

BILL NO. \_\_\_\_\_

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

AN ORDINANCE OF THE CITY OF FRESNO, CALIFORNIA, AMENDING SECTION 12-4.1404 OF THE FRESNO MUNICIPAL CODE, RELATING TO EXEMPTION FROM PAYMENT OF FEES FOR CERTAIN TYPES OF BUSINESS

THE COUNCIL OF THE CITY OF FRESNO DOES ORDAIN AS FOLLOWS:

SECTION 1. Section 12-4.1404 of the Fresno Municipal Code is amended to read:

SECTION 12-4.1404. EXEMPTION FROM PAYMENT OF FEES FOR CERTAIN TYPES OF BUSINESS.

(a) A development project located in an Economically Disadvantaged Neighborhood is exempt from payment of Development Impact Fees if all of the following criteria are met:

(1) The development project is either:

(i) A grocery store dedicating at least fifty percent of its retail space for a general line of food and non-food grocery products intended for home preparation, consumption, and use; or a grocery store dedicating at least thirty percent of its retail space for perishable goods that include dairy, fresh produce, fresh meats/poultry/fish, and frozen foods; or a grocery store dedicating at least 500

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Date Approved  
Effective Date:  
City Attorney Approval: \_\_\_\_\_

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square feet of retail space to fresh produce. The exemption shall not apply to convenience stores.

(ii) Any building to be used as a professional or medical office.

(iii) Banks or credit unions. This article does not apply to Payday Lending Establishments.

(iv) Mixed use developments.

(v) Newly constructed or newly renovated hotels.

[(vi) Facilities that are open to and serve the general public to provide social services and activities, including but not limited to, community workshops and events, educational activities, and/or health screenings.]

(2) The development project is owner-occupied or subject to a commercial lease of three years or more.

(3) Necessary city infrastructure is already in place.

SECTION 2. This ordinance shall become effective and in full force and effect at 12:01 a.m. on the thirty-first day after its final passage.

\* \* \* \* \*

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

I, YVONNE SPENCE, City Clerk of the City of Fresno, certify that the foregoing ordinance was adopted by the Council of the City of Fresno, at a regular meeting held on the \_\_\_\_\_ day of \_\_\_\_\_, 2018.

AYES :  
NOES :  
ABSENT :  
ABSTAIN :

YVONNE SPENCE, MMC  
City Clerk

BY: \_\_\_\_\_  
Deputy

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

BY: \_\_\_\_\_  
Katie Doerr Date  
Chief Assistant City Attorney

KBD:ns [80364ns/kbd]- 5/30/18