

From: [Phan, Johnny](#)
To: [Downtown West Project](#)
Subject: FW: Preliminary Draft DA Exhibit M Applicable Impact Fees
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Sent: Tuesday, March 23, 2021 4:09 PM
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Subject: Preliminary Draft DA Exhibit M Applicable Impact Fees

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Exhibit M

List of Applicable Impact Fees

1. Commercial Linkage Fee as set forth in San Jose Municipal Code Chapter 5.11 as of the Effective Date
2. Affordable Housing In-Lieu Fee (see Affordable Housing Program at Exhibit D above);
3. Construction Taxes on commercial and residential development pursuant to San Jose Municipal Code Chapter Chapters 4.46, 4.47, 4.54, 4.64;
4. Sanitary Sewer Connection and Storm Drainage Fees pursuant to San Jose Municipal Code Chapter 15.16, subject to rates and capacity which will be confirmed through the subsequent approval process and as outlined in the Conditions of Approval; and
5. Utility Undergrounding Fees pursuant to San Jose Municipal Code Chapter 15.26.

The following Impact Fees are applicable to the Project, but Developer shall satisfy the obligations through actual construction or other methods, as indicated:

- Diridon Station Infrastructure Fee shall be satisfied in full through construction of in-kind infrastructure, as described in Exhibit I;
- Parkland Dedication requirements pursuant to San Jose Municipal Code Chapter 19.38 shall be satisfied in full through a combination of methods as described in Exhibit E.