

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILPITAS APPROVING THE ESTABLISHMENT OF THE MILPITAS RESIDENTIAL BUILDING INCENTIVE PROGRAM

WHEREAS, the City of Milpitas (the “City”) charges fees for licenses, permits, and various services provided by the City (collectively, the “Fees”); and

WHEREAS, Fees are established and adjusted based on the City’s cost to provide the services, permits, licenses, or regulatory activity for which the Fees are imposed; and

WHEREAS, the City recognizes that certain City-provided services – namely, residential permitting and inspection for replacement of water heaters, furnaces and air conditioners; and installation of solar photovoltaic or thermal systems – are essential activities to maintain housing habitability and encourage safe, energy-efficient installations and renewable energy use to promote energy efficiency and long-term household affordability through reduced energy costs; and,

WHEREAS, the City desires to ensure that these building safety and quality-of-life services are available to all its residents, regardless of their financial ability to pay the full fee, to achieve the City’s overall goal of ensuring health, safety, and welfare in the Milpitas community; and

WHEREAS, the City’s Building, Safety and Housing Department has demonstrated proficiency through its ongoing successful administration of the Building, Safety and Housing Department’s numerous permits and varied programs, the ability to implement, maintain, track, and administer similar services.

NOW, THEREFORE, the City Council of the City of Milpitas hereby finds, determines, and resolves as follows:

1. The City Council has considered the full record before it, which may include but is not limited to such things as the staff report, testimony by staff and the public, and other materials and evidence submitted or provided to it. Furthermore, the recitals set forth above are found to be true and correct and are incorporated herein by reference.
2. The City Council does hereby approve the establishment of the Milpitas Residential Building Incentive Program for the purpose of ensuring health, safety, and welfare in the community by encouraging property maintenance, safe and energy-efficient installations, and renewable energy use, to promote energy efficiency and long-term household affordability through reduced energy costs.
3. With the establishment of the Residential Building Incentive Program, the City Council authorizes staff to incorporate the estimated impacts to the General Fund into the 2019-20 budget.

PASSED AND ADOPTED this ____ day of _____, 2019, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

ATTEST:

APPROVED:

Mary Lavelle, City Clerk

Rich Tran, Mayor

APPROVED AS TO FORM:

Christopher J. Diaz, City Attorney