

**RESOLUTION NO. 2023-03**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDIAN WELLS, CALIFORNIA, ORDERING THE LEVY AND COLLECTION OF ASSESSMENTS FOR THE CITY OF INDIAN WELLS FIRE TAX STANDBY AND AVAILABILITY CHARGES PURSUANT TO CITY ORDINANCE NO. 170**

**WHEREAS**, the City Council of the City of Indian Wells, California (the "City Council") has prepared the annual assessment against parcels of land within the City of Indian Wells for the Fire Tax Standby and Availability Charges for the Fiscal Year commencing July 1, 2023, and ending June 30, 2024, pursuant to City Ordinance No. 170 to pay for the described standby costs; and

**WHEREAS**, the City Council has retained Willdan Financial (the "Engineer") for the purpose of assisting the City with the preparation of the annual assessment and collection of the Fire Tax Standby and Availability Charges; and

**WHEREAS**, the Engineer has prepared the proposed charge and collection upon eligible parcels of land within the City, and the City Council has approved such assessments; and

**WHEREAS**, the City Council desires to levy and collect assessments against parcels of land within the District for the Fiscal Year commencing July 1, 2023, and ending June 30, 2024, to pay for the Fire Tax Standby and Availability Charges; and

**WHEREAS**, A Public Hearing Notice was published in a newspaper of general circulation once at least fifteen (15) days before the public hearing on annual levies; a copy of the Public Hearing Notice was posted in three (2) public places within the City.

**NOW, THEREFORE, BE IT RESOLVED, DETERMINED, AND ORDERED BY THE CITY COUNCIL AS FOLLOWS:**

**SECTION 1.** That the Special Fire Tax Standby and Availability charges be paid by the property owners to the City for the Fiscal Year commencing July 1, 2023, and ending June 30, 2024, and shall be as follows:

<u>Land Use</u>	<u>Assessment</u>
Residential Improved Lot	\$120.00 per dwelling unit per year
Residential Subdivided Vacant Lot	\$ 60.00 per equivalent dwelling unit per year
Vacant Acreage:	
Up to and including 1 acre	\$ 36.00 per year
For sizes over 1 acre up to and including 50 acres	\$ 36.00 for the first acre plus \$6.50 per each additional acre or a prorated portion of an acre per year

<u>Land Use</u>	<u>Assessment</u>
For sizes over 50 acres up to and including 100 acres	\$ 36.00 for the first acre plus \$6.50 per each additional acre up to & including 50 acres plus \$2.60 per acre or prorated portion of an acre over 50 acres per year
For size over 100 acres	\$ 36.00 for the first acre plus \$6.50 per each additional acre up to & including 50 acres plus \$2.60 per acre over 50 acres up to & including 100 acres plus \$0.65 per acre or prorated portion of an acre over 100 acres, per year

**SECTION 2.** In accordance with City Ordinance No. 170, non-residential land shall be levied upon the class of improvements to property and the use of property basis utilizing estimated fire flow requirements determined in accordance with the formula contained in the Insurance Services Office guidelines in the Fire Prevention and Control Master Planning Guide distributed by the United States Department of Commerce.

**SECTION 3.** The document referenced in Section 2 is no longer in production and has been replaced by County of Riverside regulations for fire flow requirements. The City of Indian Wells has adopted those County regulations through Ordinance Nos. 370 and 451. The rates for non-residential land will not exceed the maximum allowable charge.

**SECTION 4.** The above rates shall be effective July 1, 2023, through June 30, 2024.

**PASSED, APPROVED AND ADOPTED** by the City Council of the City of Indian Wells, California, at a regular meeting held on this 2<sup>nd</sup> day of March 2023.

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**DONNA GRIFFITH**  
**MAYOR**

**CERTIFICATION FOR RESOLUTION NO. 2023-03**

I, Angelica Avila, City Clerk of the City Council of the City of Indian Wells, California, **DO HEREBY CERTIFY** that the whole number of the members of the City Council is five (5); that the above and foregoing resolution was duly and regularly passed and adopted at a regular meeting of the City Council of the City of Indian Wells the 2<sup>nd</sup> day of March 2023, by the following vote:

AYES:  
NOES:

**ATTEST:**

**APPROVED AS TO FORM:**

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**ANGELICA AVILA**  
**CITY CLERK**

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**TODD LEISHMAN**  
**CITY ATTORNEY**