

**MORGAN HILL UNIFIED SCHOOL DISTRICT  
MORGAN HILL, CALIFORNIA**

**ADOPTION OF A FEE JUSTIFICATION STUDY RESOLUTION**

**WHEREAS**, Education Code section 17620 authorizes school districts to levy a fee, charge or dedication against any new construction within its boundaries for the purpose of funding the construction or reconstruction of school facilities; and

**WHEREAS**, the governing board ("Board") of the Morgan Hill Unified School District ("District") has caused a study to be prepared by SchoolWorks entitled 2022 Developer Fee Justification Study (incorporated herein by reference and hereinafter referred to as the "Study"), which identifies the purpose and use for the fee and sets forth a reasonable relationship between the fee to be imposed, the type of development project on which the fee is to be imposed, and the increased school facilities made necessary by virtue of the burden imposed by the development.

**NOW, THEREFORE, BE IT RESOLVED**, that the Board makes the following findings:

1. Prior to the adoption of this resolution ("Resolution"), the Board of the District conducted a public hearing at which oral and/or written presentations were made as part of the Board's regularly scheduled meeting. Notice of the time and place of the meeting, including a general explanation of the matter to be considered has been published twice in the newspaper in accordance with Government Code sections 66017 and 66018. Additionally, at least 10 days prior to the meeting, the District made all relevant information available to the public indicating the cost, or estimated cost, of the construction or reconstruction of school facilities made necessary by the residential and/or commercial/industrial development to which the fee shall apply.

**AND BE IT FURTHER RESOLVED** that the Board incorporates herein by reference, approves and adopts the Study entitled 2022 Developer Fee Justification Study, prepared by SchoolWorks which documents the need for the school facilities fees.

**AND BE IT FURTHER RESOLVED** that nothing contained or expressed in this Resolution shall be construed to affect the District's authority to increase fees, enter into agreements with developers, or otherwise adopt or impose, to the extent permitted by law, additional fees, to fully mitigate the impact of residential and/or commercial/industrial development upon the District's school facilities.

**PASSED AND ADOPTED** by the Board of Education of the MORGAN HILL UNIFIED SCHOOL DISTRICT at a regular meeting held on June 7, 2022 by the following vote:

AYES:  
NOES:  
ABSENT:  
ABSTAIN:

DATED: June 7, 2022 \_\_\_\_\_

SIGNED: \_\_\_\_\_  
Heather Orosco, Clerk  
Board of Education

I, Dr. Carmen García, Secretary of the Board of Education, do hereby certify that the foregoing is a true and correct copy of a resolution adopted by the Board of Education of the MORGAN HILL UNIFIED SCHOOL DISTRICT at the regular meeting on June 7, 2022 which resolution is on file in the office of said Board.

DATED: June 7, 2022 \_\_\_\_\_

SIGNED: \_\_\_\_\_  
Dr. Carmen García, Secretary  
Board of Education