

ADOPTED BY THE
MAYOR AND COUNCIL

March 22, 2022

ORDINANCE NO. 11919

RELATING TO DEVELOPMENT IMPACT FEES; AMENDING TUCSON CODE CHAPTER 23A DEVELOPMENT COMPLIANCE CODE, ARTICLE III DEVELOPMENT IMPACT FEE REGULATIONS, DIVISION 2 FEE CALCULATION, SECTION 23A-81(E) WAIVERS; AND SETTING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF TUCSON, ARIZONA, AS FOLLOWS:

SECTION 1. Article III, Division 2, Section 23A-81(E) of Tucson Code Chapter 23A is hereby amended as follows:

“ARTICLE III, DEVELOPMENT IMPACT FEE REGULATIONS

DIVISION 2. FEE CALCULATION

SECTION 23A-81(E) Waivers

E. Waivers. Development impact fees shall not be waived except in accordance with the provisions set forth in section 23A-81(E)(1) and (2) below. When development impact fees are waived, the city shall transmit non-development impact fee funds to cover the waivers into the appropriate development impact fee account.

1. Affordable housing: Any waiver of development impact fees for eligible affordable housing providers, including any waiver pursuant to an affordable housing program approved by the Mayor and Council under which the City provides a subsidy for eligible affordable housing projects, requires the prior approval of the Mayor and Council.


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SECTION 2. If any provisions of this Ordinance or the application thereof to any person or circumstance are invalid, the invalidity shall not affect other provisions or applications of this Ordinance which can be given effect without the invalid provisions or circumstance, and to this end the provisions of this Ordinance are severable.

SECTION 3. This Ordinance becomes effective thirty (30) days after it is adopted by the Mayor and Council and is available from the City Clerk.

SECTION 4. The various City officers and employees are authorized and directed to perform all acts necessary or desirable to give effect to this Ordinance.

PASSED, ADOPTED, AND APPROVED by the Mayor and Council of the City of Tucson, Arizona, March 22, 2022.



MAYOR

ATTEST:




CITY CLERK

APPROVED AS TO FORM:



CITY ATTORNEY

REVIEWED BY:



CITY MANAGER

PG/tt
03/01/2022