

**RESOLUTION NO. 04-25**

**A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF BUCKEYE, ARIZONA, ADOPTING DEVELOPMENT FEES IN COMPLIANCE WITH STATE LAW.**

**WHEREAS**, Arizona’s enabling legislation for development fees, A.R.S. § 9-463.05 (the “Development Fee Statute”) requires the City to produce three integrated documents prior to assessing development fees: (i) land use assumptions (“LUA”), (ii) an infrastructure improvements plan (“IIP”), and (iii) a development fee study based upon the LUA-IIP. The Development Fee Statute also requires a two-phase adoption process, whereby the LUA and IIP are reviewed, refined and adopted before the development fee study is addressed; and

**WHEREAS**, in accordance with the Development Fee Statute, (i) the LUA-IIP were released to the public, (ii) on October 15, 2024, the City Council held a public hearing to receive public comment on the LUA-IIP, and (iii) on November 19, 2024, the City Council approved Resolution No. 77-24 adopting the LUA-IIP, and giving notice of its intent to assess development fees; and

**WHEREAS**, the development fee study based upon the LUA-IIP approved by City Council on November 19, 2024, was updated to include comments received from the public, including representatives of the development community; and

**WHEREAS**, in accordance with the Development Fee Statute, on January 7, 2025, the City Council held a public hearing on the document entitled *Draft Land Use Assumptions, Infrastructure Improvements Plan, and Development Fee Report, Prepared for Buckeye, Arizona*, dated November 6, 2024, prepared by TischlerBise; and

**WHEREAS**, the City Council desires to conclude the second phase of the development fee adoption process by approving the final version of its development fee report.

**BE IT RESOLVED** by the Mayor and Council of the City of Buckeye, Arizona, as follows:

Section 1. The recitals above are hereby incorporated as if fully set forth herein.

Section 2. The *Land Use Assumptions, Infrastructure Improvements Plan, and Development Fee Report, Prepared for Buckeye, Arizona, dated February 18, 2025*, prepared by TischlerBise (“Final Development Fee Report”), is hereby adopted in substantially the form and substance on file with the City Clerk.

Section 3. The development fees set forth in the Final Development Fee Report shall be effective May 5, 2025.

Section 4. The Mayor, City Manager, City Attorney, and City Clerk are hereby authorized and directed to take all steps necessary to carry out the purpose and intent of this Resolution.

**PASSED AND ADOPTED** by the Mayor and Council of the City of Buckeye, Arizona, this 18<sup>th</sup> day of February, 2025.

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Eric W. Osborn, Mayor

ATTEST:

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Lucinda J. Aja, City Clerk

APPROVED AS TO FORM:

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K. Scott McCoy, City Attorney