

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF
FRESNO, CALIFORNIA ESTABLISHING FINDINGS
PURSUANT TO CALIFORNIA GOVERNMENT CODE
SECTIONS 65961 AND 66498.1(C)(1)

WHEREAS, National Fire Protection Association (NFPA) in NFPA 1710, the Standard for the Organization and Deployment of Fire Suppression Operations, Emergency Medical Operations, and Special Operation to the Public by Career Fire Departments sets standards for turnout time, travel time, and total response time for fire and emergency medical incidents, as well as other standards for operation and fire service; and

WHEREAS, The City of Fresno Fire Department operates its facilities under the guidance set by the NFPA in NFPA 1710 and has established the objectives set forth in NFPA 1710 as department objectives to ensure the public health, safety, and welfare; and

WHEREAS, NFPA 1710 sets the standard for turnout time at eighty seconds for fire incidents and sixty seconds for emergency medical service (EMS) incidents; the standard for travel time for either the first arriving engine in a fire suppression event or the first responder with an automatic external defibrillator in an EMS event at four minutes; and sets a standard that all units must arrive within eight minutes travel time; and

WHEREAS, the City of Fresno (City) Fire Department has identified three areas of the City (including the areas covered by Fire Stations 7, 10, and 18) where, in the

Date Adopted:

Date Approved

Effective Date:

City Attorney Approval: 

Resolution No.

near future proposed developments will create conditions where the City Fire Department will not be able to meet the NFPA 1710 response times for either first engine response to a fire suppression event, or first responder with an automatic external defibrillator to an EMS event, without constructing new fire stations in those areas; and

WHEREAS, the Fire Department has identified the area covered by Fire Station 18 to be critical, has studied response times in the area, and has determined that because turnout times from the temporary station and response times in the southern portion of the service area are already compromised, no new development may be occupied until a new station has been built to service the Fire Station 18 area; and

WHEREAS, the current Fire Facility Impact Fee (Fire Impact Fee) does not include a fee related to the development of Fire Station 18; and

WHEREAS, there are many vesting tentative which would otherwise not contribute to the construction of Fire Station 18; and

WHEREAS, the current Fire Impact Fee is inadequate to generate the revenues needed to fund the construction of new fire stations; and

WHEREAS, the City of Fresno prepared a Nexus Study that conforms with California Assembly Bill 1600 and identifies the impact fee rate necessary to generate revenue to fund construction of the three new fire stations needed to meet response time standards; and

WHEREAS, California Government Code Sections 65961 and 66498.1(c)(1) provide that the City may impose an updated and/or new fee on previously approved development entitlements, including vesting tentative maps, when a failure to do so

would place the residents of the development or the immediate community, or both, in a condition dangerous or perilous to their health and safety, or both.

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

1. Based upon the information and testimony presented at the hearing on June 13, 2019, including all the attachments to the subject report, Council hereby finds that a failure to impose the updated Fire Impact Fee would place the residents of new development and/or the immediate community, or both, in a condition dangerous and/or perilous to their health and safety, or both.

2. The adopted Fire Impact Fee, as described in Resolution No. _____, shall be applied to all developments, including previously approved tentative maps and other development entitlements.

* * * * *

STATE OF CALIFORNIA)
COUNTY OF FRESNO) ss.
CITY OF FRESNO)

I, YVONNE SPENCE, City Clerk of the City of Fresno, certify that the foregoing resolution was adopted by the Council of the City of Fresno, at a regular meeting held on the _____ day of _____, 2019.

AYES :
NOES :
ABSENT :
ABSTAIN :

Mayor Approval: _____, 2019
Mayor Approval/No Return: _____, 2019
Mayor Veto: _____, 2019
Council Override Vote: _____, 2019

YVONNE SPENCE, MMC CRM
City Clerk

BY: _____
Deputy

APPROVED AS TO FORM:
DOUGLAS T. SLOAN,
City Attorney

BY: _____
RAJ SINGH BADHESHA
Senior Deputy City Attorney