARING  
Consideration of Proposed Fireworks Ordinance and Implementing Resolutions – (O'Brien).
  - a. Council Consideration, Waive Reading, and Introduction of Ordinance No. \_\_: Amending City Code Title 8, Chapter 8.04 – “Fireworks” to Permit the Sales of Safe and Sane Fireworks; and to Regulate other Fireworks Related Activities.
  - b. Council Adoption of Resolution No. 2012-\_\_: Adopting Certain Findings and the Policy Directives to Implement the Sales and Use of Safe and Sane Fireworks as Allowed by Title 8, Chapter 8.04 of the Suisun City Code.
  - c. Council Adoption of Resolution No. 2012-\_\_: Amending the Master Fee Schedule for Fees Associated with New Requirements of Title 8, Chapter 8.04 of the Suisun City Code.

**REPORTS: (Informational items only.)**

9. City Manager/Executive Director/Staff
10. Mayor/Council -Chair/Boardmembers

**CLOSED SESSION**

Pursuant to California Government Code Section 54950 the Suisun City Council will hold a Closed Session for the purpose of:

**City Council/ Successor Agency****11. CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION**

Name of case: Carol Anderson v. City of Suisun City Case #: COSF1800305

**CONVENE OPEN SESSION**

Announcement of Actions Taken, if any, in Closed Session.

**ADJOURNMENT**

A complete packet of information containing staff reports and exhibits related to each item for the open session of this meeting, and provided to the City Council, are available for public review at least 72 hours prior to a Council /Agency/Authority Meeting at Suisun City Hall 701 Civic Center Blvd., Suisun City. Agenda related writings or documents provided to a majority of the Council/Board/Commissioners less than 72 hours prior to a Council/Agency/Authority meeting regarding any item on this agenda will be made available for public inspection during normal business hours. An agenda packet is also located at the entrance to the Council Chambers during the meeting for public review. The City may charge photocopying charges for requested copies of such documents.

***PLEASE NOTE:***

1. The City Council/Agency/Authority hopes to conclude its public business by 11:00 P.M. Ordinarily, no new items will be taken up after the 11:00 P.M. cutoff and any items remaining will be agendized for the next meeting. The agendas have been prepared with the hope that all items scheduled will be discussed within the time allowed.
2. Suisun City is committed to providing full access to these proceedings; individuals with special needs may call 421-7300.
3. Agendas are posted at least 72 hours in advance of regular meetings at:

City Hall	Fire Station	Senior Center
701 Civic Center Boulevard	621 Pintail Drive	318 Merganser Drive

## AGENDA TRANSMITTAL

**MEETING DATE:** April 3, 2012

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**CITY AGENDA ITEM:** Adoption of Council Resolution No. 2012\_\_: Accepting the Pintail Drive Resurfacing Project as Complete and Authorizing the City Manager to Record the Notice of Completion with the Solano County Recorder.

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**FISCAL IMPACT:** This project had no fiscal impact on the General Fund. A total of \$590,000 was appropriated for the Pintail Drive Resurfacing Project. This Project was funded through Gas Tax funds (\$153,000) and through Federal Road Resurfacing grant funds (\$437,000). The total original award amount to Ghilotti Construction Company was \$430,751. Change orders for the project totaled \$27,729 for a total final contract amount of \$458,480.

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**STAFF REPORT:** On July 19, 2011, the City Council awarded a contract for the Pintail Drive Resurfacing Project to Ghilotti Construction Company. This Project provided for roadway rehabilitation of Pintail Drive from Sunset Avenue to Walters Road. Work on Pintail Drive from Sunset Avenue to Blackspur Drive included base failure repairs, asphalt overlay, and pavement markings. Work on Pintail Drive from Blackspur Drive to Walters Road included base failure repairs, pavement crack sealing, and pavement markings. Pedestrian ramps were upgraded to be ADA-compliant at 23 locations along Pintail Drive including in front of Geopp Park/Dan O. Root School. Additionally, the Project replaced the lighted crosswalk on Pintail Drive located near Suisun Elementary School.

Ghilotti Construction Company has completed all the work specified in its contract with Suisun City and it is appropriate to accept the work as complete.

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**RECOMMENDATION:** It is recommended that the City Council adopt Resolution No. 2012-\_\_: Accepting the Pintail Drive Resurfacing Project as Complete and Authorizing the City Manager to Record the Notice of Completion with the Solano County Recorder.

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**ATTACHMENTS:** Resolution No. 2012-\_\_: Accepting the Pintail Drive Resurfacing Project as Complete and Authorizing the City Manager to Record the Notice of Completion with the Solano County Recorder.

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**PREPARED BY:**

Amanda L. Dum, Management Analyst I

**REVIEWED/APPROVED BY:**

Daniel Kasperson, Building & Public Works Director

Suzanne Bragdon, City Manager

**RESOLUTION NO. 2012-\_\_**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY SUISUN CITY  
ACCEPTING THE PINTAIL DRIVE RESURFACING PROJECT, AS COMPLETE; AND  
AUTHORIZING THE CITY MANAGER TO RECORD THE NOTICE OF COMPLETION  
WITH THE SOLANO COUNTY RECORDER**

**WHEREAS**, on July 19, 2011, the Suisun City Council awarded a contract for the Pintail Drive Rehabilitation Project to Ghilotti Construction Company; and

**WHEREAS**, this Project provided for roadway rehabilitation of Pintail Drive from Sunset Avenue to Walters Road. Work on Pintail Drive from Sunset Avenue to Blackspur Drive included base failure repairs, asphalt overlay, and pavement markings. Work on Pintail Drive from Blackspur Drive to Walters Road included base failure repairs, pavement crack sealing, and pavement markings. Pedestrian ramps were upgraded to be ADA-compliant at 23 locations along Pintail Drive including in front of Geopp Park/Dan O. Root II School. Additionally, the Project replaced the lighted crosswalk on Pintail Drive located at Suisun Elementary School; and

**WHEREAS**, Ghilotti Construction Company has completed all work under the contract for the Pintail Drive Rehabilitation Project and is ready to receive a Notice of Completion; and

**NOW, THEREFORE, BE IT RESOLVED**, that the City Council of the City of Suisun City does hereby accept the work as complete for the Pintail Drive Rehabilitation Project with Ghilotti Construction Company; and authorizes the City Manager to take all necessary and appropriate actions to sign the Notice of Completion on behalf of the City, and cause it to be recorded with the Solano County Recorder’s Office.

**PASSED AND ADOPTED** by a Regular Meeting of said City Council of the City of Suisun City duly held on Tuesday, 3<sup>rd</sup> of day of April 2012, by the following vote:

<b>AYES:</b>	COUNCILMEMBERS	_____
<b>NOES:</b>	COUNCILMEMBERS	_____
<b>ABSTAIN:</b>	COUNCILMEMBERS	_____
<b>ABSENT:</b>	COUNCILMEMBERS	_____

**WITNESS** my hand and the seal of the City of Suisun City this 3<sup>rd</sup> day of April 2012.

\_\_\_\_\_  
Linda Hobson, CMC  
City Clerk

## AGENDA TRANSMITTAL

**MEETING DATE:** April 3, 2012

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**CITY AGENDA ITEM:** Council Adoption of Resolution No. 2012-\_\_\_: Accepting the Chyrl Way Rehabilitation Project as Complete and Authorizing the City Manager to Record the Notice of Completion with the Solano County Recorder.

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**FISCAL IMPACT:** This project was funded by \$450,000 from Sewer funds and \$405,000 from SSWA funds for a total budget of \$855,000. There is no cost to the General Fund. The original contract amount for this project was \$671,912. Additional change orders totaled \$122,799.76 bringing the total contract to \$779,618.03. There is no additional fiscal impact from these change orders.

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**BACKGROUND:** In August 2011, the City awarded the street and utility rehabilitation construction contract to Ghilotti Construction for the Chyrl Way Rehabilitation Project. This Project consisted of replacement of water service lines, replacing sanitary sewer main pipeline, reconnecting the sanitary sewer laterals, rehabilitation of the street's pavement which included replacement of the curbs, gutters, and curb ramps. The Project included the full width of Chyrl Way from Blossom Avenue to Humphrey Drive. The original award authorized the City Manager to execute the contract for \$671,912 with Ghilotti Construction Company, plus gave authorization for an additional 10% or \$67,191 for change orders. Due to unforeseen water line expenses an additional contingency amount of \$14,000 was approved in November 2011 bringing the total contingency to \$81,191.

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**STAFF REPORT:** The Chyrl Way Rehabilitation Project has now been completed to staff's satisfaction. There remain no outstanding correction items. During the last weeks of the project it was found that there were unforeseen underground soil issues that required additional work to provide a satisfactory road base prior to paving. The essential nature of the work required immediate authorization. To facilitate the completion of closeout documents, it is necessary to increase the contingency authorization by an additional \$36,000. With this additional authorization the project still remains within the authorized appropriation.

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**RECOMMENDATION:** It is recommended that the City Council adopt:

1. Resolution No. 2012-\_\_\_: Accepting the Chyrl Way Rehabilitation Project as Complete and Authorizing the City Manager to Record the Notice of Completion with the Solano County Recorder.

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**ATTACHMENTS:**

1. Resolution No. 2012-\_\_\_: Accepting the Chyrl Way Rehabilitation Project as Complete and Authorizing the City Manager to Record the Notice of Completion with the Solano County Recorder.

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**PREPARED BY:**

Amanda L. Dum, Management Analyst I

**REVIEWED/APPROVED BY:**

Daniel Kasperson, Building & Public Works Director

Suzanne Bragdon, City Manager



1 the necessary and appropriate actions to sign the Notice of Completion on behalf of the City, and  
2 cause it to be recorded with the Solano County Recorder's Office.

3 **PASSED AND ADOPTED** at a regular meeting of the City Council of the City of  
4 Suisun City duly held on Tuesday, the 3<sup>rd</sup> day of April 2012, by the following vote:

5 **AYES:** Councilmembers: \_\_\_\_\_  
6 **NOES:** Councilmembers: \_\_\_\_\_  
7 **ABSENT:** Councilmembers: \_\_\_\_\_  
8 **ABSTAIN:** Councilmembers: \_\_\_\_\_

9 **WITNESS** my hand and the seal of said City this 3<sup>rd</sup> day of April 2012.

10 \_\_\_\_\_  
11 Donna Pock, CMC  
12 Deputy City Clerk  
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## AGENDA TRANSMITTAL

**MEETING DATE:** April 3, 2012

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**SUCCESSOR AGENCY AGENDA ITEM:** Adopting an Updated Enforceable Obligation Payment Schedule and Receiving and Accepting an Updated Draft Recognized Obligation Payment Schedule:

- a. Agency Adoption of Resolution No. SA 2012-\_\_\_: Adopting an Updated Enforceable Obligation Payment Schedule
- b. Receive and Accept an Updated Draft Recognized Obligation Payment Schedule.

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**FISCAL IMPACT:** None. There are no obligations listed that are not contemplated in the FY 2011-12 Annual Budget.

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**STAFF REPORT:** On January 31, 2012, Suisun City Council Acting as the Successor Agency to the Redevelopment Agency of the City of Suisun City (Successor Agency) accepted an Enforceable Obligation Payment Schedule (EOPS) and a Preliminary Draft Recognized Obligation Payment Schedule (PDROPS) from the now dissolved Redevelopment Agency of the City of Suisun City. The EOPS and PDROPS list all of the Agency's obligations that have to be paid through June 30, 2012, and includes items such as debt service on bonds or other loan payments, pass-through payments, employee costs, audit costs, project costs, and administrative costs. The Successor Agency can only make payments on an obligation listed on the EOPS until the Initial Recognized Obligation Payment Schedule (ROPS) becomes effective (the ROPS must be certified by an audit directed by the Solano County Auditor-Controller, submitted to and duly approved by the Agency's Oversight Board, and approved by the State of California Department of Finance).

On March 6, 2012, the Successor Agency received and accepted the ROPS. The ROPS is simply an updated version of the PDROPS. As previously mentioned, although the ROPS is prepared by the Successor Agency, ultimate approval of the ROPS is granted once it is certified by the County Auditor-Controller, adopted by the Successor Agency's Oversight Board, and approved by the State Department of Finance.

Prior to submitting the ROPS to the Oversight Board for approval, staff has prepared a revised ROPS in the format prepared by the County Auditor-Controller with minor changes updating amounts for the listed enforceable obligations. The changes consist of the following:

- The outstanding balances for all obligations were updated to reflect balances outstanding as of April 2012. Previous balances did not reflect payments made during FY 2011-12.
- Bond payment amounts were verified with trustee and updated accordingly
- Payments associated with property maintenance and assessments for properties associated with the Main Street West project were revised to reflect actual costs.

Further, it is appropriate to adopt a revised EOPS in order to be consistent with changes made to the ROPS since the January 31, 2012 version. The figures provided in the EOPS represent actual amount for the months of August 2011 through January 2012, while the amounts provided for the months of February 2012 through June 2012 are consistent with amounts contained in the ROPS.

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**PREPARED BY:**

Jason Garben, Economic Development Director

**REVIEWED/APPROVED BY:**

Suzanne Bragdon, Executive Director

The EOPS may be amended at any time by the Successor Agency, and is subject to the approval of the Oversight Board. The Agency may only make payments on an obligation listed on the EOPS until the ROPS becomes effective.

Thus, it is recommended the Successor Agency adopt the amended EOPS (consistent with the amended ROPS) and receive and accept the amended ROPS.

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**RECOMMENDATION:** It is recommended that the Successor Agency adopt:

1. Adopt Resolution No. SA 2012-\_\_\_: Adopting an Updated Enforceable Obligation Payment Schedule; and
2. Receive and Accept an Updated Draft Recognized Obligation Payment Schedule.

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**ATTACHMENTS:**

1. Agency Resolution No. SA 2012-\_\_\_: Adopting an Updated Enforceable Obligation Payment Schedule.
2. ROPS.

**RESOLUTION NO. SA 2012 - \_\_\_\_**

**A RESOLUTION OF THE CITY OF SUISUN CITY COUNCIL, ACTING AS  
SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY OF THE CITY OF  
SUISUN CITY ADOPTING AN UPDATED ENFORCCEABLE OBLIGATION  
PAYMENT SCHEDULE**

**WHEREAS**, as part of the 2011-12 State budget bill, the California Legislature enacted and the Governor has signed, companion bills AB 26 X1 (AB 26) and AB 27 X1 (AB 27), requiring that each redevelopment agency be dissolved unless the community that created it enacts an ordinance committing it to making certain payments; and

**WHEREAS**, on December 29, 2011, the California Supreme Court issued its opinion in the case of *California Redevelopment Association, et al. v. Ana Matosantos, etc., et al.*, Case No. S196861, and upheld the validity of AB 26 and invalidated AB 27; and

**WHEREAS**, the Court's decision results in the implementation of AB 26, which dissolves all redevelopment agencies in the State of California as of February 1, 2012; and

**WHEREAS**, the City is, by operation of law, the Successor Agency (the "Agency") to the Redevelopment Agency for purposes of winding down the Redevelopment Agency under AB 26; and

**WHEREAS**, pursuant to AB 26, codified as Health and Safety Code Section 64176, the City as Successor Agency is required to maintain an "Enforceable Obligation Payment Schedule" (the "EOPS"), which schedule was adopted by the Agency on August 23, 2011, by Resolution No. RA2011-26. The Agency now wishes to amend and update its EOPS to be consistent with the Draft Recognized Obligation Payment Schedule; and

**WHEREAS**, the Agency, having considered the matter, has determined, in its legislative discretion, that it is in the best interests of the Agency to update and amend the EOPS.

**NOW, THEREFORE, BE IT RESOLVED** that the Agency Board of the Suisun City Redevelopment Agency does resolve as follows:

**Section 1.** The Recitals set forth above are true and correct and incorporated herein by reference.

**Section 2.** The amended and updated EOPS, attached hereto and incorporated herein by this reference is hereby adopted as amended pursuant to Health & Safety Code Section 34177(a)(1), subject to all reservations of rights and contingencies set forth above.

**Section 3.** The Executive Director or designee is authorized to take all actions necessary to implement this Resolution, including without limitation, the posting of this Resolution and the Enforceable Obligation Payment Schedule on the Agency's website, and the provision of notice of adoption of this Resolution and such Schedule to County Auditor-Controller, the State Controller, and the State Department of Finance.

**PASSED AND ADOPTED** at a regular meeting of the City Council serving as Successor Agency to the Redevelopment Agency of the City of Suisun City duly held on Tuesday, the 3<sup>rd</sup> of April, 2012, by the following vote:

<b>AYES:</b>	BOARDMEMBERS:	_____
<b>NOES:</b>	BOARDMEMBERS:	_____
<b>ABSENT:</b>	BOARDMEMBERS:	_____
<b>ABSTAIN:</b>	BOARDMEMBERS:	_____

**WITNESS** my hand and the seal of the City of Suisun City this 31st of January, 2012.

\_\_\_\_\_  
Linda Hobson, CMC  
Secretary

**ENFORCEABLE OBLIGATION PAYMENT SCHEDULE**  
 Per AB 26 - Section 34167 and 34169 (\*)

Project Name / Debt Obligation	Payee	Description	Total Outstanding Debt or Obligation	Total Due During Fiscal Year	Payments by month											11 Mo. Total
					August	September	October	November	December	January	February	March	April	May	June	
1) 1998 Tax Exempt Bonds	US Bank	Bonds issue to fund Redevelopment Proj	21,900,526	554,080			394,540					153,475				548,015
2) 2003 Series A Tax Allocation Bonds	US Bank	Bonds issue to fund Redevelopment Proj	5,005,000	515,500			390,414					125,084				515,498
3) 2003 Series B Tax Allocation Bonds	US Bank	Refunding of 1993 Tax Alloc Bonds	30,015,000	3,044,050			2,418,865					625,184				3,044,049
4) Marina Expansion Loan	Dept. of Boating & Waterways	Marina Rehabilitation	6,488,572	452,070	452,070											452,070
5) Marina Expansion Loan	Sheldon Oil	Marina Rehabilitation	2,261,591	268,000			268,000									268,000
6) Reimbursement-333 Sunset Lease	City of Suisun City	Third Party Lease reimbursement	325,080	48,800	48,800											48,800
7) Audit Cost	Vavrinek, Trine & Day	Audit Costs FY 10-11	19,500	19,500			10,000						9,500			19,500
8) Administrative Cost	Various	Staff labor, Rent/Utilities, Supplies, Legal		1,201,300		135,900	135,900	135,900	135,900	135,900	50,000	50,000	50,000	50,000	50,000	1,065,400
9) Main Street West DDA	Main Street West	DDA Obligations/Administration		195,700					69,200		4,600	4,600	17,000	4,600	4,600	104,600
10) SERAF Payment	Low/Mod Housing Fund	SERAF	6,901,500													0
11) Civic Center COP	Suisun Public Financing Auth.	Agency's share of Civic Center COP	3,231,623													0
12) Iconic Sign	Earthquake & Structures, Inc.	Gateway Sign Design	11,000													0
13) Unfunded Liability	PERS, Agency employees	Unfunded PERS and Accrued Leave	175,000													0
14)																0
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Totals - This Page			76,303,892	6,299,000	636,770	135,900	3,607,719	145,900	205,100	135,900	54,600	958,343	76,500	54,600	54,600	6,065,932
Totals - Page 2			0	0							0	0	0	0	0	0
Totals - Page 3			0	0							0	0	0	0	0	0
Totals - Page 4			0	0						0	0	0	0	0	0	0
Totals - Other Obligations			0	3,344,244	788,646	0	0	0	0	1,194,992	0	0	1,147,192	0	213,414	3,344,244
Grand total - All Pages			\$ 76,303,892	\$ 9,643,244	\$ 1,425,416	\$ 135,900	\$ 3,607,719	\$ 145,900	\$ 205,100	\$ 1,330,892	\$ 54,600	\$ 958,343	\$ 1,223,692	\$ 54,600	\$ 268,014	\$ 9,410,176

\* This Enforceable Obligation Payment Schedule (EOPS) is to be adopted by the redevelopment agency no later than late August. It is valid through 12/31/11. It is the basis for the Preliminary Draft Recognized Obligation Payment Schedule (ROPS), which must be prepared by the dissolving Agency by 9/30/11. (The draft ROPS must be prepared by the Successor Agency by 11/30/11.)  
 If an agency adopts a continuation ordinance per ABX1 27, this EOPS will not be valid and there is no need to prepare a ROPS.  
 \*\* Include only payments to be made after the adoption of the EOPS.

Name of Redevelopment Agency: Redevelopment Agency of the City of Suisun City  
 Project Area(s): Suisun City Redevelopment Project Area

**OTHER OBLIGATION PAYMENT SCHEDULE**  
 Per AB 26 - Section 34167 and 34169 (\*)

	Project Name / Debt Obligation	Payee	Description	Total Outstanding Debt or Obligation	Total Due During Fiscal Year	Payments by month												
						Aug	Sept	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun	Total	
1)	Pass Through Agreement	City of Suisun City	Pursuant to Section 33401		238,264.00						119,132.00				114,366.72	4,765.28	\$ 238,264.00	
2)	Pass Through Agreement	Solano County	Pursuant to Section 33402		2,151,720.08						1,075,860.04				1,032,825.64	43,034.40	\$ 2,151,720.08	
3)	Pass Through Agreement	County Sup of Schools	Pursuant to Section 33403		62,000.00										62,000.00		\$ 62,000.00	
4)	Pass Through Agreement	FFSUSD	Pursuant to Section 33404		788,646.00	788,646.00											\$ 788,646.00	
5)	Pass Through Agreement	Solano Community College	Pursuant to Section 33405		103,000.00										103,000.00		\$ 103,000.00	
6)	Pass Through Agreement	BAAQMD	Pursuant to Section 33607.5		232.00										232.00		\$ 232.00	
7)	Pass Through Agreement	SRCD	Pursuant to Section 33607.6		88.00										88.00		\$ 88.00	
8)	Pass Through Agreement	SID	Pursuant to Section 33607.7		294.00										294.00		\$ 294.00	
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<b>Totals - Other Obligations</b>					\$ -	\$ 3,344,244.08	\$ 788,646.00	\$ -	\$ -	\$ -	\$ -	\$ 1,194,992.04	\$ -	\$ -	\$ 1,147,192.36	\$ -	\$ 213,413.68	\$ 3,344,244.08

\* This Enforceable Obligation Payment Schedule (EOPS) is to be adopted by the redevelopment agency no later than late August. It is valid through 12/31/11. It is the basis for the Preliminary Draft Recognized Obligation Payment Schedule (ROPS), which must be prepared by the dissolving Agency by 9/30/11. (The draft ROPS must be prepared by the Successor Agency by 11/30/11.)  
 If an agency adopts a continuation ordinance per ABX1 27, this EOPS will not be valid and there is no need to prepare a ROPS.  
 \*\* Include only payments to be made after the adoption of the EOPS.  
 \*\*\* All payment amounts are estimates



**RECOGNIZED OBLIGATION PAYMENT SCHEDULE**

Per AB 26 - Section 34177(l)

Filed for Period January 1, 2012 to June 30, 2012

	Project Name / Debt Obligation	Payee	Description	Total Outstanding Debt or Obligation	Total Due During Fiscal Year
1)	1998 Tax Exempt Bonds	US Bank	Bonds Issued to Fund Redevelopment Project	21,900,525.78	548,015.00
2)	2003 Series A Tax Allocation Bonds	US Bank	Bonds Issued to Fund Redevelopment Project	5,005,000.00	515,497.50
3)	2003 Series B Tax Allocation Bonds	US Bank	Refunding of 1993 Tax Allocation Bonds	30,015,000.00	3,044,048.75
4)	Marina Construction Loan	Dept of Boating and Waterways	Marina Construction/Rehab	6,488,571.56	452,070.00
5)	Marina Expansion Loan	Sheldon Oil	Marina Expansion/Land Acquisition	2,261,591.39	268,000.00
6)	Reimbursement - 333 Sunset Lease	City of Suisun City	Lease Payment Reimbursements	325,080.28	48,800.00
7)	Audit Cost	Vavrinek, Trine & Day	FY 10-11 Audit Costs	19,500.00	19,500.00
8)	Main Street West DDA	Various	DDA Obligations		195,700.00
9)	SERAF Payment	Low/Mod Housing Fund	SERAF Loan Payment	6,901,505.00	
10)	Civic Center COP	City of Suisun City	Civic Center COP Reimbursement Agreement	3,231,623.00	
11)	Unfunded Liability	PERS Agency Employees	Unfunded PERS and Accrued Leave	175,000.00	
12)	1998/2003 Tax Allocation Bonds	Various	Bond Proceeds	225,000.00	
13)	Iconic Sign Design	Earthquake and Structures, Inc.	Gateway Sign Design	11,000.00	
14)	Admin Cost	Various	Staffing Costs, Rent/Utilities, Supplies, Legal, Oversight Board, Etc		1,201,300.00
15)					
16)					
17)					
18)					
19)					
20)					
Totals - This Page				\$ 76,559,397.01	\$ 6,292,931.25
Totals - Page 2				\$ -	\$ -
Grand total - All Pages				\$ 76,559,397.01	\$ 6,292,931.25

**RECOGNIZED OBLIGATION PAYMENT SCHEDULE**

Per AB 26 - Section 34177(l)

Filed for Period

	Project Name / Debt Obligation	Project Area	Payments by Month						Subtotal	Adjustments from Prior Schedule	TOTAL
			January	February	March	April	May	June			
1)	1998 Tax Exempt Bonds	All Areas			153,475.00				\$ 153,475.00		\$ 153,475.00
2)	2003 Series A Tax Allocation Bonds	All Areas			125,083.75				\$ 125,083.75		\$ 125,083.75
3)	2003 Series B Tax Allocation Bonds	All Areas			625,183.75				\$ 625,183.75		\$ 625,183.75
4)	Marina Construction Loan	All Areas							\$ -		\$ -
5)	Marina Expansion Loan	All Areas							\$ -		\$ -
6)	Reimbursement - 333 Sunset Lease	All Areas							\$ -		\$ -
7)	Audit Cost	All Areas				9,500.00			\$ 9,500.00		\$ 9,500.00
8)	Main Street West DDA	All Areas		4,600.00	4,600.00	17,000.00	4,600.00	4,600.00	\$ 35,400.00		\$ 35,400.00
9)	SERAF Payment	All Areas							\$ -		\$ -
10)	Civic Center COP	All Areas							\$ -		\$ -
11)	Unfunded Liability	All Areas							\$ -		\$ -
12)	1998/2003 Tax Allocation Bonds	All Areas							\$ -		\$ -
13)	Iconic Sign Design	All Areas							\$ -		\$ -
14)	Admin Cost	All Areas	135,900.00	50,000.00	50,000.00	50,000.00	50,000.00	50,000.00	\$ 385,900.00		\$ 385,900.00
15)									\$ -		\$ -
16)									\$ -		\$ -
17)									\$ -		\$ -
18)									\$ -		\$ -
19)									\$ -		\$ -
20)									\$ -		\$ -
Totals - This Page			\$ 135,900.00	\$ 54,600.00	\$ 958,342.50	\$ 76,500.00	\$ 54,600.00	\$ 54,600.00	\$ 1,334,542.50	\$ -	\$ 1,334,542.50
Totals - Page 2			\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Grand total - All Pages			\$ 135,900.00	\$ 54,600.00	\$ 958,342.50	\$ 76,500.00	\$ 54,600.00	\$ 54,600.00	\$ 1,334,542.50	\$ -	\$ 1,334,542.50

**RECOGNIZED OBLIGATION PAYMENT SCHEDULE**  
 Per AB 26 - Section 34177(l)  
 File for Period

	Project Name / Debt Obligation	Total from Form B	Source of Payment						TOTAL
			RPTTF	Low and Moderate Income Housing Fund	Bond Proceeds	Reserve Balances	Administrative Cost Allowance	Other Revenue Sources	
1)	1998 Tax Exempt Bonds	\$ 153,475.00	153,475.00						\$ 153,475.00
2)	2003 Series A Tax Allocation Bonds	\$ 125,083.75	125,083.75						\$ 125,083.75
3)	2003 Series B Tax Allocation Bonds	\$ 625,183.75	625,183.75						\$ 625,183.75
4)	Marina Construction Loan	\$ -							\$ -
5)	Marina Expansion Loan	\$ -							\$ -
6)	Reimbursement - 333 Sunset Lease	\$ -							\$ -
7)	Audit Cost	\$ 9,500.00	9,500.00						\$ 9,500.00
8)	Main Street West DDA	\$ 35,400.00	35,400.00						\$ 35,400.00
9)	SERAF Payment	\$ -							\$ -
10)	Civic Center COP	\$ -							\$ -
11)	Unfunded Liability	\$ -							\$ -
12)	1998/2003 Tax Allocation Bonds	\$ -			225,000.00				\$ 225,000.00
13)	Iconic Sign Design	\$ -							\$ -
14)	Admin Cost	\$ 385,900.00	392,000.00						\$ 392,000.00
15)		\$ -							\$ -
16)		\$ -							\$ -
17)		\$ -							\$ -
18)		\$ -							\$ -
19)		\$ -							\$ -
20)		\$ -							\$ -
Totals - This Page		\$ 1,334,542.50	\$ 1,340,642.50	\$ -	\$ 225,000.00	\$ -	\$ -	\$ -	\$ 1,565,642.50
Totals - Page 2		\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Grand total - All Pages		\$ 1,334,542.50	\$ 1,340,642.50	\$ -	\$ 225,000.00	\$ -	\$ -	\$ -	\$ 1,565,642.50

# MINUTES

## REGULAR MEETING OF THE SUISUN CITY COUNCIL,

### SUISUN CITY COUNCIL ACTING AS SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY OF THE CITY OF SUISUN CITY

TUESDAY, MARCH 20, 2012

7:00 P.M.

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SUISUN CITY COUNCIL CHAMBERS -- 701 CIVIC CENTER BOULEVARD -- SUISUN CITY, CALIFORNIA

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#### **ROLL CALL**

Mayor Sanchez called the meeting to order at 7:00 PM with Council / Board Members Derting, Hudson, and Segala present. Council / Board Member was absent. Pledge of Allegiance was led by Council / Board Member Derting. Invocation was given by City Manager Bragdon.

#### **PRESENTATIONS/APPOINTMENTS**

*(Presentations, Awards, Proclamations, Appointments).*

1. Approving Appointment to the Oversight Board of the Suisun City Council Acting as Successor Agency to the Redevelopment Agency of the City of Suisun City. Mayor's At-Large Appointment.

**Mayor Sanchez announced no appointment would be made.**

2. California Energy Commission Grant Culmination Report on Countywide Implementation of the Retrofit Bay Area Program– (Wooden).

Chuck Rieger, Executive Director of Solano Center for Business Innovation, answered question from the Council / Board Members .

#### **PUBLIC COMMENT**

*(Requests by citizens to discuss any matter under our jurisdiction other than an item posted on this agenda per California Government Code §54954.3 allowing 3 minutes to each speaker).*

Chuck Kingeter suggested travel expenditures be placed on the web site. **Four Council Members were in favor of the Council travel expenses being placed on the City web site.**

#### **CONFLICT OF INTEREST NOTIFICATION - None**

*(Any items on this agenda that might be a conflict of interest to any Councilmembers / Boardmembers should be identified at this time.)*

#### **CONSENT CALENDAR**

*Consent calendar items requiring little or no discussion may be acted upon with one motion.*

#### **Joint City Council / Suisun City Council Acting as Successor Agency**

3. Council/Agency/Commission Approval of the Minutes of the Regular and Special Meetings of the Suisun City Council and Suisun City Council Acting as Successor Agency held on February 21, 2012 and March 6, 2012 – (Hobson).

4. Council/Agency Approval of the February 2012 Payroll Warrants in the amount of \$751,732.49. Council Approval of the February 2012 Payable Warrants in the amount of \$418,411.74 and Agency Approval of the February 2012 Payable Warrants in the amount of \$23,373.35 – (Finance).

**Motion was made by Council / Board Member Derting and seconded by Council / Board Member Hudson to approve Consent Calendar.**

## **GENERAL BUSINESS**

### **City Council**

5. Council Discussion and Direction Regarding Proposal by Sunset Bay Kayaks for a Temporary Structure on Public Property – (Wooden).

Trish Abatiello, owner of Sunset Bay Kayaks, stated her business would be best accommodated on the promenade because line of sight was important to her and answered questions from the Council Members.

Mayor Sanchez read emails from Gerry Raycraft and Heidi & Francesco Pane e Vino Restaurant which were in favor of Ms. Abatiello's proposal.

Laura Calderon commented on the temporary placement of a kiosk and was in favor of allowing the kiosk.

Chuck Kingeter stated favorable comments and encouraged the Council to allow the temporary kiosk.

Council continued placement discussion but could not agree on placement of the kiosk. Mayor Sanchez advised there was no consensus of the Council for direction on this item.

### **PUBLIC HEARINGS: - None**

### **REPORTS: (Informational items only.)**

6. City Manager/Executive Director/Staff
7. Mayor/Council -Chair/Boardmembers

Council / Board Member Segala expressed concern about the traffic flow on Sunset Avenue and Railroad east and west.

Council / Board Member Hudson commented on the shortness of the light signal at Sunset and Railroad.

## **ADJOURNMENT**

There being no further business, Mayor Sanchez adjourned the meeting at 8:31 PM.

Linda Hobson, CMC  
City Clerk

## AGENDA TRANSMITTAL

**MEETING DATE:** April 3, 2012

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**CITY AGENDA ITEM:** Adoption of Council Resolution No. 2012\_\_\_: Accepting the Annual Progress Report on Implementation of City of Suisun City Housing Element for 2011 to State of California Department of Housing and Community Development.

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**FISCAL IMPACT:** There would be no fiscal impact associated with adoption of the proposed Resolution. Failure to adopt the Resolution could result in the loss of future grant funding.

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**BACKGROUND:** The City Council adopted the most recent Housing Element Update in July 2009. The City Council is required by state law to adopt an Annual Progress Report on the implementation of the Housing Element of the General Plan. The adopted Progress Report is then forwarded to the State Office of Planning and Research (OPR) and the Department of Housing and Community Development (HCD). Submission of the required Annual Progress Report allows the City the opportunity to apply for additional grant funds.

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**STAFF REPORT:** Attached is a copy of the City's Annual Progress Report for the time period of January 1, 2011 through December 31, 2011. The report is important for many reasons. It ensures that the City is in compliance with the Housing Element and it is also required in order for the City to qualify for programs and grants such as the Workforce Housing Rewards Grant Program (WFH).

In both 2006 and 2007 the City applied for and received WFH grant funding, which totaled approximately \$581,000. These funds were allocated for various uses including repair of the railing along the waterfront harbor, street sign replacements citywide, the Fire Department's new modular office/dormitory, video cameras in high-crime areas, a portion of the funds for Marina dredging, a portion of the funds for the City Hall emergency generator, file retrieval system, storm channel rehabilitation, and a portion of the funds required for the improvements to Goepf Park.

In order to maintain compliance with the State of California reporting requirements and to qualify for possible grant programs, the Annual Report needs to be submitted to HCD by April 1, 2012.

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**STAFF RECOMMENDATION:** It is recommended that the City Council adopt Resolution No. 2012\_\_\_: Accepting the Annual Progress Report on Implementation of City of Suisun City Housing Element for 2011 to State of California Department of Housing and Community Development.

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**PREPARED BY:**  
**REVIEWED BY:**  
**APPROVED BY:**

John Kearns, Associate Planner  
April Wooden, Community Development Director  
Suzanne Bragdon, City Manager

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**ATTACHMENTS:**

1. Resolution No. 2012\_\_\_: Accepting the Annual Progress Report on Implementation of City of Suisun City Housing Element for 2010 to State of California Department of Housing and Community Development.
2. Annual Progress Report CY 2011.

**RESOLUTION NO. \_\_\_\_**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SUISUN CITY  
ACCEPTING THE ANNUAL PROGRESS REPORT ON IMPLEMENTATION OF THE  
CITY OF SUISUN CITY HOUSING ELEMENT FOR 2011 TO STATE OF CALIFORNIA  
DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT**

**WHEREAS**, California Government Code Section 65400 (a)(2) requires that all cities and counties submit reports to the State of California Department of Housing and Community Development on the City's progress in implementing its housing element; and

**WHEREAS**, the City of Suisun City completed its report and presented the report to the City Council for its review and acceptance on March 20, 2012; and

**WHEREAS**, the Community Development Director is directed to file the progress report with the State of California, Department of Housing and Community Development; and

**WHEREAS**, as evidenced by the content of the progress report, Exhibit A, the City of Suisun City has made progress in the implementation of the adopted goals and policies contained in its Housing Element.

**NOW, THEREFORE, BE IT RESOLVED THAT** the City Council of the City of Suisun City hereby accepts the attached annual progress report and directs the Community Development Director to file said report with the State of California, Department of Housing and Community Development.

**PASSED AND ADOPTED** by the following vote at a special meeting of the City Council of the City of Suisun City, duly held on the 3<sup>rd</sup> day of April 2012:

**AYES:** Council Members:  
**NOES:** Council Members:  
**ABSENT:** Council Members:  
**ABSTAIN:** Council Members:

**WITNESS** my hand and the seal of said City this 3<sup>rd</sup> day of April 2012.

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Linda Hobson, CMC  
City Clerk

# DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

## ANNUAL HOUSING ELEMENT PROGRESS REPORT

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**City or County Name:**

City of Suisun City

**Mailing Address:**

701 Civic Center Boulevard  
Suisun City, CA 94585

**Contact Person:**

April Wooden  
Community Development Director

**Phone:**

(707)-421-7396

**Fax:**

(707)-429-3758

**E-mail:**

awooden@suisun.com

**Reporting Period by Calendar Year:**

From January 1, 2011 to December 31, 2011

***Submitted to:***

Department of Housing and Community Development  
Division of Housing Policy Development  
P.O. Box 952053  
Sacramento, CA 94252-2053

**-and-**

Governor's Office of Planning and Research  
P.O. Box 3044  
Sacramento, CA 95812-3044





**Table A2**  
**Annual building Activity Report Summary for Above Moderate-Income Units**  
**(not including those units reported on Table A)**

	Single Family	2 – 4 Units	5+ Units	Second Unit	Mobile Homes	Total
No. of Units Permitted for <b>Above Moderate</b>	0	0	0	0	0	0

**Table B**  
**Regional Housing Needs Allocation Progress**  
**Permitted Units Issued by Affordability**

Enter Calendar Year starting with the first year of the RHNA allocation period. See Example.		2007	2008	2009	2010	2011	2012	2013	2014		Total Units to Date (all years)	Total Remaining RHNA by Income Level
<b>Income Level</b>		Year 1	Year 2	Year 3	Year 4	Year 5	Year 6	Year 7	Year 8	Year 9		
Very Low	Deed Restricted	173	110	0	0	0	0				110	63
	Non-deed Restricted											
Low	Deed Restricted	109	64	0	0	0	0				64	45
	Non-deed Restricted											
Moderate	Deed Restricted	94	0	0	0	0	0				0	94
	Non-deed Restricted											
Above Moderate		234	126	31	0	0	0				157	77
Total RHNA by COG. Enter allocation number:		610									331	279
Total Units ▶ ▶ ▶		300	31	0	0	0						

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Remaining Need for RHNA Period ▶ ▶ ▶ ▶ ▶

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Suisun City Annual Housing Report  
 April 1, 2012

Policy	Program	Deadline	Status of Implementation
<b>Goal 1</b> – Provide housing opportunities for all segments of the community to meet current and future needs.			
<p><b>Policy 1.A:</b> Ensure that there are sites available to accommodate the City's housing needs.</p>	<p><b>Program 1.A-1:</b> Plan for the construction of new housing according to ABAG's Regional Share. Continue to plan for and facilitate private construction of 610 dwelling units with the following allocation shown in Table 1.A of the adopted Housing Element.</p> <p>To provide for the development of the City's 610 dwelling unit allocation the City will complete the following actions:</p> <ul style="list-style-type: none"> <li>• The City will rezone one site from General Commercial to High Density Residential (APN 0174-120-130) which will be completed by June 30, 2010 (program 1.B.1). This site will allow for 20 units per acre by right and allow a minimum of 16 units on this site. The City will also amend its R-H zone to require a minimum density of 20 units per acre by right without discretionary review.</li> <li>• The City will also adopt a Transit-Oriented Development (TOD) Overlay District. The district boundary is from Main Street to the east, Sacramento Street to the south, and Highway 12 to the north. When adopted, the residential components of mixed-use projects in the TOD Overlay District will have a maximum allowable density of 25 dwelling units per acre and will permit residential units on second and third floors above commercial spaces by right. The TOD Overlay</li> </ul>	<p>The Regional Housing Needs Assessment covers the period of time between 2009-2014.</p> <p>The rezoning of one site from General Commercial to High Density Residential (APN 0174-120-230) (Table 32) will be completed by June 30, 2010.</p> <p>The City will adopt the TOD District by June 2010 and consider lot consolidation as part of the TOD District to be adopted by June 2010.</p>	<p><b>Progress:</b> The City has permitted 331 units: 110 were permitted for very low-income, 64 for low-income, 0 for moderate-income, and 234 above moderate-income households.</p> <p><b>Progress:</b> The City is going through a General Plan and Zoning Ordinance Update. Estimated completion is late 2012. Integrated into this process the City will pursue appropriate rezonings and amendments to City documents.</p> <p><b>Progress:</b> The City is going through a General Plan and Zoning Ordinance Update. Estimated completion is late 2012. Integrated into this process the City will pursue appropriate rezonings and amendments to City documents.</p>

Policy	Program	Deadline	Status of Implementation
	<p>District will contain specific parcels, including the vacant 0.99 acre parcel on Common Street (APN 32-081-11), which will be restricted to residential development at a minimum of 33 dwelling units per acre. The minimum density established for the Common Street parcel accommodates the City's remaining lower income housing need. There will be approximately 4 acres of vacant and underutilized land in the TOD Overlay District.</p> <ul style="list-style-type: none"> <li>To help facilitate the development of small lots in the TOD Overlay, the City will consider a lot consolidation program that offers progressively higher densities/intensities (above 25 units per acre) as an incentive to consolidate lots. There is one group of small sites identified in that are suitable for consolidation. The group of sites is located along Main Street and if combined, would yield a 0.62 acre parcel with a minimum capacity of 12 units.</li> </ul> <p>The City will also provide regulatory and financial incentives listed in Program 1.C.1. including but not limited to financial assistance (based on availability of federal, state, local, and private housing funds), expedited development review, streamlined development application processing, modification of development requirements such as reduced parking standards for seniors, assisted care, and special needs</p>		<p><b>Progress:</b> The City is going through a General Plan and Zoning Ordinance Update. Estimated completion is late 2012. Integrated into this process the City will pursue appropriate rezonings and amendments to City documents.</p> <p><b>Progress:</b> The Agency continued to fund the affordable housing programs to address the needs of very-low to moderate-income households through continued administration of a First-Time Homebuyer Program that provided low- and moderate-income households with up to 35% of the purchase price in down payment assistance in the form of shared equity 2<sup>nd</sup> mortgages to</p>

Suisun City Annual Housing Report  
 April 1, 2012

Policy	Program	Deadline	Status of Implementation
	<p>housing on a case-by-case basis, and other incentives to be determined.</p>		<p>purchase foreclosed homes. In 2010-11, the Agency funded 18 loans totaling over \$800,000 which leveraged into approximately \$3,260,000 of housing stock. Since the program's inception in 2008-09, the Agency has assisted 39 first-time homebuyer households and one non-profit agency, with a total aggregate loan amount of over \$1.95 million resulting in over \$7.9 million in foreclosed residential real estate returning to productive private ownership. The Agency originally budgeted \$4.4 million in Housing Set-Aside monies to fund this program. In addition to creating affordable home ownership opportunities, this program was designed to help deal with the significant balance of foreclosures currently on the market and to eliminate blight in neighborhoods.</p> <p>With the adoption of AB 1X 26, which eliminated Redevelopment Agencies, the City is now exploring alternative approaches to continue this program.</p> <p><b>Effectiveness:</b> Despite a tough economic market, the City is more than halfway to meeting its RHNA allocation (331 units permitted and 279 units remaining). 39 First-Time Homebuyers received assistance through December 31, 2011.</p>



Suisun City Annual Housing Report  
 April 1, 2012

Policy	Program	Deadline	Status of Implementation
<p><b>Policy 1.C:</b> The provision of a balanced inventory of housing in terms of unit type (e.g. single-family, multi-family, etc.), cost, and style will allow the City to fulfill a variety of housing needs.</p>	<p><b>Program 1.C.1:</b> Annually review and update the City's inventory of properties that are suitable for redevelopment and continue to identify the potential number of additional dwelling units on such sites based on the age, condition, and density of existing land uses in relation to zoning or specific plan requirements. The City will continue to make the inventory available to interested residential developers via the City's website and through predevelopment meetings.</p> <p><b>Program 1.C.2:</b> Continue to provide regulatory and financial incentives to increase the probability that residences will be constructed in commercial zones, either as single-use projects or in mixed-use developments, particularly within the City's Downtown/Waterfront Specific Plan area. The City will offer the following regulatory and financial incentives including but not limited to financial assistance (based on availability of federal, state, local, and private housing funds), expedited development review, streamlined development application processing, modification of development requirements, such as reduced parking standards for seniors, assisted care, and special needs housing on a case-by-case basis, and other incentives to be determined.</p>	<p>Post the Housing Element on the City's website as soon as it is adopted (July 2009) and contact affordable housing developers annually to provide them with a list of vacant and underutilized sites for the development of affordable housing</p> <p>The City will continue to work with developers to provide regulatory incentives including fee deferments and flexible development standards as projects are submitted to the Community Development Department. The City will use redevelopment set-aside funds to develop extremely low-; very low-; low-; and moderate-income projects and assist developers with securing additional financing as projects are submitted to the Community Development Department and funds are available.</p>	<p><b>Progress:</b> With the adoption of AB 1X 26, which eliminated Redevelopment Agencies, the City is now exploring alternative approaches to continue this program.</p> <p><b>Effectiveness:</b> Yet to be determined.</p>
<p><b>Policy 1.D:</b> Establish affordable housing goals for new development for the production of extremely low-; very low-; low-, moderate-, and above moderate-income</p>	<p><b>Program 1.D.1:</b> The City shall review the establishment of a program requiring developers of residential development to either: (a) provide a percentage of their unit at a below-market rent or price; (b) pay a fee; or (c) propose alternative measure to</p>	<p>The City will decide whether it is going to pursue an inclusionary housing ordinance by June 2010.</p>	<p><b>Progress:</b> Due to market conditions which staff has verified with developers, it has been determined that there is no monetary differentiation between market rate and affordable housing currently.</p>

Policy	Program	Deadline	Status of Implementation
<p>housing in the City.</p>	<p>meet their affordable housing requirements determined by an ordinance that will be drafted.</p> <p><b>Program 1.D.2:</b> To promote the financial feasibility of producing affordable housing units utilizing density bonuses and incentives and concessions the City will adopt a density bonus ordinance in compliance with Government Code Section 65915. The City will reserve the option of granting an additional density bonus to increase the financial feasibility of an affordable housing project that includes extremely low-; very low-; and low-income units.</p> <p><b>Program 1.D.3:</b> To help bolster the quality of the City's neighborhoods while providing affordable home-ownership opportunities for those entering the real estate market for the first time the City created a First-Time Homebuyer Program that provides low and moderate income households with up to 35 percent of the purchase price in down payment assistance in the form of 2nd mortgages to purchase foreclosed homes. The Agency budgeted \$4.4 million in Housing Set-Aside monies to fund this program. In addition to creating affordable home ownership opportunities, this program is designed to help deal with the significant balance of foreclosures currently on the market and to eliminate blight in neighborhoods located within the Agency's Project Area.</p>	<p>The City will provide density bonuses as projects are received by the Community Development Department.</p> <p>2009-2014</p>	<p>\$1,950,000 of HSA monies were invested in the First-Time Home Buyers Program since its inception. AB 1X 26 has eliminated this funding source.</p> <p><b>Effectiveness:</b> Once the housing market rebounds the City will consider adoption of an inclusionary housing ordinance.</p> <p><b>Progress:</b> The First-Time Home Buyers Program continued to be a success investing \$1,950,000 from Housing Set-A-Side Funds. AB 1X 26 has eliminated this funding source.</p>

Suisun City Annual Housing Report  
 April 1, 2012

Policy	Program	Deadline	Status of Implementation
<p><b>Policy 1.E:</b> Apply for state, federal, and other programs for which the City would be the applicant, or a co-sponsor, and work with nonprofit and for-profit developers to make use of those programs directed to homebuilders.</p>	<p><b>Program 1.E.1:</b> Provide financial incentives to make construction of affordable housing economically feasible by applying for state and federal subsidies. The City will make use of all available programs for which it is eligible to apply and for which eligible projects have been identified. The City will assist nonprofit housing corporations and for-profit developers in applying for state and federal funds for eligible projects (i.e., HOME Program and Community Block Development Grants). If necessary, the City will also use Redevelopment Housing Set-Aside Funds to pay permit or impact fees for residential projects containing extremely low-; very low; and low-income units. The Redevelopment Agency will consider the use of housing set-aside funds as gap financing to provide additional financial incentives when necessary.</p> <p><b>Program 1.E.2:</b> The City will continue to seek interested nonprofit housing sponsors/ developers to make use of available financing techniques for affordable housing projects. The City will identify for-profit and nonprofit housing developers interested in developing affordable housing in Suisun City.</p> <p><b>Program 1.E.3:</b> The City will annually meet with representatives of Solano County, Vallejo, Fairfield, Vacaville, and/or other jurisdictions to determine interest in, and feasibility of, applying for a mortgage revenue bond or mortgage credit certificate allocation. The City will investigate at least one allocation and either issue bonds or</p>	<p>Use RDA set-aside funds as designated in the Redevelopment Implementation Plan and apply for additional funding as Notice of Funding Available (NOFAs) is released by the state. The City will post the Housing Element on the City's web site as soon as it is adopted and contact affordable housing developers annually to provide them with a list of vacant and underutilized sites for the development of affordable housing (also see PROGRAM 1.C.1).</p> <p>Contact nonprofit housing sponsors as funding in sites, potential projects, and funding is available.</p> <p>Annually meet representatives from the County and representatives from the other cities in the County to discuss interest in apply for mortgage revenues bonds or mortgage credit certificates.</p>	<p><b>Progress:</b> The City continues to be committed to locating and working with nonprofit housing developers to build projects. Unfortunately, the market has not allowed the City to have any success at this juncture. In addition, the City will continue to work with other local jurisdictions to accomplish the goals of the Housing Element.</p> <p>The City secured approximately \$955,000 in Neighborhood Stabilization Program funds and has contracted with Mercy Housing/NeighborWorks to purchase and rehabilitate foreclosed homes.</p> <p><b>Effectiveness:</b> Eleven properties have been purchased through this program with nine being sold to FTHB and the other two currently under rehabilitation.</p>

Policy	Program	Deadline	Status of Implementation
	<p>mortgage credit certificates, depending on the financial feasibility of issuing bonds. If the use of the first allocation is successful, the City will apply for a second allocation.</p> <p>To implement this program, the City will:</p> <ul style="list-style-type: none"> <li>• Reach an agreement on the City's financial participation if a bond or certificate issuance is determined to be feasible;</li> <li>• Promote the availability of the bond financing within the local development community to generate interest in using this resource to develop affordable housing units meeting bond program requirements; and</li> <li>• Refer interested developers to the administering agency for participation in the program.</li> </ul> <p><b>Program 1.E.4:</b> The City will use the Redevelopment Agency funds to supplement state, federal, and private funding sources, if available and if needed, to complete affordable housing projects. The first priority for the Redevelopment Agency housing set-aside funds will be for housing rehabilitation. Remaining funds will be available to supplement other financing sources as needed.</p>	<p>If feasible, apply for first allocation in 2009. If the program is successful, the City will apply for the second allocation in 2010.</p> <p>2009-2014, as projects are submitted to Redevelopment Agency.</p>	
<p><b>Policy 1.F:</b> Continue to allow second units and other alternative types of housing.</p>	<p><b>Program 1.F.1:</b> The City will continue to implement the second dwelling unit ordinance that follows the requirements of state law (Government Code Section</p>	<p>2009-2014. The City will amend the Zoning Ordinance to include the state law language that was</p>	<p><b>Progress:</b> As part of the Zoning Ordinance update process, the City will amend the relevant section(s) to ensure that the City is in compliance with state</p>

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Policy	Program	Deadline	Status of Implementation
	<p>65852.1) in allowing second dwelling units on any residential lot subject to ministerial review (or Planning Commission review, as applicable). The second dwelling unit ordinance has the following requirements:</p> <ul style="list-style-type: none"> <li>• A second unit may be established on any residentially zoned parcel, which permits single-family dwellings containing an existing single-family dwelling.</li> <li>• An applicant must be both an owner and the current resident of the property for which a second unit is proposed.</li> <li>• The second unit can either be attached to and designed to be located within the living area of the existing dwelling, or detached from and no less than ten feet from the existing single family dwelling, and such unit shall be architecturally integrated into the existing building design.</li> <li>• The proposed increase in gross floor area of an attached or detached second unit shall not exceed:               <ol style="list-style-type: none"> <li>1. Eight-hundred square feet for lots smaller than ten thousand square feet in size;</li> <li>2. One-thousand square feet lots equal to or larger than ten thousand square feet in size.</li> </ol> </li> <li>• Detached second units shall be</li> </ul>	<p>passed in 2005 that removes discretionary review.</p>	<p>law. Staff continues to provide the state law literature to local homeowners on request.</p> <p>As part of the ongoing General Plan Update and Zoning Ordinance Update, the City is analyzing ways to plan for and encourage second units and other alternative types of housing, including the establishment of a TOD District</p> <p><b>Effectiveness:</b> Yet to be determined.</p>

Policy	Program	Deadline	Status of Implementation
	<p>located no closer than five feet from any side or rear property lines.</p> <ul style="list-style-type: none"> <li>As part of any such building permit application, the applicant shall submit a copy of the deed to the property including a full and complete set of any conditions, covenants and restrictions.</li> </ul> <p><b>Program 1.F.2:</b> The City will adopt a Transit-Oriented Development (TOD) Overlay District. The district boundary is from Main Street to the east, Sacramento Street to the south, and Highway 12 to the north as specified by the TOD Feasibility Study (Draft as of April 2008). The City promotes the development of mixed use and TOD projects through the Suisun City Redevelopment Agency, which meets with interested developers and discusses the City's mixed-use and TOD opportunities. The Agency also provides financial assistance for mixed-use projects through its tax increment fund. Residential components of mixed use projects in the TOD Overlay District will have a maximum allowable density of 25 dwelling units per acre and will permit residential units on second and third floors above commercial spaces. There will be approximately 4 acres in the TOD Overlay District (sites are listed in Table 33) that will accommodate owner and rental multifamily uses that will be permitted by-right on the second and third floors and through a lot consolidation program (Program 1.A.1). The City will also provide the regulatory and development standards listed in Program 1.C.2.</p>	<p>The City will adopt the TOD District by June 2010.</p>	<p><b>Progress:</b> The City is going through a General Plan and Zoning Ordinance Update. Estimated completion is late 2012. Integrated into this process the City will pursue appropriate rezonings and amendments to City documents.</p>

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Policy	Program	Deadline	Status of Implementation
	<p><b>Program 1.F.3:</b> The City will amend the Downtown Waterfront Main Street Commercial (DW-MC) district to allow for residential uses on the second and third floors above commercial spaces and other types of residential housing at the same density as the High-Density Residential District (R-H) (14-21).            To further support meeting the needs for a mix of housing types the City recently adopted the FOCUS: PDA for the entire Downtown Specific plan area and a 30+ acre parcel, located within less than ¼ mile from the train station. The City promotes this opportunity through the Suisun City Redevelopment Agency, which meets with interested developers and discusses the City’s mixed-use opportunities. The Agency also provides financial assistance for mixed-use projects through its tax increment fund. In addition, the Commercial/Office/Residential (C/O/R) Designation allows 50 percent of the sites to be developed with residential.</p> <p><b>Program 1.F.4:</b> The City will continue to allow construction of duplexes on corner lots and other flexible housing designs according to City design guidelines.</p>	<p>Amended by June 2010.</p> <p>2009-2014, as projects are received through the Community Development Department.</p>	
<p><b>Policy 1.G:</b> The City will continue to implement design guidelines for new residential construction to ensure a maximum level of housing design quality.</p>	<p><b>Program 1.G.1:</b> The City will evaluate development proposals based upon development standards, the distinctiveness of design and compatibility with existing residential development within the vicinity of the proposal. The City will evaluate the</p>	<p>2009-2014, as projects are received through the Community Development Department.</p>	<p><b>Progress:</b> The City has historically put considerable emphasis on design and compatibility with neighboring uses and will continue to do so.</p> <p><b>Effectiveness:</b> The City has found this</p>

Policy	Program	Deadline	Status of Implementation
	compatibility with the physical and environmental characteristics of the area in which a development proposal is to be located and by using the specific plan and planned unit development processes, the City will encourage the distinctiveness of new residential neighborhoods.		approach to be effective in the past and anticipates the same in the future.
<b>Policy 1.H:</b> The City will encourage the Planned Use Development (PUD) zoning in medium- and high-density residential zones.	<b>Program 1.H.1:</b> The City will continue to use PUD zoning to offer greater housing choice for residents and greater flexibility for developers than in conventional zone districts. The PUD zone enables developers to provide a great range of housing units that can accommodate a variety of needs.	Consider using PUD zoning where appropriate and as projects are submitted to the Community Development Department.	<b>Progress:</b> The City has been receptive to PUD's in the past and anticipates the same to be true in future years.  <b>Effectiveness:</b> The City has found this approach to be effective in the past and anticipates the same in the future.
<b>Policy 1.I:</b> The City will evaluate its progress in achieving its Housing Element Goals.	<b>Program 1.I.1:</b> As required by state law (Government Code Section 65400), the City will annually review and evaluate its progress in meeting Housing Element objectives and prepare a report to the City Council on annual achievements. The City will alter existing housing strategies or develop new strategies as needed to meet changing City needs. In addition, as required by state law, the City will forward its adopted Housing Element to local water and sewer providers.	Submit annual reports starting January 2009, and annually thereafter. The City will submit its adopted Housing Element to local water and sewer providers upon adoption of this Housing Element.	<b>Progress:</b> The City has been in compliance with CGC Section 65400 by preparing an annual report on progress toward implementing the City's Housing Element. Housing Element copies have been forwarded to the local water purveyor.  <b>Effectiveness:</b> The City has been successful in the implementation of this policy.
<b>Goal 2 – Preserve the stock of existing housing.</b>			
<b>Policy 2.A:</b> Preserve existing housing, in particular housing affordable to low- and moderate-income	<b>Program 2.A.1:</b> Rehabilitate substandard dwelling units and those occupied by low- and moderate-income households using Redevelopment Agency set-aside and state	2009-2014	<b>Progress:</b> The City, through the Neighborhood Stabilization Program, has secured approximately \$955,000 to purchase and rehabilitate substandard

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Policy	Program	Deadline	Status of Implementation
households.	<p>funds. The City will seek complementary sources of financing from private organizations and other public agencies. To comply with the requirements of state law, at least 30 percent of the dwelling units rehabilitated in the redevelopment area will be affordable to low- and moderate-income households.</p> <p><b>Program 2.A.2:</b> The City will assist nonprofit housing corporations seeking to acquire and maintain privately owned, government-subsidized housing developments, which could convert to market-rate housing under state or federal loan agreements. Acquisition will be by negotiated sale. The City will use redevelopment housing set-aside funds to rehabilitate such units, if necessary, to preserve their use for low- and moderate-income households. Note: At present, there is only one "at risk" assisted rental housing project in Suisun City (Village Apartments), which is operated by the Solano Affordable Housing Foundation. This program will only take effect if the Solano Affordable Housing Foundation decides to transfer ownership or management of Village Apartments.</p> <p>The City will continue the following activities during the five-year period of the housing element to maintain affordability of these units. The Community Development Department will implement these efforts. Funding sources to support the implementation of these efforts is specified where appropriate. The efforts listed below represent a varied strategy to mitigate potential loss of "at-risk" units due to</p>	2009-2014	<p>dwelling units. Nine homes have already been sold to First Time Homebuyer households and a total of Eleven have been purchased.</p> <p><b>Effectiveness:</b> Eleven properties have been purchased through this program with Nine being sold to FTHB households and the other two currently under rehabilitation.</p> <p><b>Progress:</b> Ongoing.</p>

Policy	Program	Deadline	Status of Implementation
	<p>conversion to market-rate units. These local efforts utilize existing City and local resources. They include efforts to secure additional resources from the public and private sector should they become available.</p> <ul style="list-style-type: none"> <li>• Administer an Acquisition and Rehabilitation Program to assist for-profit and non-profit developers in acquiring and rehabilitating housing units that preserve affordability in rental projects that are at-risk of converting to market rents.</li> <li>• Monitor owners of at-risk projects on an ongoing basis, at least every six months, in coordination with other public and private entities to determine their interest in selling, prepaying, terminating or continuing participation in a subsidy program.</li> <li>• Maintain and annually update the inventory of “at-risk” projects through the use of existing databases (e.g., HUD, State HCD and California Tax Credit Allocation Committee).</li> <li>• Take all necessary steps to ensure that a project remains in or is transferred to an organization capable of maintaining affordability restrictions for the life of the project, including proactively ensuring notices to qualified entities, coordinating an action plan with qualified entities upon notice and assisting with financial resources or</li> </ul>		

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Policy	Program	Deadline	Status of Implementation
	<p>supporting funding applications.</p> <ul style="list-style-type: none"> <li>• Bi-annually coordinate with HUD to monitor projects approved to convert to ensure that any required assistance (or assistance that the owner has agreed to provide) to displaced tenants is carried out in a timely manner. Ensure projects are monitored to see if they are subject to other State or local requirements regarding the provision of assistance to displaced tenants.</li> <li>• Annually monitor local investment in projects that have been acquired by non-or for-profit entities to ensure that properties are well managed and maintained and are being operated in accordance with the City's property rehabilitation standards.</li> <li>• Work with owners, tenants and non-profit organizations to assist in the non-profit acquisition of at-risk projects to ensure long-term affordability of the development. Annually contact property owners, gauge interest and identify non-profit partners and pursue funding and preservation strategy on a project basis.</li> <li>• Annually meet with stakeholders and housing interests to participate and support, through letters and meetings and technical assistance with local legislators in federal,</li> </ul>		

Policy	Program	Deadline	Status of Implementation
	<p>State or local initiatives that address affordable housing preservation (e.g., support State or national legislation that addresses at-risk projects, support full funding of programs that provide resources for preservation activities).</p> <ul style="list-style-type: none"> <li>• Use available financial resources to restructure federally assisted preservation projects, where feasible, in order to preserve and/or extend affordability.</li> <li>• Annually identify funding sources for at-risk preservation and acquisition rehabilitation and pursue these funding sources at the federal, State or local levels to preserve at-risk units on a project-by-project basis.</li> <li>• Continue to assist owners or purchasers of existing Mortgage Revenue Bond (MRB) projects to refund their bonds in exchange for augmented and/or extended affordability controls. Annually contact property owners to gauge interest, provide list of resources available for refund and negotiate terms on a project-by-project basis.</li> </ul>		
<p><b>Policy 2.B:</b> Create additional affordable housing opportunities within the City's existing stock of housing.</p>	<p><b>Program 2.B.1:</b> The Suisun City Housing Authority will continue to seek additional Section 8 vouchers for its very low-income residents to reduce the number of such households paying more than 30 percent of their incomes for housing expenses when</p>	<p>2009-2014</p>	<p><b>Progress:</b> No additional vouchers have been obtained to date, but the Housing Authority will continue to seek additional vouchers.</p> <p><b>Effectiveness:</b> Yet to be determined.</p>

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Policy	Program	Deadline	Status of Implementation
	funding for additional vouchers become available and the Authority becomes available to apply for such funding.		
<p><b>Policy 2.C:</b> Replace housing affordable to low- and moderate-income households in the redevelopment area that has been removed.</p>	<p><b>Program 2.C.1:</b> The City will use a combination of rehabilitation and new construction to replace those units affordable to low- and moderate-income households. At least 75 percent of these replacement units should be at comparable cost to the units being removed. A portion of the replacement housing needs will be met through rehabilitation and affordability guarantees on existing dwelling units. The remaining replacement needs will be met through new construction.</p> <p>The City will continue to implement relocation guidelines to assist low- and moderate-income households displaced in the Redevelopment Area to find replacement housing. Private property owners seeking to remove dwelling units occupied by low- and moderate-income households will be required to pay relocation expenses to the affected household, subject to guidelines regarding prior notice and length of residency of the occupant. Between 2009 and 2014, the Redevelopment Agency does not anticipate removing housing units occupied by low- or moderate-income households. This program will be triggered only if such removal occurs.</p>	2009-2014.	<p><b>Progress:</b> No units have been removed during this planning period.</p> <p><b>Effectiveness:</b> N/A</p>
<p><b>Goal 3 – Plan and encourage the development of housing to meet the housing needs of special population groups.</b></p>			
<p><b>Policy 3.A:</b> Address the needs of population groups with special characteristics. These groups include homeless individuals,</p>	<p><b>Program 3.A.1:</b> Pursuant to Senate Bill (SB) 2, staff will amend the City Zoning Ordinance to allow emergency shelters as a permitted use in the ML (Manufacturing Light) district without a conditional use</p>	City staff will prepare Zoning Ordinance amendments by June 2010.	<p><b>Progress:</b> These amendments will be addressed during the City's Zoning Ordinance update process which will be completed by late 2012.</p>

Policy	Program	Deadline	Status of Implementation
<p>minorities facing discrimination, single-parent (particularly female-headed) households, older adults, military personnel and their families, large families, and mobility-impaired individuals.</p>	<p>permit or other discretionary review. This district is appropriate for shelters because it is in the City's downtown area where transit and services would be available to shelter inhabitants. There are currently ~12.26 acres of vacant and underutilized land in the ML zone district area. In addition the City will evaluate adopting development and managerial standards that will be consistent with Government Code Section 65583(a)(4) and consistent with the development standards in the ML district. These standards may include such items as:</p> <ul style="list-style-type: none"> <li>• Lighting</li> <li>• On-site management</li> <li>• Maximum number of beds or persons to be served nightly by the facility</li> <li>• Off-street parking based on demonstrated need</li> <li>• Security during hours that the emergency shelter is in operation</li> </ul> <p><b>Program 3.A.2:</b> Pursuant to SB 2, the City must explicitly allow both supportive and transitional housing types in all residential zones. The City currently allows group homes for six or fewer persons by-right in residential zones and homes for more than six persons with a CUP. To clarify that group homes include transitional and supportive housing uses, the City will update its Zoning Ordinance to include separate definitions of transitional and supportive housing as defined in Section</p>	<p>City staff will prepare Zoning Ordinance amendments by June 2010.</p>	<p>The City will continue to make information available to the public regarding state and federal fair housing laws.</p> <p>The City will continue to meet with Travis Air Force Base regarding the unmet housing needs of military personnel.</p> <p><b>Effectiveness:</b> Yet to be determined</p> <p><b>Progress:</b> The City is going through a General Plan and Zoning Ordinance Update. Estimated completion is late 2012. Integrated into this process the City will pursue appropriate rezonings and amendments to City documents.</p>

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Policy	Program	Deadline	Status of Implementation
	<p>50675.2 of Health and Safety Code sections 50675.2 and 50675.14. Both transitional and supportive housing types will be allowed as a permitted use subject only to the same restrictions on residential uses contained in the same type of structure. Transitional facilities are classified as temporary rental housing for at least 6 months but where units are re-circulated to other program recipients after a set period. Taking several forms, transitional housing may be group housing or multi-family units and can include supportive services. Supportive housing does not have a limit on the length of stay and is linked to either onsite or offsite services that can include medical services, childcare services, counseling, legal assistance, money management, job skills training and a variety of other services in place to help individuals gain independent living skills.</p> <p><b>Program 3.A.3:</b> The City will provide information on state and federal fair housing laws and refer discrimination complaints to the Fair Employment and Housing Commission. The City will continue to make available, at City Hall and on the City's website, and distribute information on state and federal fair housing laws to rental property owners, lenders, and real estate agents in the City.</p> <p><b>Program 3.A.4:</b> The City will cooperate with nonprofit housing corporations and for-profit developers specializing in housing for adults 55 years of age and above to accommodate housing that meets the needs of this age group. This will include actions by both the</p>	<p>2009-2014</p> <p>Through the predevelopment review process, the City will discuss the options of providing senior housing.</p>	<p><b>Progress:</b> Ongoing.</p> <p><b>Progress:</b> City was successful in obtaining a Community Development Block Grant Planning and Technical Assistance grant to study potential development of senior housing. Study</p>

Policy	Program	Deadline	Status of Implementation
	<p>Community Development Department and the Redevelopment Agency. Specific actions that the City will undertake include:</p> <ul style="list-style-type: none"> <li>• Use density bonus and the planned unit development (PUD) process to facilitate the development of housing for older adults at sufficient density to make such projects financially feasible.</li> <li>• Assist developers in locating suitable sites, depending on the type of housing proposed. Examples include rental apartments with common areas designed specifically for social events of interest to older adults, housing which includes common dining facilities and limited health care services; congregate care housing, with 24-hour full health care services.</li> <li>• Provide assistance to older, low-income homeowners to rehabilitate their homes.</li> <li>• Assist developers interested in converting or retrofitting existing residential buildings to meet the needs of older adults. This could include technical assistance in applying for state and federal funding, local financial assistance through redevelopment housing set-aside funds, and the waiving of certain fees and/or development requirements to increase the</li> </ul>		<p>is anticipated to be completed before the end of the year (2012).</p>

Policy	Program	Deadline	Status of Implementation
	<p>financial feasibility of providing such housing.</p> <ul style="list-style-type: none"> <li>Assist in the funding of affordable housing for older adults, including application for state and federal funds, the use of redevelopment agency housing set-aside funds (if available), and/or the issuance of tax-exempt bonds to provide low-cost financing (see Policy 1.0 and related Programs).</li> </ul> <p><b>Program 3.A.5:</b> The City will cooperate with Travis Air Force Base officials to identify any unmet needs among military personnel for affordable housing in Suisun City.</p> <p><b>Program 3.A.6:</b> The City will encourage that affordable rental housing developments contain an appropriate percentage of three- and four-bedroom dwelling units. Specific actions that the City will undertake include:</p> <ul style="list-style-type: none"> <li>Assist developers in applying for available state and federal programs and redevelopment housing set-aside funds, if available, to provide development subsidies (low-cost financing, land write-down, or other incentives). (See Policy 1.0 and related Programs)</li> <li>Provide density bonuses for developers who include large family units in rental housing</li> </ul>	<p>Annually meet with representatives of Travis Air Force Base to determine whether unmet housing needs exist.</p> <p>2009-2014</p>	<p><b>Progress:</b> Meeting scheduled for April 2012.</p> <p><b>Progress:</b> Ongoing - no current interest.</p>

Policy	Program	Deadline	Status of Implementation
	<p>developments.</p> <p><b>Program 3.A.7:</b> The City will continue to comply with ADA requirements for accessibility and adaptability of new residential buildings to meet the needs of mobility-impaired persons.</p> <p><b>Program 3.A.8:</b> The City will cooperate with, and provide assistance to, organizations seeking to develop or convert residential buildings for use as group homes for persons with disabilities that prevent them from using conventionally designed housing.</p> <p>Specific actions that the City will take are:</p> <ul style="list-style-type: none"> <li>• Assist in identifying suitable sites; review planning and zoning documents for modifications that could increase feasibility of such housing.</li> <li>• Consider using Redevelopment Housing Set-Aside funds to pay permit fees for group homes serving low-income clients.</li> <li>• Assist developers in applying for available state and federal programs and redevelopment housing set-aside funds, if available, to provide development subsidies (low-cost financing, land write-down, or other incentives). (See Policy 1.0 and related Programs.)</li> </ul>	<p>2009-2014</p> <p>On an ongoing basis, identify suitable locations within the City.</p>	<p><b>Progress:</b> Ongoing.</p> <p><b>Progress:</b> Ongoing.</p>

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Policy	Program	Deadline	Status of Implementation
	<p><b>Program 3.A.9:</b> Develop and formalize a general process that a person with disabilities will need to go through in order to make a reasonable accommodation request in order to accommodate the needs of persons with disabilities and streamline the permit review process. The City will provide information to individuals with disabilities regarding reasonable accommodation policies, practices, and procedures based on the guidelines from the California Housing and Community Development Department (HCD). This information will be available through postings and pamphlets at the City and on the City's website.</p> <p><b>Program 3.A.10:</b> The City's Zoning Ordinance allows for the development of rooming houses and boardinghouses by right in the medium- and high-density residential zones and conditionally in the historic-residential zone. Recent legislation known as Assembly Bill (AB) 2634 requires that "single-room occupancy units" (SROs) are explicitly allowed in the City's Zoning Ordinance. Therefore, the City will add "SRO" to the definition of "rooming houses and boardinghouses" to clarify that SROs are permitted as described in these zones. The City will prioritize funding for the development of SROs or similar types of units to assist with the development of extremely low-income housing.</p>	<p>Develop a reasonable accommodations procedure by July 2010.</p> <p>June 30, 2010</p>	<p><b>Progress:</b> Ongoing.</p> <p><b>Progress:</b> The City is going through a General Plan and Zoning Ordinance Update. Estimated completion is late 2012. Integrated into this process the City will complete necessary rezonings and amendments.</p>

Policy	Program	Deadline	Status of Implementation
<b>Goal 4 – Encourage energy conservation.</b>			
<p><b>Policy 4.A:</b> Encourage energy conservation in new development design and construction and in the rehabilitation of existing housing.</p>	<p><b>Program 4.A.1:</b> Suisun City will continue to check building plans for compliance with state energy conservation standards for new residential buildings.</p> <p><b>Program 4.A.2:</b> The state energy conservation requirements address energy conservation in the construction of dwelling units. Additional energy conservation can be obtained from development patterns that encourage conservation. The City will continue to implement design guidelines for site development that encourage energy conservation. These guidelines will address the use of landscaping to reduce energy use, the orientation and configuration of buildings on a site, and other site design factors affecting energy use and will become part of the City's overall development standards.</p> <p><b>Program 4.A.3:</b> Substantial energy conservation and reduced utility payments can be realized from weatherizing and insulating older dwelling units. Many low-income home owners, and owners of rental units whose occupants are low-income, lack the financial resources to undertake such home improvements. The City will continue to help low-income homeowners apply for assistance from other agencies to make energy conservation improvements. In addition, the City will conduct an outreach effort targeted towards lower income households that includes website updates, flyers and pamphlets containing eligible energy conservation savings programs, participating agencies (i.e. PG&amp;E) and</p>	<p>2009-2014</p> <p>June 30, 2010</p> <p>June 30, 2010</p>	<p><b>Progress:</b> The City will continue the practice of reviewing building plans regarding compliance with state energy conservation standards for new residential buildings. In addition, the Zoning Ordinance update will address new energy efficient standards.</p> <p>The City recently adopted a revised Water-Efficient Landscape Ordinance which complies with AB 1881. This is one step the City believes will lead to reduced energy usage.</p> <p><b>Effectiveness:</b> Yet to be determined.</p> <p><b>Progress:</b> Recently Solano County determined that it would not have the staff capacity to act as lead local implementer for the California Energy Commission Retrofit Bay Area Program, with a potential loss of over \$460,000 in funding for county-wide energy efficiency activities. The City has agreed to serve as the lead local implementer for the Retrofit Bay Area Program and is contracting with the Solano Center for Business Innovation to assist in implementing the scope of work for Solano County.</p> <p><b>Effectiveness:</b> Yet to be determined.</p>

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<b>Policy</b>	<b>Program</b>	<b>Deadline</b>	<b>Status of Implementation</b>
	contact information.		

## AGENDA TRANSMITTAL

**MEETING DATE:** April 3, 2012

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**CITY AGENDA ITEM:** Consideration of Proposed Fireworks Ordinance and Implementing Resolutions.

1. Council Consideration of, Waive Reading, and Introduction of Ordinance No. \_\_: Amending City Code Title 8, Chapter 8.04 – “Fireworks” to Permit the Sales of Safe and Sane Fireworks, and to Regulate Other Fireworks Related Activities; and
2. Adoption of Resolution No. 2012-\_\_: Adopting Certain Findings and the Policy Directives to Implement the Sales and Use of Safe and Sane Fireworks as Allowed by Title 8, Chapter 8.04 of the City Code; and
3. Adoption of Resolution No. 2012-\_\_: Amending the Master Fee Schedule Resolution No. 21011-65 for Fees Associated with New Requirements of Title 8, Chapter 8.04 of the City Code.

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**FISCAL IMPACT:** None at this time, although the anticipation is that small amount of application and administrative fine revenue may be collected. Local nonprofit organizations, including those supporting community events, are projected to raise in excess of \$80,000. The Public Display section of the ordinance will be cost neutral because all City costs will be recovered through the permit fee.

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**BACKGROUND:** On February 7, 2012, the City Council directed staff to begin preparing an ordinance to legalize the sales of safe and sane fireworks, as defined in the California Health and Safety Code, after receiving a report from the Ad Hoc Committee on Special Events. The purpose was to help create a sustainable funding source for future community events, including specifically the annual July 4<sup>th</sup> celebration.

On March 6, 2012, the Council provided additional policy direction on to allow fireworks sales and use within the City limits, and to update other related sections of the ordinance, which was last updated in 1983.

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**STAFF REPORT:**

To implement changes to the Fireworks Ordinance as directed by Council, staff

- Added ordinance language to implement the orderly sales and discharge of Safe and Sane Fireworks.
- Updated ordinance language regarding public display, and theatrical or special effect pyrotechnic use of fireworks.
- Updated ordinance language regarding industrial, commercial, agricultural or religious uses of fireworks.

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**PREPARED BY:**

Mike O’Brien, Fire Chief  
Scott T. Corey, Marketing Manager  
Suzanne Bragdon, City Manager

**REVIEWED/APPROVED BY:**

- Drafted a policy resolution articulating direction of the Council in specific areas that may change from time to time, such as the hours of sales or discharge, or the selection methods for issuing fireworks sales permits.
- Draft a resolution updating the Master Fee Schedule

### **Safe and Sane Fireworks Sales**

Working in tandem, the amended ordinance and the Policy Directive Resolution provide a framework in which nonprofit organizations may sell safe and sane fireworks as a fundraiser. The ordinance describes “Qualified Applicants” as those who:

- Are an organized non-profit as defined by the State or IRS, be a group integral to such an organized non-profit (such as an auxiliary or booster group), or be an officially recognized organization of a school located in Suisun City.
- Have a primary charitable purpose of serving veterans, patriotic, welfare, civic betterment, religious, athletic, educational, youth development.
- Provide direct and regular community services within Suisun City.
- Not have been found in violation of civil or criminal laws within the past 24 months.
- Not had its fireworks sales permit revoked within the past 24 months.

The Policy Directive Resolution describes a selection process by which Qualified Applicants may receive preference points through:

- Voluntarily contributing a share of sales profits to a charitable organization supporting community events.
- Primarily serving Suisun City residents.

The Policy Directive Resolution also describes, in accordance with previous Council direction, the following:

- Number of permits to be awarded annually.
- Locations of fireworks sales stands.
- Hours of sales and discharge of safe and sane fireworks.
- The permittee selection process.
- Regulatory fees.
- Direction to the City Manager to administer the program.

Fireworks wholesalers operating in the City would be required to enter into a Whole Distribution Agreement, which would require certain educational and operational requirements in negotiation with the City Manager. Wholesalers would be expected to work with permittees to fulfill their financial obligations to the wholesaler, the City and other groups with which they may have a contractual agreement.

Permittees would be required to provide a simple financial statement in November of each year to coincide with their annual reporting to the state Franchise Tax Board.

### **Administrative Fines and Penalties**

Administrative citations and the appeals process and hearings associated with the Fireworks Ordinance will follow the process of Title 1, Chapter 1.20 – Administrative Citations.

An ongoing concern in the community is the possession and use of illegal and dangerous fireworks during the July 4<sup>th</sup> holiday period. One benefit of allowing the sale and discharge of safe and sane fireworks in the City would be to decrease demand for illegal fireworks.

Each person who violates any provision of this code as it relates to the possession, use, storage, sale and/or display of “Dangerous Fireworks” or “Safe and Sane” shall be subject a misdemeanor citation if fireworks are confiscated or the imposition and payment of an administrative fine or fines as provided below: (These fines are limited by State law.)

<b>Number of offenses in 1 year period</b>	<b>Amount of Administrative Penalty</b>	<b>Late Charge</b>	<b>Total Amount of Penalty plus Late Charge</b>
First	\$ 500	\$ 150	\$ 650
Second	\$ 750	\$ 250	\$ 1,000
Third	\$1000	\$ 500	\$ 1,500

Each person who uses “Safe and Sane Fireworks” on or at dates, times and/or locations other than those permitted by this ordinance shall be subject to the imposition and payment of an administrative fine or fines as provided below:

<b>Number of offense in 1 year period</b>	<b>Amount of Administrative Penalty</b>	<b>Late Charge</b>	<b>Total Amount of Penalty plus Late Charge</b>
First	\$ 250	\$ 50	\$ 300
Second	\$ 500	\$ 100	\$ 600
Third	\$ 750	\$ 200	\$ 950

### **Timeline**

Based on the feedback generated, staff proposes to return on April 3, 2012, for the first reading of an ordinance. If all goes smoothly, the second reading would be scheduled for April 17, 2012, and the Ordinance would be effective May 22, 2012. After the first reading, staff would initiate outreach efforts to area non-profits.

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**RECOMMENDATION:** It is recommended that the City Council:

1. Conduct a Public Hearing; and
2. Introduce and Waive First Reading of Ordinance No. \_\_: Amending City Code Title 8, Chapter 8.04 – “Fireworks” to Permit the Sales of Safe and Sane Fireworks, and to Regulate Other Fireworks Related Activities; and
3. Adopt Resolution No. 2012-\_\_: Adopting Certain Findings and the Policy Directives to Implement the Sales and Use of Safe and Sane Fireworks as Allowed by Title 8, Chapter 8.04 of the City Code; and

4. Adopt Resolution No. 2012-\_\_: Amending the Master Fee Schedule Resolution No. \_\_\_\_-\_\_ for Fees Associated with New Requirements of Title 8, Chapter 8.04 of the City Code.

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**ATTACHMENTS:**

1. Ordinance 2012- \_\_ Amending City Code Title 8, Chapter 8.04 – “Fireworks” to Permit the Sales of Safe and Sane Fireworks, and to Regulate Other Fireworks Related Activities.
2. Resolution No. 2012-\_\_: Adopting Certain Findings and the Policy Directives to Implement the Sales and Use of Safe and Sane Fireworks as Allowed by Title 8, Chapter 8.04 of the City Code.
3. Resolution No. 2012-\_\_: Amending the Master Fee Schedule Resolution No. \_\_\_\_-\_\_ for Fees Associated with New Requirements of Title 8, Chapter 8.04 of the City Code.

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**ORDINANCE NO. \_\_\_\_**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SUISUN CITY,  
CALIFORNIA, AMENDING TITLE 8, CHAPTER 8.04 – “FIREWORKS”  
TO PERMIT THE SALES OF SAFE AND SANE FIREWORKS,  
AND TO REGULATE OTHER FIREWORKS RELATED ACTIVITIES**

**WHEREAS**, the City Council of the City of Suisun City (the “City Council”) wishes to amend the Fireworks Ordinance to allow the sale of Safe and Sane Fireworks consistent with the State Fireworks Law, Health and Safety Code section 12500 et seq.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SUISUN CITY, CALIFORNIA, DOES ORDAIN AS FOLLOWS:**

**SECTION 1.**

**Title 8, Chapter 8.04 of the Suisun City Code “Fireworks” is hereby amended as follows:**

~~**8.04.010 – Possession, sale or discharge generally.**~~

~~It is unlawful to possess, sell or discharge any and all fireworks, as the same are defined by the Health and Safety Code of the state and fire codes as adopted by the city, within the city.~~

~~*(Ord. 477 § 1(part), 1983)*~~

**ADD**

**8.04.010 - Definitions.**

The following words and phrases, as used in this Chapter, are defined as follows:

- A. "Dangerous Fireworks" shall mean “Dangerous Fireworks” as defined in California Health and Safety Code Sections 12505 and 12561, and the relevant sections of Title 19, California Code of Regulations, and Subchapter 6, which are hereby incorporated by reference.

**AMENDING TITLE 8, CHAPTER 8.04 – “FIREWORKS”**

- 1 B. “Fireworks Stand” shall mean any structure of a temporary nature used in the sale,  
2 offering for sale or display for sale of “Safe and Sane Fireworks.”
- 3  
4 C. “Fireworks Wholesaler” shall mean any person, other than an importer, exporter or  
5 manufacturer, who purchases fireworks from a manufacturer, importer or exporter for  
6 resale to a retailer or any other person for resale, or any person who sells fireworks to  
7 other wholesalers or retailers for resale.
- 8 D. "Nonprofit Organization" shall mean any nonprofit association, charity or corporation  
9 organized primarily for veteran, patriotic, welfare, civic betterment, religious, athletic or  
10 charitable purposes pursuant to the Internal Revenue Code or California Revenue and  
11 Taxation Code, or a group that is an integral part of a recognized national organization  
12 having such tax-exempt status, or an organization affiliated with and officially recognized  
13 by an elementary school, middle school and/or high school and/or school district that  
14 serves, in whole or in part, the residents of the City of Suisun City.
- 15  
16 E. “Person” shall mean a natural person or a legal entity that is also an owner, tenant, lessee  
17 and/or other person with any right to possession or control of the property where a  
18 violation of this code occurred.
- 19 F. “Serving Suisun City Residents and Businesses" shall be determined by, but not limited  
20 to, principal or permanent location within City limits, a significant service population of  
21 City residents, and a significant percentage of members residing in or owning businesses  
22 in the City.
- 23  
24 G. “Qualified Applicants” shall mean any group or organization that has met all of the  
25 following criteria for a continuous period of not less than one full year preceding  
26 submittal of an application for a permit to sell required by this Chapter, and that continues  
27 to meet the criteria for the duration of any permit to sell issued by the City of Suisun City  
28 pursuant to this Chapter:

**AMENDING TITLE 8, CHAPTER 8.04 – “FIREWORKS”**

- 1 a. The organization shall be a Nonprofit Organization. Only one application per  
2 Nonprofit Organization will be allowed. If an organization is affiliated with a  
3 recognized educational institution as defined in this Section, but maintains a  
4 separate tax-exempt status with the Internal Revenue Service or the California  
5 Franchise Tax Board, said nonprofit organization shall be allowed a separate  
6 application.
- 7 b. The organization shall be organized primarily for veterans, patriotic, welfare, civic  
8 betterment, religious, athletic, educational, youth development or charitable  
9 purposes. City Council, at its discretion, may determine priorities and preferences  
10 amongst the population served by the nonprofit organization for purposes of  
11 selecting organizations to sell fireworks pursuant to this ordinance.
- 12 c. Has a minimum bona fide membership of at least ten (10) members who have  
13 agreed to participate and staff a fireworks sales stand.
- 14 d. Has not been found by any court of competent jurisdiction or City administrative  
15 hearing officer to be in violation of any civil or criminal local, state or federal law  
16 within twenty-four (24) calendar months prior to the organization’s submittal of an  
17 application for a permit to sell fireworks;
- 18 e. Has not had a permit to sell fireworks revoked within twenty-four (24) months  
19 prior to the organization’s submittal of an application for a permit to sell  
20 fireworks.

21  
22 H. "Safe and Sane Fireworks" (or "state-approved fireworks") shall mean “Safe and Sane  
23 Fireworks” as set forth in California Health and Safety Code Sections 12529 and 12562  
24 and the relevant sections of Title 19, California Code of Regulations, Subchapter 6, which  
25 are hereby incorporated by reference.

26  
27 **8.04.020 - Industrial, commercial, agricultural, religious use.**

28

**AMENDING TITLE 8, CHAPTER 8.04 – “FIREWORKS”**

1 ~~Any specific pyrotechnic devices or compositions enumerated in the Health and Safety~~  
2 ~~Code of the state shall be exempt from the provisions of Section 8.04.010 whenever the~~  
3 ~~State Fire Marshall, with the advice of the State Board of Fire Services, has investigated~~  
4 ~~and determined the pyrotechnic devices or compositions to be limited to industrial,~~  
5 ~~commercial and agricultural use, or for religious ceremonies, and when authorized by a~~  
6 ~~permit granted by the city, as provided for by Section 12508 of the Health and Safety Code.~~

5 ~~(Ord. 477 § 1(part), 1983)~~

6 **ADD**

7 **8.04.020 – Possession, Sales, Or Discharge Generally**

8  
9 It is unlawful to possess, sell, or discharge any and all fireworks, the same as defined by the  
10 California Health and Safety Code, and the California Fire Code as adopted by the City,  
11 within the Suisun City limits unless specifically allowed in this Title, Chapter 8.04.

12  
13 **~~8.04.030 – Public displays.~~**

14 ~~It is lawful for any properly licensed person or organization to put on a public display of~~  
15 ~~fireworks within the city, if the operator meets the provisions of applicable city ordinances~~  
16 ~~and the Health and Safety Code of the state.~~

17 **ADD**

18 **8.04.030 - Industrial, Commercial, Agricultural, Religious Use.**

19 Any specific pyrotechnic devices or compositions enumerated in the California Health and  
20 Safety Code shall be exempt from the provisions of Section 8.04.030 whenever the State Fire  
21 Marshall, with the advice of the State Board of Fire Services, has investigated and determined  
22 the pyrotechnic devices or compositions to be limited to industrial, commercial and  
23 agricultural use, or for religious ceremonies, and when authorized by a permit granted by the  
24 City, as provided for by Section 12508 of the California Health and Safety Code.

25 (Ord. 477 § 1(part), 1983)

26 **ADD**

27 **8.04.040 - Public Displays and Theatrical, or Special Effect Pyrotechnic Use**

**AMENDING TITLE 8, CHAPTER 8.04 – “FIREWORKS”**

- 1 A. The Fire Chief shall have the authority to grant permits for those activities enumerated  
2 in Section 12640 of the California Health and Safety Code, including supervised  
3 public displays of fireworks by a public agency, fair association, amusement park, or  
4 other organization, private company, or private individual, or for the use of fireworks  
5 by artisans in pursuit of their trade. The Fire Chief may grant permits for the use of  
6 theatrical, and/or special effects pyrotechnics in entertainment productions with or  
7 without a live audience, or a video or cinematic production.
- 8 B. Each such use or display shall be handled by a properly licensed class of pyrotechnic  
9 operator (as defined by Section 12527 of the California Health and Safety Code), and  
10 shall be of such character and so located, discharged or fired as approved by the Fire  
11 Chief, to not be hazardous or endanger any property or persons.
- 12 C. Application Fee and Permit Fees for Public Fireworks Displays.
- 13 (a) Every application for a permit to conduct a public display of fireworks or for other  
14 use of fireworks as permitted by section **8.04.040** shall be accompanied by a non-  
15 refundable fee. (See Master Fee Schedule)
- 16 (b) Permit fees will be based on an initial fee (see Master Fee Schedule) and required  
17 standby fees for City Departments, including, but not limited to, Fire, Police and  
18 Public Works, as determined by the nature of the event and required municipal  
19 services.
- 20 (c) Forms, processes and procedures shall be developed by the City Manager,  
21 consistent with policy directives of the City Council.

22 **ADD**

23 **8.04.050 – Safe and Sane Fireworks.**

- 24 A. It shall be lawful to possess, sell, use, display or discharge, within the City, those  
25 fireworks defined and classified as "Safe and Sane Fireworks" (or "state-approved  
26 fireworks") in the California State Fireworks Law (Sections 12500, et seq., of the  
27 California Health and Safety Code and the relevant sections of Title 19, Code of  
28 Regulations, Subchapter 6) during that time period specified in this Chapter.

**AMENDING TITLE 8, CHAPTER 8.04 – “FIREWORKS”**

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**B. Safe and Sane Fireworks Use – Limitation on Places and Hours of Discharge.**

- (a) It shall be unlawful to discharge any "Safe and Sane Fireworks" except during the hours established by directive of the City Council.
- (b) It shall be unlawful for any person to ignite, discharge, project or otherwise fire or use, any "Safe and Sane Fireworks," or permit the ignition, discharge or projection thereof, upon or over or onto the property of another without his/her consent or to ignite, discharge, project or otherwise fire or make use of any "Safe and Sane Fireworks" within ten (10) feet of any residence, dwelling, or other structure.
- (c) It shall be unlawful for any person to ignite, discharge, and project or otherwise fire or use any “Safe and Sane Fireworks,” or permit the ignition, discharge or projection thereof on any public park and/or city-owned property except in designated areas determined by order of the City Manager or designee.
- (d) Additionally, it shall be unlawful for any person to ignite, discharge, project, or otherwise fire or use any “Safe and Sane Fireworks,” or permit the ignition, discharge or projection thereof at any location in the City within the Suisun City Waterfront District, more specifically during the hours of any public event commemorating Independence Day. For purposes of this section, the Waterfront District shall be the area bounded by Morgan Street, Main Street, Lotz Avenue and Civic Center Boulevard (including Day Park), excluding designated discharge locations designated by the Fire Chief.

C. Each year the Fire Chief may present for City Council approval a list of designated areas or City property for the public’s use of “Safe and Sane Fireworks”

D. No fireworks shall be discharged in "high fire hazard areas," as designated by the Fire Chief.

**E. Safe and Sane Fireworks – Supervision of Minors.**

It shall be unlawful for any person having the care, custody or control of a minor (under 18 years old) to permit such minor to discharge, explode, fire or set off any

**AMENDING TITLE 8, CHAPTER 8.04 – “FIREWORKS”**

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“Dangerous Fireworks,” at any time, or to permit such minor to discharge or set off any "Safe and Sane Fireworks" unless such minor does so under the direct supervision of a person over 18 years of age and during the hours and on the days permitted by this Chapter.

**F. Safe and Sane Fireworks Sale during the Fourth of July Period. Submission of applications by Qualified Applicants**

(a) No nonprofit organization shall submit more than one (1) application for a permit. If the City receives two (2) or more applications containing the same tax identification number, only one (1) application shall be accepted. If more than one application is submitted on behalf of any nonprofit, all such requests shall be voidable at the discretion of the City Manager.

(b) Each application will be screened by the City Manager to determine if the Nonprofit Organization submitting it meets the criteria to be classified as a “Qualified Applicant.”

(c) Every application for a permit shall be accompanied by a non-refundable application fee as set forth in the City’s Master Fee Schedule as imposed by this Ordinance. This application fee shall be in addition to any permitting and regulatory fees imposed by this Chapter.

(d) All applications for Fireworks Sales Permits shall be submitted in writing to the City Clerk on forms supplied by the City. The application shall be made in duplicate. The original of the application shall be retained by the City Clerk and one copy shall be transmitted to the City Manager.

(e) For the year 2012, applications must be filed from the effective date of this Ordinance through May 30, 2012. For the year 2013, applications may be filed from January 1 through February 1, inclusive. Applications filed before or after these periods shall not be accepted.

**AMENDING TITLE 8, CHAPTER 8.04 – “FIREWORKS”**

1 (f) Applications for Fireworks Sales Permits will be reviewed by the Fire Department,  
2 Police Department, and the City Clerk, as needed, pursuant this Ordinance.  
3 Fireworks Sales Permits shall be issued by the Fire Chief.  
4

5 **G– Safe and Sane Fireworks Sales– Denial of Application.**

6 (a) Any denial of a permit pursuant to this Section may be appealed pursuant to the  
7 procedures set forth in Section Title 1, Chapter 1.20 of the City Code.  
8

9 **H Safe and Sane Fireworks – Prerequisite for Issuance of Fireworks Sales Permit.**

10 (a) The maximum number of permits that may be issued to qualified applicants and  
11 the maximum number of "Safe and Sane Fireworks" stands that will be permitted  
12 pursuant to this Chapter during any one (1) calendar year shall be determined by  
13 policy directive of the City Council.

14 (b) The City Council shall determine by directive the method and procedure for  
15 selection of Nonprofit Organizations to which permits shall be issued.

16 (c) Two (2) or more eligible nonprofit organizations may jointly submit an application  
17 pursuant to this Chapter and may jointly receive a permit to sell fireworks pursuant  
18 to this Chapter. In addition, if a qualified applicant is selected as a permittee, it  
19 may select one or more other qualified applicants to join it in a joint venture  
20 operation of the fireworks stand and jointly receive a permit to sell fireworks  
21 pursuant to this Chapter.

22 (d) Permits issued pursuant to this Section are valid only during the calendar year  
23 issued.

24 (e) The City Fireworks Sellers Permit is a temporary vendor’s permit is a temporary  
25 vendor’s permit for the sales of Safe and Sane fireworks, other celebratory items  
26 (that have been approved by the Fire Chief and Community Development  
27 Director) and T-shirts bearing the wholesaler’s corporate logos. No other  
28 merchandise shall be sold from the fireworks stand.

**AMENDING TITLE 8, CHAPTER 8.04 – “FIREWORKS”**

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(f) Prior to the issuance of a permit pursuant to this Chapter, and in addition to those other requirements set forth in this Chapter and required by the City Manager in order to implement this ordinance, a qualified Nonprofit Organization shall demonstrate compliance with all of the following in order for a permit to be issued:

- i. Provide to the City a copy of the requisite retail sales permit issued by the Office of the California State Fire Marshal;
- ii. Payment to the City of the permit/license fee at the amount established by resolution of the City Council and as set forth in the Master Fee Schedule;
- iii. Payment to the City of the regulatory fees in the amount established by resolution of the City Council and as set forth in the Master Fee Schedule;
- iv. Provide to the City a copy of the permittee’s California State Board of Equalization Temporary Sales Tax Permit.
- v. Provide evidence of valid insurance policies in a form and amount, and with coverage types required by the City. Such policies shall name the City, its officers, officials, agents, and employees as additional insured. Such policies shall be paid for and maintained in full force and effect by the permittee throughout the term a fireworks sales permit.
- vi. Provide to the City a written plan that indicates hours of operation of the stand, number of staff on duty and a budget to show reasonable expenses.

(g) The continued validity of any City permit issued pursuant to this Chapter shall be subject to the requirement that at least one or more representatives of each nonprofit organization shall attend a "Safe and Sane Fireworks" stand operator safety seminar supervised by the Fire Department and conducted by each licensed

**AMENDING TITLE 8, CHAPTER 8.04 – “FIREWORKS”**

1 fireworks wholesaler that is supplying "Safe and Sane Fireworks" to the Nonprofit  
2 Organization. The failure of a Nonprofit Organization to comply with this  
3 provision shall result in the revocation of its permit to sell "Safe and Sane  
4 Fireworks."  
5

6 **I. Safe And Sane Fireworks – Temporary Fireworks Stand.**

7 All retail sales of "Safe and Sane Fireworks" shall be permitted from within a  
8 temporary fireworks stand, and retail sales from any other building or structure is  
9 hereby prohibited. Temporary stands shall be subject to NFPA 1124 Code for the  
10 Manufacture, Transportation, Storage, and Retail Sales of Fireworks and Pyrotechnic  
11 Articles, 2006 Edition.  
12

13 **J. Safe and Sane Fireworks – Operation of Fireworks Stand.**

14 a. No person shall knowingly sell fireworks to any person under the age of eighteen  
15 (18) years. Proof that the fireworks stand operator/organization demanded, was  
16 shown and acted in reliance upon bona fide evidence of age and identity in any  
17 sale of fireworks forbidden by this Chapter shall be a defense for any proceedings  
18 for suspension or revocation of its Fireworks Sales Permit or any criminal  
19 proceedings for violations of this Chapter. For purposes of this section, bona fide  
20 evidence of age and identity of purchaser is a document issued by a federal, state,  
21 county or municipal government that contains a photograph of the purchaser,  
22 including, but not limited to, a valid California Driver's License or Identification  
23 Card issued to a member of the Armed Forces.

24 b. Dates and Hours of the sale of "Safe and Sane Fireworks" shall be consistent with  
25 the directives of the City Council.

26 c. No person other than the individuals who are members of the permittee and/or  
27 joint venture nonprofit organization(s) or the spouses, parents or adult children of  
28

**AMENDING TITLE 8, CHAPTER 8.04 – “FIREWORKS”**

1 such members shall sell or otherwise participate in the sale of "safe and sane  
2 fireworks" inside such fireworks stand.

3 d. No person under the age of eighteen (18) years shall sell or participate in the sale  
4 of "Safe and Sane Fireworks" within such fireworks stand. This will include  
5 stocking the stand, moving, removing and storing product at the end of the sales  
6 period.

7 e. No person shall be paid any consideration by the permittee nonprofit  
8 organization(s) or any wholesaler/distributor of "Safe and Sane Fireworks" for  
9 selling or otherwise participating in the sale of "Safe and Sane Fireworks" at such  
10 fireworks stand; provided, however, that compensation may be paid for licensed  
11 security personnel during sale or non-sale hours and to the party authorizing the  
12 location of the stand on its property.

13 f. All fireworks shall be retained at the approved location. In no event shall unsold  
14 fireworks be removed from the approved location to any other place without  
15 written approval of the Fire Chief.

16 g. When the fireworks stand is not being used for sale and/or display of fireworks, a  
17 reinforced, heavy metal, fully enclosed, walk-in type container, or its equivalent,  
18 as approved by the Fire Chief, shall be used to store fireworks.

19 h. Fireworks stands may be put in place by the permittee no earlier than 8:00 a.m. on  
20 June 20 of each year.

21 i. The fireworks stand shall be removed from the temporary location by 12:00 p.m.  
22 on July 10 of each year. All unsold fireworks and accompanying litter shall be  
23 cleared from the location by 5:00 p.m. on July 6. If the permittee does not remove  
24 the stand and/or clean the sales site as required by this chapter, the City may do so,  
25 or cause the same to be done, and the reasonable cost thereof shall be charged  
26 against the permittee.

27 j. Each fireworks stand must post in a prominent location inside the fireworks stand:

28 i. City Fireworks Sales Permit

**AMENDING TITLE 8, CHAPTER 8.04 – “FIREWORKS”**

- 1                   ii. Temporary sales tax permit from the California State Board of
- 2                   Equalization,
- 3                   iii. State Fire Marshal Retail Sales Permit, and
- 4                   iv. Proof of required insurance.
- 5                   k. All weeds and combustible material shall be cleared from the location of the
- 6                   fireworks stand, including a distance of at least twenty-five (25) feet surrounding
- 7                   the fireworks stand.
- 8                   l. “NO SMOKING within 25 feet” signs shall be prominently displayed on the
- 9                   fireworks stand. Such signs shall with state statutes. Each sales counter shall
- 10                  include a posted and visible sign reading “You Must be 18 years old to Purchase
- 11                  Fireworks – Valid ID is Required”
- 12                  m. Construction of all fireworks stands shall be inspected and approved by the City
- 13                  Building Department.
- 14                  n. Each fireworks stand shall have at least two (2) exits. Fireworks stands in excess
- 15                  of forty (40) feet in length shall have at least three exits spaced approximately
- 16                  equidistant apart, provided that in no case shall the distance between exits exceed
- 17                  twenty (20) feet. Each exit must be at least twenty-four (24) inches wide and six
- 18                  (6) high.
- 19                  o. Any interior lighting and wiring shall be inspected and approved by the City
- 20                  Building Department.
- 21                  p. Each fireworks sales stand shall be required to have two (2) two-and-one-half (2.5)
- 22                  gallon pressurized water type fire extinguishers, in good working order with
- 23                  current inspection tags, easily accessible for use in case of fire.
- 24                  q. Uses of tents, pop-up tents, shade structures, or other add on structures to the
- 25                  fireworks stand must be inspected and approved by the City Building Department.
- 26                  r. Each fireworks stand must have a responsible person over the age of eighteen (18)
- 27                  years in attendance and in charge of the fireworks stand being used for sale or
- 28                  dispensing of fireworks.
- s. No person shall sleep or remain in the fireworks stand after the close of daily
- business.

**AMENDING TITLE 8, CHAPTER 8.04 – “FIREWORKS”**

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- t. No fuel-powered generator or similar equipment shall be allowed within fifty (50) feet of a fireworks stand.
- u. No fireworks shall be located within twenty-five (25) feet of any other structure, and shall not be located within one hundred (100) feet of a location where gasoline or any other flammable liquids are stored or dispensed.
- v. A minimum of twenty-five (25) feet of clear space must be maintained between parked vehicles and the fireworks stand. Adequate area shall be provided for vehicle circulation and parking.
- w. No fireworks shall be ignited, or discharged within 25 feet of the fireworks stand. Signage to that effect shall be posted in a manner clearly visible to the parking area.
- x. There shall be no smoking materials or flame producing devices inside or within 25 feet of the fireworks stand.
- y. The only items that can be sold from the fireworks stand are the manufacturer’s approved “State Fire Marshal listed Safe and Sane Fireworks,” other celebratory items (that have been approved by the Fire Chief and Community Development Director), and T-shirts bearing the wholesaler’s corporate logo.
- z. Signage for the fireworks stands and designated fireworks use areas.
  - i. Signage associated with the sale of Safe and Sane fireworks and in conjunction with this Chapter is exempt from the provisions of Section 18.54, entitled “Signs,” of this Suisun City Municipal Code.
  - ii. Sign permits are not required for signs, but all signs, locations and use must be approved by the Community Development Department prior to construction and display.
  - iii. Sign construction shall be inspected and approved by the City Building Department.
  - iv. Signs for fireworks sales shall be displayed no earlier than June 20, and must be removed by July 6.
  - v. Signs cannot be any larger than 32 square feet (4’ X 8’).

**AMENDING TITLE 8, CHAPTER 8.04 – “FIREWORKS”**

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aa. Any other requirements determined appropriate and necessary by the City Manager for implementation of the Council Policy Directives relating to this ordinance and the Public Safety.

**K. Temporary Sales Tax Permit**

a. Each permittee must obtain a temporary sales tax permit from the State Board of Equalization.

**L. Nonprofit Organization – Financial Obligations**

a. The permittee shall be responsible for the collection and remittance of sales tax and any other fees consistent with this Chapter and the policy directives of the City Council and all other amounts that the permittee is contractually bound to pay the City.

**M. Nonprofit Organization Financial Statement.**

On or before November 1<sup>st</sup> of any year authorized pursuant to a permit, the permittee shall submit to the City Clerk a financial statement by the treasurer or financial officer of the permittee setting forth the total gross receipts from the fireworks stand operated by the permittee; all expenses incurred and paid in connection with the purchase of fireworks and the sale thereof; and to whom and for what purpose the net proceeds were or will be disbursed, along with the most recent report filed by the permittee to the State Board of Equalization. The filing of such statement shall be a condition precedent to the granting of any subsequent permit.

**N. Safe and Sane Fireworks – Revocation of Permit; Appeal.**

a. The Fire Chief may revoke, immediately, the permit of any permittee who violates any provision of this chapter in a manner that causes an immediate danger to public health and safety, or required for the orderly administration of this chapter. If the revocation occurs between June 22 and July 5, the Fire Chief shall inform the permittee that the permittee may seek review of the Fire Chief's decision by the City Manager, or the City Manager's designee, on the next business day. At the earliest opportunity on the next business day after the revocation, the Fire Chief

**AMENDING TITLE 8, CHAPTER 8.04 – “FIREWORKS”**

1 shall provide the City Manager with written notice that a fireworks permit has  
2 been revoked, including the name of the permittee and a brief statement of the  
3 grounds for revocation. The City Manager, or the City Manager’s designee, shall  
4 meet with the permittee and the Fire Chief on that day, upon the permittee’s  
5 request, to review the Fire Chief’s decision. The decision of the City Manager shall  
6 be final. If the revocation occurs before or after the specified period, the appeal  
7 procedures of Subdivision (b) shall apply.

8 b. If the revocation occurs before June 22, such revocation shall not take effect for  
9 five (5) days, during which time the permittee may seek review of the Fire Chief’s  
10 decision by submitting a written request for review to the City Manager. The Fire  
11 Chief shall provide the City Manager with written notice that a fireworks permit  
12 has been revoked, including the name of the permittee and a brief statement of the  
13 grounds for revocation. The City Manager, or the City Manager’s designee, shall  
14 meet with the permittee and the Fire Chief to review the Fire Chief’s decision. The  
15 decision of the City Manager shall be final.

16 c. Any permittee, whose permit has been revoked pursuant to Subdivision (a) or (b)  
17 hereof, shall be barred from receiving a permit under this Chapter for up to two (2)  
18 years from the date of revocation.

19  
20 **O. Safe and Sane Fireworks – Wholesale Storage.**

21 Wholesale storage of "Safe and Sane Fireworks" by fireworks wholesalers licensed by the  
22 Office of the California State Fire Marshal shall be subject to NFPA 1124 Code for the  
23 Manufacture, Transportation, Storage, and Retail Sales of Fireworks and Pyrotechnic  
24 Articles, 2006 Edition and can be stored year-round in the City by a fireworks wholesaler  
25 licensed by the Office of the California State Fire Marshal so long as said fireworks  
26 wholesaler has not been found to be in violation of the terms of this Chapter.

27  
28 **P. Seizure of Fireworks.**

**AMENDING TITLE 8, CHAPTER 8.04 – “FIREWORKS”**

1 The Fire Chief may seize, take, remove or cause to be removed, at the expense of the  
2 permittee or licensed fireworks wholesaler, whichever is applicable, all stock of fireworks  
3 offered or exposed for sale, stored or held in violation of this Chapter when such violation  
4 creates an imminent threat to public health or safety.

5

6 **Q. Fireworks Wholesaler – Distribution Agreement.**

7 a. All fireworks wholesalers who seek to do business in Suisun City and supply and  
8 contract with applicants for fireworks booth permits in the City, shall enter into  
9 and execute a Fireworks Wholesaler Distribution Agreement with the City by no  
10 later than March 1 of each calendar year (for 2012, the date will be May 1, subject  
11 to adoption of this ordinance). Said distribution agreement shall require the  
12 fireworks wholesaler to contractually commit to the following:

- 13 1. Conduct a “Safe and Sane Fireworks” Stand Operator Safety  
14 Seminar supervised by the Fire Department;
- 15 2. Develop and submit an approved Fireworks Wholesaler Public  
16 Education Plan;
- 17 3. Comply with the correct and timely placement and removal of all  
18 fireworks stands and storage containers within the city limits; and
- 19 4. Other such requirements deemed appropriate and necessary by the  
20 City Manager and Fire Chief.

21 b. No permits shall be issued pursuant to this Chapter to any permit applicant unless  
22 and until their fireworks wholesaler has entered into a valid, annual Fireworks  
23 Wholesaler Distribution Agreement with the City.

24 c. If a fireworks wholesaler believes the terms and conditions of the proposed  
25 Fireworks Wholesaler Distribution Agreement are unfair and/or unreasonable, it  
26 may request an appeal before the City Council at its first meeting following the  
27 deadline set forth in Subsection (a.) above.

28 **R. Fireworks Wholesaler Public Education Plan.**

**AMENDING TITLE 8, CHAPTER 8.04 – “FIREWORKS”**

1 a. Each fireworks distributor/wholesaler supplying one or more Nonprofit  
2 Organizations who are permittees under this Chapter, shall annually submit a  
3 Public Education Plan to the City by no later than 5:00 pm on June 1. Said Public  
4 Education Plan shall outline the public safety and education efforts for that year  
5 that have been initiated, supported, and/or delivered by each fireworks  
6 distributor/wholesaler within the City. Said public education plan shall include, but  
7 is not limited to, samples of all the materials and the extent of distribution of all of  
8 the safety and education materials discussed in that wholesaler’s/distributor’s plan.  
9

10 **S. Regulatory Fee Imposed Upon Permittees**

11 a. The City will require each applicant receiving a permit to pay a reasonable regulatory fee,  
12 as described in Section 1(e)(3) of Article XIII C of the California Constitution. The fee shall  
13 represent the reasonable regulatory costs to the City for issuing licenses and permits,  
14 performing investigations, inspections and audits, and the administrative enforcement and  
15 adjudication thereof. The fees established pursuant to this section are used to enforce the  
16 provision of this Chapter and not intended to generate excess revenue for the City.

17 b. Nothing herein shall limit or prohibit permittees from making voluntary contributions.  
18

19 **T. Administrative Fines and Penalties.**

20 (a) This Chapter authorizes the imposition of administrative fines on any person who  
21 violates any provision of this ordinance in order to encourage and obtain  
22 compliance with the provisions of this ordinance for the benefit and protection of  
23 the entire community.

24 (b) The issuance of citations, imposing administrative fines, right to appeal, and the  
25 right for an administrative hearing shall be performed in accordance with Title 1,  
26 Chapter 1.20 – Administrative Citations of the Suisun City Code.

27 (c) This Chapter governs the imposition, enforcement, collection and administrative  
28 review of all administrative fines, related to the possession, use, storage, sale  
and/or display of quantities less than 25 pounds of those fireworks classified as

**AMENDING TITLE 8, CHAPTER 8.04 – “FIREWORKS”**

1 “Dangerous Fireworks” in California Health and Safety Code Section 12500, et  
2 seq., with the exception of a pyrotechnic licensee when operating pursuant to that  
3 license; and the use of “Safe and Sane Fireworks” as defined in California Health  
4 and Safety Code Section 12500 et seq. on or at dates, times and/or locations other  
5 than those permitted by this ordinance. Said administrative fines are imposed  
6 under authority of Government Code Section 53069.4, Health and Safety Code  
7 Section 12557, and the police power of the City.

8 (d) Administrative Fines. - Each person who violates any provision of this code as  
9 it relates to the possession, use, storage, sale and/or display of “Dangerous  
10 Fireworks” shall be subject to the imposition and payment of an  
11 administrative fine or fines as provided below:

<b>Number of offense in 1 year period</b>	<b>Amount of Administrative Penalty</b>	<b>Late Charge</b>	<b>Total Amount of Penalty plus Late Charge</b>
First	\$500	\$ 150	\$ 650
Second	\$750	\$ 250	\$ 1,000
Third	\$1,000	\$ 500	\$ 1,500

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20 i. Each person who uses “Safe and Sane Fireworks” on or at dates,  
21 times and/or locations other than those permitted by this ordinance  
22 shall be subject to the imposition and payment of an administrative  
23 fine or fines as provided below:

<b>Number of offense in 1 year period</b>	<b>Amount of Administrative Penalty</b>	<b>Late Charge</b>	<b>Total Amount of Penalty plus Late Charge</b>
First	\$ 250	\$ 50	\$ 300

**AMENDING TITLE 8, CHAPTER 8.04 – “FIREWORKS”**

Second	\$ 500	\$ 100	\$ 600
Third	\$ 750	\$ 200	\$ 950

(e) Payment of the administrative fine shall not excuse or discharge a citee from the duty to immediately abate and correct a violation of this Chapter, nor from any other responsibility or legal consequences for a continuation or a repeated occurrence(s) of a violation of this Chapter.

(f) Because of the serious threat of fire or injury posed by the use of “Dangerous Fireworks” that can result from persistent or repeated failures to comply with the provisions of this code and the effect of such conditions or activities on the safety and the use and enjoyment of surrounding properties and to the public health, safety and welfare, this Chapter imposes strict civil liability upon the owners of residential real property for all violations of this code existing on their residential real property.

**(g) Issuance of Administrative Citation-Contents.**

i. Whenever an Enforcement Officer (EO) determines that a violation of the code has occurred, the EO shall issue an administrative citation in compliance with the requirements of Title 1, Chapter 1.20 – Administrative Citations Suisun City Code.

**8.04.060 – Concurrent Authorities; Provisions supplementary**

This Chapter is not the exclusive regulation for fireworks within the City of Suisun City. It shall supplement and be in addition to the other regulatory codes, statutes, regulations and ordinances heretofore and hereinafter enacted by the City of Suisun City, the State of California or any other legal entity or agency having jurisdiction. The provisions of this chapter are supplementary to the provisions of the Uniform Fire Code and Uniform Building Code. In case of a direct conflict between the provisions of the Uniform Fire Code or Uniform Building Code and the provisions of this chapter, this chapter shall prevail. Except with

**AMENDING TITLE 8, CHAPTER 8.04 – “FIREWORKS”**

1 respect to direct conflict, the provisions of the Uniform Fire Code and Uniform Building Code  
2 shall remain in full force and effect.

3 **SECTION 2. EFFECTIVE DATE.**

4 In accordance with Section 36937 of the Government Code of the State of California, this  
5 Ordinance shall take effect and be in force thirty (30) days from and after the date of its  
6 passage.

7  
8 **SECTION 3.**

9 If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason held  
10 to be invalid or unconstitutional by a decision of any court of any competent jurisdiction, such  
11 decision shall not affect the validity of the remaining portions of this ordinance. The City  
12 Council hereby declares that it would have passed this ordinance, and each and every section,  
13 subsection, sentence, clause, and phrase thereof not declared invalid or unconstitutional  
14 without regard to whether any portion of the ordinance would be subsequently declared  
15 invalid or unconstitutional.

16 **SECTION 4.**

17 This ordinance shall be posted in at least three (3) public places within the City or published  
18 in a county newspaper that is circulated in the City within fifteen (15) days after its passage,  
19 there being no newspaper of general circulation printed and published within the City.

20 **PASSED, APPROVED, AND ADOPTED** as an Ordinance at a regular meeting of  
21 the City Council of the City of Suisun City, California, on this 3rd day of April 2012.

22  
23 \_\_\_\_\_  
Pete Sanchez

24 Mayor

25 **CERTIFICATION**

26 I, Linda Hobson, City Clerk of the City of Suisun City, California, do hereby certify that the  
27 foregoing Ordinance was introduced at a regular meeting of the City Council on April 3, 2012  
28 and passed, approved, and adopted by the City Council of the City of Suisun City at a regular

**AMENDING TITLE 8, CHAPTER 8.04 – “FIREWORKS”**

1 meeting held on the 3rd day of April 2012 by the following vote:

2           **AYES:**           Councilmembers: \_\_\_\_\_  
3           **NOES:**           Councilmembers: \_\_\_\_\_  
4           **ABSENT:**       Councilmembers: \_\_\_\_\_  
5           **ABSTAIN:**      Councilmembers: \_\_\_\_\_

6           **WITNESS** my hand and the seal of said City this 3rd day of April 2012.

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Linda Hobson, CMC  
City Clerk



- 1                   3. Permissible hours of use. It shall be unlawful to discharge any "Safe and Sane  
2                   Fireworks" except during the hours of 9:00 am to 10:00 pm June 28 through  
3                   July 6.
- 4                   4. Permissible hours of sale. Dates and Hours of the sale of "Safe and Sane  
5                   Fireworks" shall begin no earlier than 12:00 noon on June 28 and shall not  
6                   continue after 9:00 pm on July 4 of the same year. Sale of fireworks shall be  
7                   permitted only from 12:00 noon to 10:00 pm on June 28 and from 9:00 am to  
8                   10:00 pm daily on June 29 through July 3, and 9:00 am to 9:00 pm on July 4.
- 9                   5. Permittee selection process. The process for selection of permittees to hold and  
10                  use Fireworks Sales Permits shall be consistent with the following policy  
11                  directives:
- 12                  a. Only Qualified Applicants, as that term is defined in section 8.04.010 of  
13                  the Municipal Code, shall be eligible to submit an application for a permit.  
14                  Permits shall be awarded to Qualified Applicants on the basis of a merit-  
15                  based point system. Each Qualified Applicant shall receive 40 points.
- 16                  b. Additional points shall be awarded to Qualified Applicants as follows:
- 17                  i. Ten (10) points for voluntarily contributing a majority of the net profits  
18                  after reasonable expenses from the sale of Safe and Sane Fireworks to  
19                  support a charitable organization supporting Fourth of July community  
20                  activities in the City.
- 21                  ii. Ten (10) points for charitable organizations "Serving Suisun City  
22                  Residents and Businesses," as that phrase is defined in the Municipal  
23                  Code, organized primarily to benefit youth, schools or local businesses
- 24                  c. Each permit shall be awarded based on a merit system to the applicant with  
25                  the highest point total as provided by section 5.b. above. In the event of a  
26                  tie, the permits shall be issued by lottery among such Qualified Applicants.  
27                  The lottery shall take place at a time, place, and manner determined by the  
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Fire Chief in accordance with the administrative rules and procedures adopted by the Fire Chief. Each applicant and joint venture with the highest total points shall be given one lot.

d. After the authorized number of permits has been drawn, the remaining qualified applicants shall be drawn and assigned as alternates according to the order drawn. Each alternate, according to the order drawn, shall be offered a permit if one of the original permittees cannot meet the requirements of this Chapter or if a permittee voluntarily surrenders its permit.

6. Regulatory fees. The City will require each applicant receiving a permit to pay a reasonable regulatory fee, as described in Section 1(e)(3) of Article XIII C of the California Constitution. The fee shall represent the reasonable regulatory costs to the City for issuing licenses and permits, performing investigations, inspections and audits, and the administrative enforcement and adjudication thereof. The fees established pursuant to this section are used to enforce the provision of Chapter 8.04 of the Suisun City Code and not intended to generate excess revenue for the City.

7. City Manager to administer fireworks program. The City Manager is hereby directed to administer the Suisun City Fireworks Program; the City Council of the City of Suisun City authorizes the City Manager to execute any and all necessary documents pertaining to implementation of the Sales and the Use of Safe and Sane Fireworks in the City Suisun City.

**PASSED AND ADOPTED** at a Regular Meeting of said City Council of the City of Suisun City duly held on Tuesday, the 3rd day of April 2012, by the following vote:

**AYES:** Councilmembers: \_\_\_\_\_  
**NOES:** Councilmembers: \_\_\_\_\_  
**ABSENT:** Councilmembers: \_\_\_\_\_  
**ABSTAIN:** Councilmembers: \_\_\_\_\_

**WITNESS** my hand and the seal of said City this 3rd day of April 2012.

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Linda Hobson, CMC  
City Clerk

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**RESOLUTION NO. 2012-\_\_**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SUISUN CITY  
AMENDING THE MASTER FEE SCHEDULE FOR FEES ASSOCIATED WITH NEW  
REQUIREMENTS OF TITLE 8, CHAPTER 8.04 OF THE SUISUN CITY CODE**

**WHEREAS**, Ordinance No. \_\_ Amending City Code, Title 8, Chapter 8.04 –  
“Fireworks” to Permit the Sales of Safe and Sane Fireworks; and, Regulate Other Fireworks  
Related Activities has become part of the Suisun City Code; and

**WHEREAS**, the City Council of the City of Suisun City deems it necessary to update  
the Master Fee Schedule; and

**WHEREAS**, the recommended changes are intended to recover the costs of providing  
the services to the public; and

**WHEREAS**, the City Council, as the governing body of the City of Suisun City, desires  
to incorporate applicable fees into the Master Fee Schedule attached as Exhibit A.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Suisun  
City hereby amends Section 2 of the Master Fee Schedule as reflected in Exhibit A attached  
hereto to become effective immediately.

**PASSED AND ADOPTED** at a Regular Meeting of said City Council of the City of  
Suisun City duly held on Tuesday, the 3rd of April 2012, by the following vote:

**AYES:** Councilmembers: \_\_\_\_\_  
**NOES:** Councilmembers: \_\_\_\_\_  
**ABSENT:** Councilmembers: \_\_\_\_\_  
**ABSTAIN:** Councilmembers: \_\_\_\_\_

**WITNESS** my hand and the seal of said City this 3rd day of April 2012.

\_\_\_\_\_  
Linda Hobson, CMC  
City Clerk

MASTER FEE SCHEDULE

Section 1: Public Safety/Police

Fee Description	Current Fee 3-Mar-09
<b>PUBLIC SAFETY</b>	
Report Photocopies 1-6 page min. - Police Dept	\$7.00
Report Photocopies 1-6 page min. - Fire Dept	\$7.00
Each additional page charge	\$1.00
Incident Printout, per page	\$0.25
Special Handling charge (mailing, etc.)	\$7.00
Videotapes	\$42.00
Video Tapes - each additional	\$21.00
Audio Tapes	\$42.00
Audio Tapes - each additional	\$11.00
Public Nuisance Abatement Posting/Mailing Fee	\$50.00
Abandoned and Distressed Properties Registration Fee	\$50.00
<b>POLICE DEPARTMENT</b>	
Abandoned Shopping Cart: Fine	\$50.00
Abandoned Shopping Cart: Administrative Fee	\$30.00
Abandoned Shopping Cart: Storage Fee Per Day	\$5.00
Alarm Response: First Call - False	\$0.00
Alarm Response: Second Call - False	\$50.00
Alarm Response: Third Call - False	\$100.00
<i>Bingo Permit Application Fee</i>	<b>\$50.00</b>
<i>Bingo Permit Background Check Fee</i>	<b>\$35 per hour</b>
<i>Credit Check Fee</i>	<b>\$10 plus the Cost of Outside Services</b>
Concealed Weapons Permit	\$68.00
Range Qualification (part of concealed weapons permit)	\$0.00
Fingerprint Per Card	\$26.00
Live Scan Fingerprint, based upon complexity (\$32 goes to Dept. of Justice)	\$42-\$76.00
Firearms Retail Sales Permit	\$95.00

## MASTER FEE SCHEDULE

### Section 1: Public Safety/Police

Fee Description	Current Fee 3-Mar-09
Taxi Permits	\$53.00
Alcohol Beverage Control Letter Per Request	\$26.00
Solicitor Permit	\$68.00
Weapons Reg. Voluntary	\$11.00
Each Add. Reg. @ same time	\$3.00
Clearance Letter (VISA application)	\$16.00
Tow Releases Fee	\$185.00
Repossession Fee	\$20.00
Vehicle Code Returned Check Fee	\$45.00
Vehicle/Equipment Violation Clearance Signoff	\$15.00
<b>PARKING, REGISTRATION &amp; MECHANICAL PENALTIES AND FEES</b>	<b>Current Fee 4-Jan-11</b>
<b>California Vehicle Code</b>	
4000(a)(1) Unregistered Vehicle/Expired Registration	\$83.00
5200(a) Front and rear license plates required	\$58.00
5201 License plate not securely fastened	\$58.00
5201 (f) License plate covered	\$58.00
5204(a) Current vehicle registration tab improperly attached	\$83.00
21113(a) On public grounds (must be posted)	\$68.00
21210 Bicycle on sidewalk (blocking pedestrians)	\$58.00
21211(a) Parking in bike lane	\$58.00
22500(a) Within an intersection	\$58.00
22500(b) On a crosswalk	\$58.00
22500(d) Within 15 fee of a fire station driveway	\$58.00
22500(e) In front of public/private driveway	\$58.00
22500(f) On a sidewalk	\$58.00
22500(g) As to obstruct traffic	\$58.00
22500(h) Double parking	\$58.00
22500(i) In posted or marked bus zone	\$323.00
22500(k) On a bridge	\$58.00
22500(I) In wheelchair access	\$363.00

# MASTER FEE SCHEDULE

## Section 1: Public Safety/Police

Fee Description	Current Fee 3-Mar-09
22502(a) On right within 18" of curb	\$58.00
22502(e) On left within 18" of curb (on one-way streets only)	\$58.00
22505(b) Failure to obey posted parking sign (state highway only)	\$58.00
22507.8(a) Blue/handicap zone (private property only)	\$363.00
22507.8(b) As to block access to handicap stall/space	\$363.00
22507.8(c)(1) Parking on handicap stall blue lines	\$363.00
22507.8(c)(2) Parking on crosshatched lines	\$363.00
22514 By fire hydrant	\$58.00
22515(a) Motor running and brake not set (motor vehicle)	\$68.00
22516 Parked with person locked in vehicle	\$78.00
22517 Opening door on traffic side (hazard)	\$58.00
22518 Vehicle 30+ feet parked in Park & Ride Lot	\$58.00
22521 On/about railroad tracks (within 7 1/2 feet)	\$58.00
22522 Within 3 feet of handicapped access ramp	\$363.00
22523(a) Abandoned vehicle (City streets)	\$263.00
22523(b) Abandoned vehicle (private property)	\$263.00
23333 Parking on bridge/vehicular crossing	\$68.00
<b>Suisun City Ordinances (SCO)</b>	
8.12.090.E.1 SCO No parking/all-weather material - first offense	\$73.00
8.12.090.E.2 SCO No parking/all-weather material - second offense	\$123.00
8.12.090.E.3 SCO No parking/all-weather material - third & more offenses	\$273.00
10.08.010.1 SCO Red curb (city streets only)	\$58.00
10.08.010.2 SCO White curb (city streets only)	\$58.00
10.08.010.3 SCO Yellow curb (city streets only)	\$58.00
10.08.010.4 SCO Green curb (city streets only)	\$58.00
10.08.010.5 SCO Blue/handicap zone (city streets only)	\$363.00
10.08.010.A SCO No parking (city streets only)	\$58.00
10.08.020.B SCO No parking (posted with 24 hour notice - city streets only)	\$58.00
10.08.030 SCO Two-hour parking (city streets only)	\$58.00
10.08.040 SCO No parking (narrow streets only)	\$58.00

## MASTER FEE SCHEDULE

### Section 1: Public Safety/Police

Fee Description	Current Fee 3-Mar-09
10.08.050.1 SCO      Parked in excess of 72 hours	\$263.00
10.08.050.2 SCO      Repairing or working on city streets	\$78.00
10.16.010.A SCO      One-way parking on Solano Street W/B only	\$58.00
10.16.010.B SCO      One-way parking on California Street E/B only	\$58.00
10.16.010.C SCO      One-way parking on Morgan Street W/B only	\$58.00
10.16.010.D SCO      One-way parking on Suisun Street S/B only	\$58.00
10.16.010.E SCO      One-way parking on West Street N/B only	\$58.00
10.22.070 SCO      Failure to obey posted sign (Private Property)	\$58.00
10.32.020 SCO      Weight limit (street must be posted)	\$263.00
10.36.180 SCO      Abatement of vehicles (private property only)	\$263.00
15.04.270 SCO      No parking fire lane (private property only)	\$78.00
18.44.270.1 SCO      No parking in front yard - first offense	\$73.00
18.44.270.2 SCO      No parking in front yard - second offense	\$123.00
18.44.270.3 SCO      No parking in front yard - third & more offense	\$273.00
All Mechanical Violations      (violations pursuant to 40610(b) CVC)	\$58.00
With Proof of Corrections      (violations pursuant to 40610(b) CVC)	\$10.00
Delinquent Fee	\$110.00

MASTER FEE SCHEDULE

Section 2: Fire

Fee Description	Current Fee 17-Aug-09	Adopted Fee 1-Jul-10	
<b>FIRE DEPARTMENT</b>			
Fire Extinguish Systems		<i>\$25 + Cost of Outside Services or \$80/hour</i>	
Halon System	\$ 187.00		
Halon Concentration Test	\$ 75.00		
Hood and Duct System	\$ 112.00		
Under 25 Heads	\$ 75.00		
25 - 99 Heads	\$ 224.00		
100+ Heads (Basic Fee)	\$ 299.00		
Additional Per Head	\$ 0.39		
Additional Per Riser	\$ 22.00		
1 & 2 Family Res. Fire Extinguish Systems	\$ 160.00	\$ 160.00	
13D Systems - plus/residence	\$ 40.00	\$ 40.00	
13R Systems - plus/unit	\$ 40.00	\$ 40.00	
<b>Fireworks</b>			
SCC Section 8.04.030 Public Display Application Fee		\$ 50.00	
SCC Section 8.04.030 Public Display Permit Fee, <i>Plus:</i>		\$ 85.00	
Actual costs for Services, Inspections & Standy for SCFD, SCPD, B&PW.			
SCC Section 8.04.060 Safe & Sane Application Fee		\$ 50.00	
SCC Section 8.04.060 Safe & Sane Application Permit Fee, <i>Plus:</i>		\$ 85.00	
Actual costs for Services, Inspections & Standy for SCFD, SCPD, B&PW.			
Underground Fire Line Test	\$ 45.00	<i>\$25 + Cost of Outside Services or \$80/hour</i>	
Spray Bottles	\$ 75.00		
Fire Alarm Systems	\$ 150.00		
Hydrants Each	\$ 150.00		
Asphalt Kettle/Per Co. Anly	\$ 37.00		
Candles (in assembly occ)	\$ 15.00		
Fireworks Display	\$ 75.00		
Underground Tanks Install/ea.	\$ 37.00		
Insecticide Fogging/ea occur	\$ 22.00		
Open Burning Bonfires	\$ 15.00		
Tents/Air Sup Stru Anly	\$ 37.00		
Flammable Liquids/6 mos.	\$ 75.00		
Carnival/ea occur	\$ 75.00		
*1-1 and 1-2 7-99	\$ 150.00		
*1-1 and 1-2 100 or more	\$ 299.00		
Family Daycare Facility	\$ 45.00		\$ -
Preschools up to 26 E-3 (H&S 13235 Max)	\$ 75.00		\$ -
Res. Care Fac. Up to 25 res.(H&S 13235 Max)	\$ -	\$ 50.00	
Res. Care Fac. Over 25 res.(H&S 13235 Max)	\$ -	\$ 100.00	
Private Schools	\$ 150.00	\$ 150.00	

## MASTER FEE SCHEDULE

### Section 2: Fire

Fee Description	Current Fee 17-Aug-09	Adopted Fee 1-Jul-10
Hazardous Materials Emergency = personnel costs+ equipment+ materials+admin fee 14.6%, 2 hour minimum		
Response Fee - Initial Response 2 hr minimum	\$ 396.00	\$ 396.00

**MASTER FEE SCHEDULE**

**Section 2: Fire**

<b>Fee Description</b>	<b>Current Fee 17-Aug-09</b>	<b>Adopted Fee 1-Jul-10</b>
Other Agency Response Additional Equipment & Manpower / per hour	Below: Hourly Rates	Below: Hourly Rates
Fire Chief	\$ 30.25	\$ 30.25
Deputy Chief / Battalion Chief / Company Officer / Captain / Lieutenant	\$ 10.77	\$ 10.77
Firefighter	\$ 9.44	\$ 9.44
Engine - Type 1	\$ 45.00	\$ 45.00
Ladder Truck	\$ 45.00	\$ 45.00
Engine - Type 3 or type 4	\$ 24.50	\$ 24.50
Minimum charge	2 hours	2 hours
Administrative fee	14.6%	14.6%
Rates based on CA OES 5 party agreement 2003		

MASTER FEE SCHEDULE

Section 3: Public Works

Fee Description	Current Fee 17-Aug-09
<b>PUBLIC WORKS (Plan &amp; Review)</b>	
Encroachment Permit Application Fee, per Hour **	\$89.00
**Encroachment Permit Deposit	100% of Improvement Costs
**Minimum Deposit amount	\$250.00
Oversize load permit	\$16.00
Subdivision Application	\$525.00
Site Inspection, Hourly rate for Engineer to inspect	\$89.00
Site Improvement Plans	\$660 + 5% of 1st \$1,000,000 + 4% of 2nd \$1,000,000 + 3% thereafter
Parcel Maps	\$315 + \$350/Lot
Subdivision Maps	\$315 + \$70/Lot
Grading Plans	\$130 + \$0.0011/SF
Flood Zone Certification Letter	\$25.00
Copies of plans (24 x 36 inch) Per 1st copy / subsequent copies	\$5.00 / \$3.00

## MASTER FEE SCHEDULE

## Section 4: Recreation &amp; Community Services

Fee Description	Current Fee 30-Jun-11	Adopted Fee 1-Jul-11
<b>SENIOR CENTER</b>		
<b>Large Room</b> 2000 sq.ft. (40 x 50)		
Rate per hour, (3 hour minimum)	\$ 80.00	\$ <b>88.00</b>
Kitchen Fee, per hour (3 hour minimum)	\$ 15.00	\$ <b>17.00</b>
Deposit	\$ 400.00	\$ 400.00
<b>Small Room</b> , 750 sq.ft. (34 x 22) No Kitchen		
Rate per hour, (3 hour minimum)	\$ 35.00	\$ <b>40.00</b>
Deposit	\$ 200.00	\$ 200.00
<b>Both Rooms</b>		
Rate per hour, (3 hour minimum)	\$ 95.00	\$ <b>105.00</b>
Kitchen Fee, per hour	\$ 15.00	\$ <b>17.00</b>
Deposit	\$ 400.00	\$ 400.00
<b>CITY HALL COUNCIL CHAMBERS / ROTUNDA</b>		
Rate per hour, (3 hour minimum)	\$ 105.00	\$ <b>115.00</b>
Deposit (No Kitchen)	\$ 300.00	\$ 300.00
<b>COURTYARD AT HARBOR SQUARE</b>		
Rate per hour, (2 hour minimum)	\$ 100.00	\$ <b>110.00</b>
Includes 2 staff for 1st 50 persons, additional fee for every 50 persons, per hour, Includes use of Courtyard Restrooms	\$ 22.00	\$ 22.00
Gas Fee for any use of Fireplace 1 Hour Before Sunset, per hour	\$ 5.00	\$ <b>6.00</b>
Deposit	\$ 200.00	\$ 200.00
<b>OLD TOWN PLAZA &amp; SHELDON PLAZA</b>		
Rate per hour, (2 hour minimum)	\$ 80.00	\$ <b>88.00</b>
P/A System Deposit	\$ 250.00	\$ 250.00
P/A System - Rent	\$ 50.00	\$ 75.00
Includes 1 staff for 1st 100 persons, additional fee for every 50 persons	\$ 22.00	\$ 22.00
Deposit	\$ 200.00	\$ 200.00
<b>TRAIN STATION PLAZA</b>		
Rate per hour, 2 hour minimum	\$ 60.00	\$ <b>65.00</b>
Deposit	\$ 200.00	\$ 200.00
<b>PARK USE FEES</b>		
Rate per hour, (2 hour minimum)	\$ 25.00	\$ <b>30.00</b>
Rate per hour for staff for Events requiring or requesting staff monitoring	\$ 22.00	\$ 22.00
Deposit	\$ 100.00	\$ 100.00
<b>BALLFIELD - RENTAL</b>		
Other than tournament - field only - 2 hours only	\$ 25.00	\$ <b>30.00</b>
Other than tournament - field with lights-2 hours only	\$ 50.00	\$ <b>55.00</b>
<b>LAMBRECHT/HERITAGE</b>		
Tournament-Per Field, Per Day	\$ 100.00	\$ <b>110.00</b>
Tournament- for 2 hours only (bases included)	\$ 40.00	\$ 40.00
Site Attendant Required/Per Hour	\$ 22.00	\$ 22.00
Prep per field, per prep - required every 4 games	\$ 30.00	\$ 30.00
Light Use Fee -Per Field/Per Hour	\$ 30.00	\$ <b>35.00</b>
Scoreboard Use	\$ 25.00	\$ 25.00

**MASTER FEE SCHEDULE**

**Section 4: Recreation & Community Services**

<b>Fee Description</b>	<b>Current Fee 30-Jun-11</b>	<b>Adopted Fee 1-Jul-11</b>
<b>LEAGUE USE</b>		
Per Hour, with attendant, (3 hour minimum)	\$ 22.00	\$ <b>25.00</b>
Without attendant, (2 hour game)	\$ 10.00	\$ <b>12.00</b>
Light Use Fee - w/o attendant (2 hour game)	\$ 40.00	\$ <b>45.00</b>
Light Use Fee with attendant- Per Field/Per Hour	\$ 30.00	\$ <b>35.00</b>
<b>MARINA</b>		
Overnight Guest Berthing, per night (72 hour limit)	\$ 12.00	\$ <b>15.00</b>
Commercial Use of Docks and Boat Launch (other than as provided by with City)	10% of Gross Receipts	10% of Gross Receipts
<b>BOAT LAUNCH</b>		
Parking fee, per 24 hours	\$ 5.00	\$ 5.00
Parking fee, annual pass	\$ 75.00	\$ <b>90.00</b>
Parking fee, monthly pass	\$ -	\$ <b>50.00</b>
<b>MONTHLY SLIP RENTAL RATES</b>		
<b>SLIP SIZE</b>		
28 feet	\$ 155.40	\$ <b>160.00</b>
34 feet	\$ 188.70	\$ <b>194.00</b>
40 feet	\$ 222.00	\$ <b>228.00</b>
46 feet	\$ 255.30	\$ <b>263.00</b>
50 feet	\$ 277.50	\$ <b>285.00</b>
<b>JOE NELSON COMMUNITY CENTER</b>		
<b>1-Jul-11</b>		
<b>BANQUET ROOM WITHOUT KITCHEN</b>		
Weekday Rates Class A (non-profit) - per hour	\$ 110.00	\$ <b>120.00</b>
Weekday Rates Class B (private & for-profit) - per hour	\$ 120.00	\$ <b>130.00</b>
Weekend Rates - per hour	\$ 140.00	\$ <b>150.00</b>
Deposit	\$ 400.00	\$ 400.00
<b>BANQUET ROOM WITH KITCHEN</b>		
Weekday Rates Class A (non-profit) - per hour	\$ 120.00	\$ <b>130.00</b>
Weekday Rates Class B (private & for-profit) - per hour	\$ 130.00	\$ <b>140.00</b>
Weekend Rates - per hour	\$ 155.00	\$ <b>170.00</b>
Deposit	\$ 400.00	\$ 400.00
<b>MEETING ROOM A</b>		
Weekday Rates Class A (non-profit) - per hour	\$ 30.00	\$ <b>33.00</b>
Weekday Rates Class B (private & for-profit) - per hour	\$ 50.00	\$ <b>55.00</b>
Weekend Rates - per hour	\$ 75.00	\$ <b>83.00</b>
Deposit	\$ 200.00	\$ 200.00
<b>MEETING ROOM B</b>		
Weekday Rates Class A (non-profit) - per hour	\$ 35.00	\$ <b>40.00</b>
Weekday Rates Class B (private & for-profit) - per hour	\$ 55.00	\$ <b>60.00</b>
Weekend Rates - per hour	\$ 80.00	\$ <b>8.00</b>
Deposit	\$ 200.00	\$ 200.00

**MASTER FEE SCHEDULE**

**Section 4: Recreation & Community Services**

<b>Fee Description</b>	<b>Current Fee 30-Jun-11</b>	<b>Adopted Fee 1-Jul-11</b>
<b>MEETING ROOM C</b>		<b>1-Jul-11</b>
Weekday Rates Class A (non-profit) - per hour	\$ 25.00	\$ <b>30.00</b>
Weekday Rates Class B (private & for-profit) - per hour	\$ 45.00	\$ <b>50.00</b>
Weekend Rates - per hour	\$ 65.00	\$ <b>70.00</b>
Deposit	\$ 200.00	\$ 200.00
<b>MEETING ROOMS - MULTIPLE</b>		
Weekend Multi-room Rate, any 2 rooms	\$ 95.00	\$ <b>105.00</b>
Weekend Multi-room Rate, any 3 rooms	\$ 115.00	\$ <b>125.00</b>
Deposit	\$ 400.00	\$ 400.00
<b>CLASSROOM 1</b>		
Weekday Rates Class A (non-profit) - per hour	\$ 25.00	\$ <b>30.00</b>
Weekday Rates Class B (private & for-profit) - per hour	\$ 45.00	\$ <b>50.00</b>
Weekend Rates - per hour	\$ 70.00	\$ <b>80.00</b>
Deposit	\$ 200.00	\$ 200.00
<b>KITCHEN (WITH MEETING ROOM) RENT</b>		
Weekday Rates Class A (non-profit) - per hour	\$ 35.00	\$ <b>40.00</b>
Weekday Rates Class B (private & for-profit) - per hour	\$ 40.00	\$ <b>45.00</b>
Weekend Rates - per hour	N/A	N/A
Deposit for Kitchen use only (no room rental)	\$ 200.00	\$ 200.00
Charge to add additional tables	\$ 25.00	\$ 25.00

MASTER FEE SCHEDULE

Section 5: Building

Fee Description	Current Fee 17-Aug-09	Adopted Fee 1-Jul-10
<b>FIRE SAFETY PLAN CHECK</b>		
Commercial/Industrial/Multi-family	25% of Building Permit	25% of Building Permit
Single-Family Residence	25% of Building Permit	25% of Building Permit
Maximum Amount	\$ 127.00	\$ 127.00
<b>GRADING - NEW DEVELOPMENT ONLY</b>		
Residential Lot	\$ 95.00	\$ 95.00
Multi-Family per Unit	\$ 32.00	\$ 32.00
Commercial/Industrial per 1/4 acre	\$ 254.00	\$ 254.00
Grading Plan Check	65% of Grading Permit	65% of Grading Permit
<b>SECURITY INSPECTION</b>		
Residential per Dwelling Unit	\$ 42.00	\$ 42.00
Multi-Family per Dwelling Unit	\$ 42.00	\$ 42.00
<b>SIGN PERMIT</b>		
Base Permit Fee	\$ 254.00	\$ -
Plus amount per Sign	\$ 44.00	\$ -
<b>ENERGY PLAN CHECK</b>		
Residential per Dwelling	\$ 44.00	\$ 44.00
Commercial /Industrial		
Base Amount	\$ 127.00	\$ 127.00
Plus per Square foot	\$ 0.03	\$ 0.03
<b>Certified Access Specialist</b>		
Consultation Fee	\$ -	\$25 + Cost of Outside Services or \$80/hour
<b>Document Archival Fee</b>		
Per 8 1/2" x 14" or smaller, per sheet	\$ -	\$ 0.25
Larger Sheets, per sheet	\$ -	\$ 1.50
<b>Planning Department</b>		
<b>BUILDING PERMIT PLAN CHECK / INSPECTION</b>		
<b>Residential</b>		
Base Amount	25% of Building Permit	25% of Building Permit
Maximum	\$ 66.00	\$ 66.00
<b>Commercial</b>		
Base Amount	5% of Building Permit	5% of Building Permit
Maximum	\$ 66.00	\$ 66.00

MASTER FEE SCHEDULE

Section 6: Planning

Fee Description	Current Fee 17-Aug-09	Adopted Fee 1-Jul-10
Variance - Major	\$ 895.00	\$ 895.00
Variance - Minor	\$ 371.00	\$ 371.00
Use Permit - Major (Including Care Facilities)	\$ 895.00	\$ 895.00
Use Permit - Minor (Including Care Facilities)	\$ 371.00	\$ 371.00
Use Permit - Exceptions (Hr District)	\$ 74.00	\$ 74.00
Use Permit-Temp <72 Hours	\$ 31.00	\$ 31.00
Use Permit-Temp >72 Hours	\$ 124.00	\$ 124.00
Site Plan Review	\$ 744.00	\$ 744.00
Add: Per Res Dwelling Unit	\$ 15.00	\$ 15.00
Add: Per Non-Res Square Foot	\$ 0.10	\$ 0.10
Architectural Review	\$ 744.00	\$ 744.00
Add: Per Res Dwelling Unit	\$ 15.00	\$ 15.00
Add: Per Non-Res Square Foot	\$ 0.10	\$ 0.10
Tentative Parcel Map	\$ 372.00	\$ 372.00
Additional Lot	\$ 74.00	\$ 74.00
Lot Line Adjustments Processing	\$ 358.00	\$ 358.00
Tentative Subdivision Map	\$ 1,115.00	\$ 1,115.00
Additional Residential Lot	\$ 15.00	\$ 15.00
Additional Non-Res Lot/Sq Ft	\$ 0.10	\$ 0.10
Tentative Map Extension	\$ 372.00	\$ 372.00
Planned Unit Development	\$ 1,115.00	\$ 1,115.00
Additional Residential/DU	\$ 15.00	\$ 15.00
Additional Non-Res/Sq Ft	\$ 0.10	\$ 0.10
Annexations	\$ 1,484.00	\$ 1,484.00
Final Parcel Map	\$ 371.00	\$ 371.00
Final Subdivision Map	\$ 630.00	\$ 630.00
Appeals Planning Comm/City Council	\$ 74.00	\$ 74.00
Rezoning/Prezoning	\$ 1,484.00	\$ 1,484.00
Rezoning/Prezoning (Add'l Per Acre)	\$ 74.00	\$ 74.00
General Plan Amendment	\$ 1,484.00	\$ 1,484.00
Ordinance Amendment-Text or other	\$ 1,484.00	\$ 1,484.00
Design Review	\$ 74.00	\$ 74.00
Design Review New Structures/Additions	\$ 148.00	\$ 148.00
Design Review Remodeling	\$ 37.00	\$ 37.00
Design Review / Signs	\$ 37.00	\$ 37.00
Design Review/Sign Program	\$ 372.00	\$ 372.00

## MASTER FEE SCHEDULE

### Section 6: Planning

Fee Description	Current Fee 17-Aug-09	Adopted Fee 1-Jul-10
Publications/Maps		
General Plan Publication-Vol. I & II	\$ 57.00	\$ 57.00
Volume I	\$ 37.00	\$ 37.00
Volume II	\$ 24.00	\$ 24.00
Zoning Map/General Plan Maps	\$ 15.00	\$ 15.00
Zoning Ord/General Plan Text	\$ 37.00	\$ 37.00
Downtown/Waterfront Specific Plan	\$ 37.00	\$ 37.00
Planning & Zoning Insp. -Letter of Compliance	\$ 61.00	\$ 61.00
Letter of Inspection Record,Permit Verification, not requiring on-site inspection (add'l if necessary)	\$ 14.00	\$ 14.00
Work of - Professional Staff - Director, per hour	\$ 116.00	\$ 116.00
Work of - Paraprofessional Staff - Assoc. Planner, per hour	\$ 77.00	\$ 77.00
Work of - Clerical Staff, per hour	\$ 59.00	\$ 59.00
General Planning Services-New Development		
Single Family Residence per Unit	\$ 171.00	\$ 171.00
Multi Family Residence per Unit	\$ 145.00	\$ 145.00
Commercial/Industrial per square feet	\$ 0.13	\$ 0.13
Negative Declaration	\$ 350.00	\$ 350.00
Mitigated Negative Declaration	\$ 600.00	\$ 600.00
Categorical Exemption	\$ 250.00	\$ 250.00
Public Hearing Notice	\$ -	<i>\$50 + Cost of Publication &amp; Mailing</i>
Water Efficient Landscaping Ordinance Compliance	\$ -	<i>\$25 + Cost of Outside Services or \$77/hour</i>
<b>Deposits applied toward Actual Costs of Staff, Attorneys, Consultants</b>		
Development Agreement - Minimum Deposit Required	\$ 20,000.00	\$ 20,000.00
Environmental Impact Report (EIR), Minimum Deposit Required	\$ 20,000.00	\$ 20,000.00
Initial Study at Actual Cost, Minimum Deposit Required	\$ 12,000.00	\$ 12,000.00
Mitigation Monitoring Program, at Actual Cost - Minimum Deposit	\$ 5,000.00	\$ 5,000.00
Annexation into Community Facilities District #2, Min. Deposit	\$ 10,000.00	\$ 10,000.00

MASTER FEE SCHEDULE

Section 7: Business Tax License

Fee Description	Current Tax	
<b>BUSINESS LICENSE, GROSS RECEIPTS SCHEDULE:</b>		
<b>Class A <sup>(1)</sup> - retail sales, contractors, subcontractors, restaurants, property management or leasing, rentals, personal or repair services, etc.</b>		
<b>Class B <sup>(1)</sup> -professionals such as attorneys, architects, accountants, real estate agents and brokers, appraisers, doctors, consultants, engineers, bookkeepers, investigators, developers, advertising agents, interior designers, etc.</b>		
	Class	
	A <sup>(1)</sup>	B <sup>(1)</sup>
Gross Receipts : 0 - 40,000	50.00	76.00
Gross Receipts : 40,000 - 60,000	60.00	90.00
Gross Receipts : 60,000 - 80,000	70.00	96.00
Gross Receipts : 80,000 - 100,000	80.00	120.00
Gross Receipts : 100,000 - 120,000	90.00	136.00
Gross Receipts : 120,000 - 140,000	100.00	150.00
Gross Receipts : 140,000 - 160,000	110.00	166.00
Gross Receipts : 160,000 - 180,000	120.00	180.00
Gross Receipts : 180,000 - 200,000	130.00	196.00
Gross Receipts : 200,000 - 240,000	146.00	220.00
Gross Receipts : 240,000 - 280,000	170.00	256.00
Gross Receipts : 280,000 - 320,000	190.00	286.00
Gross Receipts : 320,000 - 360,000	210.00	316.00
Gross Receipts : 360,000 - 400,000	230.00	346.00
Gross Receipts : 400,000 - 450,000	250.00	376.00
Gross Receipts : 450,000 - 500,000	270.00	406.00
Gross Receipts : 500,000 - 550,000	290.00	436.00
Gross Receipts : 550,000 - 600,000	310.00	466.00
Gross Receipts : 600,000 - 700,000	330.00	646.00
Gross Receipts : 700,000 - 800,000	350.00	766.00
Gross Receipts : 800,000 - 900,000	370.00	826.00
Gross Receipts : 900,000 - 1,000,000	390.00	886.00
For each add'l \$100,000 or fraction thereof :	15.00	15.00
<b>BUSINESS LICENSE, MISCELLANEOUS FEE SCHEDULE</b>		
Apartments, Hotels, Motels & Mobile Home Parks - per unit for fourplexes & up <sup>(1)</sup>	\$5.30	
Amusement/Vending Machines, per Gross Receipts schedule, except for:		
Billiard and Pool Rooms - for first table <sup>(1)</sup>	\$31.90	
Each additional table	\$15.90	
Circus, per Day	\$213.00	
Carnivals, per Day	\$213.00	
Night Clubs, per year <sup>(1)</sup>	\$532.50	
Dance Halls, per year <sup>(1)</sup>	\$532.50	
Mechanical Amusement, per year per machine (music mechanical or video devices)	\$21.30	

## MASTER FEE SCHEDULE

### Section 7: Business Tax License

Fee Description	Current Tax
Ambulance Service - per ambulance, per year	\$53.20
Auctioneer	\$53.20
Administrative Offices with No Gross Receipts <sup>(1)</sup> , the greater of:	\$50.00 or .1% of gross operating expenses
Itinerant Merchant, Peddlers (Temporary sales up to 190 days) and must post a bond	\$266.20
Principal Solicitor without a regular place of business in the City (and must post bond)	\$266.20
Additional Solicitors	\$21.30
Solicitor who is a bona fide resident of the city, applying as an individual	\$47.90
Bingo - for profit	\$53.20
Contractors and trades based outside City	\$133.10
Plus for each associate or employee working within the City	\$26.60
Service firms based outside the City	\$50.00
Plus for each associate or employee working within the City	\$25.00
Transportation & Trucking - for the first truck, per year	\$42.60
Additional truck, per year	\$21.30
<b>(1) SAFETY INSPECTION FEE</b>	
<sup>(1)</sup> In addition to the above, businesses within the city are charged a Safety inspection fee, per year	\$24.90 plus \$0.027 per square foot

**MASTER FEE SCHEDULE**

**Section 8: SSWA WATER RATES**

**ADOPTED MAY 3, 2008**

**(As Established by SSWA-JPA Resolution)**

<b>Fee Description</b>	<b>Effective FY 2009-10</b>	<b>Effective FY 2010-11</b>
<b>WATER DEPARTMENT</b>		
Late Charge (Late Penalty-Water Bills)	10% of balance	10% of balance
Same Day Reconnection Fee	\$35.00	\$35.00
Collection Fee	\$21.30	\$21.30
Unauthorized Turn-on Fee	\$42.60	\$42.60
Curb Stop Damage Fee	\$235.30	\$235.30
Meter Damage Fee	\$235.30	\$235.30
Meter Lock Damage Fee	\$42.60	\$42.60
Emergency Connection Fee (Outside of Reg Business Hours)	\$35.00	\$35.00
Water Deposit	\$30.00	\$30.00
Maximum Deposit	\$180.00	\$180.00
Hydrant Meter Deposit	\$700.00	\$700.00
<b>WATER CONNECTION FEES</b>		
Single-Family Homes - 3/4" meter	\$4,859.00	\$4,859.00
Other Customer Classes - 3/4" meter	\$4,859.00	\$4,859.00
- 1" meter	\$8,168.00	\$8,168.00
- 1 1/2" meter	\$16,286.00	\$16,286.00
- 2" meter	\$26,068.00	\$26,068.00
- 3" meter	\$48,908.00	\$48,908.00
- 4" meter	\$81,530.00	\$81,530.00
- 6" meter	\$163,011.00	\$163,011.00
<b>WATER METER - SET FEES</b>		
3/4 " Single-Family Residence	\$352.00	\$360.00
3/4 "	\$352.00	\$360.00
1 "	\$384.00	\$393.00
1 1/2 "	\$609.00	\$624.00
2 "	\$843.00	\$863.00
3"	\$1,580.00	\$1,618.00
4"	\$2,721.00	\$2,786.00

**MASTER FEE SCHEDULE**

**Section 8: SSWA WATER RATES**

**ADOPTED MAY 3, 2008**

**(As Established by SSWA-JPA Resolution)**

<b>Fee Description</b>	<b>Effective FY 2009-10</b>	<b>Effective FY 2010-11</b>
6"	\$4,323.00	\$4,427.00
Water Construction Sites	\$20.45	\$20.45

<b>WATER BI-MONTHLY SERVICE CHARGES</b>		
Single-Family Customers	\$30.59	\$30.59
3/4" Meter	\$30.59	\$30.59
1" Meter.	\$48.96	\$48.96
1 1/2" Meter	\$88.46	\$88.46
2" Meter	\$128.24	\$128.24
3" Meter	\$168.00	\$168.00
4" Meter	\$207.79	\$207.79
6" Meter	\$247.32	\$247.32

<b>RESIDENTIAL COMMODITY RATES</b>		
0 to 13 CCF	\$1.06	\$1.06
14 to 32 CCF	\$1.31	\$1.31
33 to 48 CCF	\$1.64	\$1.64
49+ CCF	\$1.97	\$1.97

<b>NON-RESIDENTIAL COMMODITY RATE</b>		
All water usage above minimum	\$1.06	\$1.06

**MASTER FEE SCHEDULE**

**Section 9: FSSD SEWER CONNECTION FEES**

**Effective 7/1/08**

**(As Established by Fairfield-Suisun Sewer District Resolution)**

Fee Description	Current Fee
<b>SEWER CONNECTION FEES</b>	
Single-Family Dwelling	\$5,943.00
Multi-Family Dwelling-First Unit	\$5,943.00
Multi-Family Dwelling: Each Additional Unit in Same Building	\$3,566.00
Trailer Court, Mobile Home Park, Hotel, Auto Court, Motel,	
Rooming House: First Unit	\$5,943.00
Each Additional Unit	\$2,971.00

**MASTER FEE SCHEDULE**

**Section 10: MISCELLANEOUS**

<b>Fee Description</b>	<b>Current Fee 17-Aug-09</b>
<b>MISCELLANEOUS FEES</b>	
Copies of City Records	
Non-Public Safety Records/per sheet of 8 1/2 x 11 inch.	\$0.30
Copies Limited by Statute	\$0.10
Audio Tape/Per Tape (Prepared by City)	\$27.00
Audio Tape/Per Tape (Prepared by Party)	\$12.00
Document Search/per hour	\$30.00
City Council Agenda Subscription (Annual)	\$53.00
City Budget /per copy	\$42.00
Videotapes and Compact Disks	\$42.00
Video Tapes and Compact Disks - each additional	\$21.00
Facsimile - local number, first page	\$1.00
each additional page	\$0.30
Facsimile - long distance number, first page	\$2.00
each additional page	\$1.00
Special Handling charge (mailing, etc.)	\$7.00
Returned Checks	\$25.00
Subordination Agreements approval/documentation/notary	\$79.00