

ATTACHMENT "D-5"

ORDINANCE OF THE COUNCIL OF THE CITY OF FRESNO  
PROPOSED AND INITIATED BY \_\_\_\_\_  
MOVED BY Smith SECONDED BY Calandra

BILL NO. B-120

ORDINANCE NO. 94-116

TITLE OF THE ORDINANCE

AN ORDINANCE OF THE COUNCIL OF THE CITY OF  
FRESNO, CALIFORNIA, ESTABLISHING CERTAIN TIME  
LIMITATIONS FOR THE CHINATOWN EXPANDED AREA  
REDEVELOPMENT PLAN PURSUANT TO CALIFORNIA  
HEALTH AND SAFETY CODE SECTION 33333.6

WHEREAS, the Council of the City of Fresno, on January 28, 1986, adopted  
Ordinance No. 86-13, approving a Redevelopment Plan (the "Plan") for the Chinatown  
Expanded Area (the "Project"); and,

WHEREAS, the Plan contains provisions for the division of taxes as set forth in  
the California Community Redevelopment Law, comprising Section 33000 et seq. of the  
California Health and Safety Code (the "Law"), and specifically Section 33670 thereof;  
and,

WHEREAS, Section 33333.6 of the Law requires for each redevelopment plan  
adopted on or before December 31, 1993, that the Council adopt an Ordinance  
establishing certain limitations on or before December 31, 1994.

NOW, THEREFORE, the Council of the City of Fresno does ordain a follows:

PASSED 12/6/94  
EFFECTIVE 1/6/95

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SECTION 1. In accordance with the requirements of the Law, the following limitations are hereby established for the Project:

- A. The Project Area shall not establish loans, advances, and indebtedness after February 28, 2006. This limit, however, shall not prevent the Redevelopment Agency from incurring debt to be paid from the Low and Moderate Income Housing Fund or establishing more debt in order to fulfill the Redevelopment Agency's housing obligations under Section 33413 of the Law.
- B. The Project Area shall not pay indebtedness or receive property taxes pursuant to Section 33670 of the Law after February 28, 2026.

SECTION 2. The limitations established in Section 1 of this Ordinance shall apply to the Plan as if the Plan had been amended to include these limitations, and may only be amended by amendment to the Plan in the manner required by the Law.

SECTION 3. The limitations established in Section 1 of this Ordinance shall not be applied to limit allocation of taxes to the Redevelopment Agency to the extent required to eliminate project deficits created under subdivision (e) of Section 33320.5, subdivision (g) of Section 33334.6, or subdivision (d) of Section 33487, in accordance with the plan adopted pursuant thereto for the purpose of eliminating the deficits or to

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implement a replacement housing program pursuant to Section 33413.

SECTION 4. This Ordinance shall become effective and in full force and effect at  
12:01 a.m. on the thirty-first day after its passage.

CLERK'S CERTIFICATE

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

I, JACQUELINE L. RYLE, City Clerk of the City of Fresno, certify that the foregoing ordinance was adopted by the Council of the City of Fresno, California, at a regular meeting held on the 6th day of Dec 1994, by the following vote:

Ayes:       Briggs, Calandra, Lung, Padilla, Smith, Woody, Patterson  
Noes:       None  
Absent:     None  
Dated this 6th day of Dec. 1994.

JACQUELINE L. RYLE  
City Clerk

By *Jacqueline Ryle*  
Deputy

APPROVED AS TO FORM:

JAMES P. LOUGH  
City Attorney

By *James P. Lough*

vs/rplattacd5.ord

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