



City Council

Teresa Gerringer, Mayor  
Carl Anduri, Vice Mayor  
Susan Candell, Council Member  
Gina Dawson, Council Member  
Wei-Tai Kwok, Council Member

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May 10, 2022

The Honorable Chris Holden  
Chair, Assembly Appropriations Committee  
1021 O Street, Suite 5650  
Sacramento, CA 95814

**RE: Assembly Bill 2063 (Berman) Density bonuses: affordable housing impact fees  
Letter of Opposition - City of Lafayette**

Dear Assembly Member Holden:

On behalf of the City of Lafayette, I write in opposition to AB 2063 (Berman), which prohibits local governments from charging affordable housing impact fees, including inclusionary zoning fees, and in-lieu fees on a housing development's density bonus units.

As you know, it is a top priority for cities to ensure their residents are provided with quality services and key infrastructure. Cities across California, our jurisdiction included, use various fees such as development fees to pay for those critical services and capital facilities mentioned above – these include additional water and sewer systems, roads, schools, libraries and parks and recreation facilities made necessary by the presence of new residents in the area. AB 2063 would remove cities' ability to levy impact fees including inclusionary zoning fees, in-lieu fees, and public benefit fees from a housing development's density bonus units.

Cities are already prohibited from imposing the above-mentioned fees on a housing development's affordable units. This bill would be another massive hit to cities and the actual residents living in all communities across the state, including residents that are living in the affordable units and density bonus units.

If AB 2063 insists on the prohibition of the above-mentioned fees on density bonus units, then we would urge you and the Legislature to considering providing a funding source for municipalities to pay for the infrastructure and services which must grow with population growth, all of which would normally be funded by the fees.

For these reasons, the City of Lafayette respectfully opposes AB 2063.

Sincerely,

Teresa Gerringer  
Mayor  
City of Lafayette

cc: Senator Steve Glazer  
Assembly Member Rebecca Bauer-Kahan