

**PLACER COUNTY  
OFFICE OF EMERGENCY SERVICES**

**MEMORANDUM**

**To:** Honorable Board of Supervisors

**From:** Thomas Miller, County Executive Officer  
by Rui Cunha, Program Manager, Office of Emergency Services

**Date:** September 8, 2009

**Subject:** Adopt by Resolution the Squaw Valley Fire Department 2009 Capital Facilities Plan Update which maintains unchanged all existing fees

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**ACTION REQUESTED**

That your Board adopt a resolution approving the Squaw Valley Fire Department Capital Facilities Plan Update - June, 2009 which maintains unchanged all existing fees.

**BACKGROUND**

**Legal Authority**

California Government Code 66000 *et seq* (CGC 66000) allows local agencies, including fire departments and fire protection districts, to *collect* mitigation fees to offset the impact of new development on the provision of services by those agencies. Legal authority to *levy* fees, however, rests with the Board of Supervisors, and in order to facilitate collection, the Board created a legal framework codified in County Code Chapter 15.36.010.

**Capital Facilities Plans**

A stipulation of CGC 66000 is that fire departments/districts must prepare a Capital Facilities Plan on which to base and lay out its fee structure, and subject it to annual renewal by the Board of Supervisors or submit to the Board a completely new plan. In completing a Capital Facilities Plan, the law requires the fire protection district or department consider and address: potential development impacts, use of fees, establishment of a reasonable relationship between the fees and the type of development, separate accounting of funds, holding properly noticed public hearings, and conducting an annual plan review and update.

**Squaw Valley Fire Department Capital Facilities Plan Update for 2009**

The Board of Directors of the Squaw Valley Public Service District (District) held a properly noticed public hearing on June 30, 2009 to review the Fire Department Capital Facilities Plan, and by Resolution 2009-17 (attached), confirmed it. The plan maintains the existing mitigation fee structure, shown below, which was originally approved by your Board on March 20, 2001.

<b>Mitigation Fee Structure</b>	
Residences, condominiums and hotels	\$500/bedroom
Any commercial occupancy	\$1050/1,000 ft <sup>2</sup>

**FISCAL IMPACT**

There is no impact to the General Fund as a result of this action.

**Attachments**

Resolution

Squaw Valley Public Services District Resolution 2009-17 (also included in Plan Update)

Squaw Valley Fire Department 2009 Capital Facilities Plan Update - **on file for public review with Clerk of the Board**

# Before the Board of Supervisors County of Placer, State of California

In the matter of: **A RESOLUTION APPROVING  
THE SQUAW VALLEY FIRE DEPARTMENT  
2009 CAPITAL FACILITIES PLAN UPDATE**

Resol. No: \_\_\_\_\_

The following **RESOLUTION** was duly passed by the Board of Supervisors of the County of Placer at a regular meeting held **SEPTEMBER 8, 2009** by the following vote on roll call:

Ayes:

Noes:

Absent:

**Signed and approved by me after its passage.**

\_\_\_\_\_  
Chairman, Board of Supervisors

**Attest:  
Clerk of said Board** \_\_\_\_\_

**WHEREAS**, Government Code 66000 *et seq* (GC 66000) allows local agencies to collect fees on new development to offset resultant impacts on services, but fire districts in and of themselves do not have direct legal authority to levy fees. That authority rests with the Board of Supervisors, which codified the requisite legal framework, specifically to allow fire protection districts and fire departments within independent service districts to levy fees, in County Code Chapter 15.36.010; and

**WHEREAS**, in order to collect mitigation fees on new development, GC 66000 requires fire entities submit either a new Capital Facilities Plan or an update to an existing plan to the Board of Supervisors that meets all statutory requirements in delineating and supporting a fee schedule; and

**WHEREAS**, the Squaw Valley Public Service District Board of Directors held a public hearing on June 30, 2009 to review and update the Fire Department's still valid June, 2008 plan, and subsequently adopted it and its original fee structure without change by passing Board of Directors Resolution 2009-17; and

**WHEREAS**, the Squaw Valley Fire Department had a 2009 beginning mitigation fund balance of \$92,692 and projects \$9,000 in mitigation fee revenues, it has no plans for capital expenditures in 2009-2010.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Supervisors of the County of Placer that the Squaw Valley Fire Department 2009 Capital Facilities Plan Update is hereby approved.

RESOLUTION 2009-17

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE  
SQUAW VALLEY PUBLIC SERVICE DISTRICT  
APPROVING THE 2009 CAPITAL FACILITIES PLAN UPDATE

**WHEREAS**, the Board of Directors of the Squaw Valley Public Service District considered the Squaw Valley Fire Department's existing fire protection services and facilities within its boundaries; and,

**WHEREAS**, Fire Chief Peter Bansen prepared a Fire Capital Facilities Mitigation Analysis (Analysis) dated January 2001, and updated in February 2001, June 2008, and June 2009; and,

**WHEREAS**, the Plan sets forth the relationship between new development and those services or facilities required and appropriate to serve new development, and the estimated costs of those services or facilities; and,

**WHEREAS**, the Plan sets forth the fees needed to meet the demands caused by new development within the boundaries of the Squaw Valley Fire Department;


**NOW, THEREFORE, BE IT RESOLVED** that:

1. The Board of Directors hereby approves and adopts the current 2009 Capital Facilities Plan Update.
2. The Board hereby finds that the Fire Protection Fees set forth therein are reasonable and necessary to finance fire protection equipment and facilities needed to meet the demands caused by new development within the boundaries of the Squaw Valley Fire Department.
3. The Board authorizes and directs the Fire Chief to forward the Plan Update to the Board of Supervisors of the County of Placer for approval and adoption of the Fire Mitigation Fees recommended in the Plan.

PASSED AND ADOPTED this 30<sup>th</sup> day of June 2009 at a regular meeting of the Board of Directors duly called and held by the following vote:

AYES: Directors Dale Cox, Carl Gustafson, John Moberly, Eric Poulsen and John Wilcox  
NOES: None  
ABSENT: None  
ABSTAIN: None

APPROVED:

  
\_\_\_\_\_  
Dale Cox, Board President

ATTEST:

  
\_\_\_\_\_  
James R Smith, Board Secretary