



CITY OF LONG BEACH

C-9

DEPARTMENT OF DEVELOPMENT SERVICES

333 West Ocean Blvd., 4th Floor Long Beach, CA 90802 (562) 570-6428 Fax: (562) 570-6205

February 3, 2009

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Authorize the Department of Development Services to process a refund in the amount of \$171,324 to D'Orsay Partners International, LLC for the property located at 139 East Broadway. (District 2)

DISCUSSION

On December 20, 2007, D'Orsay Partners International, LLC paid building permit fees and surcharges totaling \$212,842 to develop the property located at 139 East Broadway. The applicant has withdrawn from the redevelopment project and is eligible for a refund (Long Beach Municipal Code Section 21.21.701) in the amount of \$171,324.

In accordance with Long Beach Municipal Code, Section 3.48.040, which requires that refunds exceeding \$10,000 be approved by the City Attorney and City Council, an approval to process the refund is requested on behalf of the applicant.

This matter was reviewed by Assistant City Attorney Michael J. Mais on December 31, 2008 and by Budget and Performance Management Manager David Wodynski on January 5, 2009.

TIMING CONSIDERATIONS

City Council action on this item is requested on February 3, 2009 to expedite processing of the refund.

FISCAL IMPACT

Strong Motion Implementation Program fees (\$5,250) are refunded at 100 percent. The remaining fees (\$207,592) are refunded at 80 percent. A total of \$171,324 will be refunded from the Development Services Fund (SR 137) and the Development Services Department (DV) where the collected fees were deposited.

SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,



CRAIG BECK
DIRECTOR OF DEVELOPMENT SERVICES

CB:GP:ah
Broadway E_139_Council Ltr

APPROVED:


PATRICK H. WEST
CITY MANAGER