

**2013-2014 PROPOSED BUDGET
RESPONSE TO REQUEST FOR INFORMATION**

DEPARTMENT: PARD

REQUEST NO.: 205

REQUESTED BY: Morrison

DATE REQUESTED: 9/4/13

DATE POSTED: 9/6/13

REQUEST: Please explain the limitations on the use of Parkland Dedication funds, and identify any one-time expenditures in the General Fund that could be covered with these funds.

RESPONSE:

The limitations required for expending fees include a timeframe for expenditure (5-10 years: Land Development Code (LDC) Section 25-1-605(F)), a process for refund (LDC Section 25-1-605(G)), and can only be used to buy land or for improvements to parkland according to a park system plan that divides the jurisdiction into geographic districts or service areas defined by the Parks and Recreation Department (LDC Section 25-1-605(E)). According to existing case law, these fees cannot be used for maintenance or operations, and therefore the department believes Parkland Dedication funds would not be appropriate for the one-time expenses currently being proposed for FY 2013-14 from the General Fund expenditures

Current operating practice of the department is that Parkland dedication fees are allowable when the expenditure conforms to the following:

- Parkland dedication fees can only be used for the acquisition of land or new park improvements
- Land acquisition or improvement must benefit the development from which it was generated; therefore, it must be spent according to a park system plan that divides the jurisdiction into geographic districts or service areas defined by the Parks and Recreation Department
- Fees cannot be used for maintenance or operations