

MEMORANDUM

DEPARTMENT OF PUBLIC WORKS
County of Placer

TO: BOARD OF SUPERVISORS

DATE: May 8, 2007

FROM: KEN GREHM / RICK DONDRO

SUBJECT: TRAFFIC MITIGATION FEES – ORDINANCE CORRECTIONS

ACTION REQUESTED / RECOMMENDATION

Adopt an Ordinance amending Chapter 15, Article 15.28, Section 15.030 of the Placer County Code to revise language relating to exhibits regarding the Traffic Mitigation Fee program.

BACKGROUND / SUMMARY

Article 15.28, County Road Network, defines the capital improvement program and requires payment of fees for transportation improvements as a condition of land development projects. Section 15.28.030, Funding and Collection Process, refers to various exhibits relating to the capital improvement programs and the traffic mitigation fee program. Over the years, these exhibits have evolved as they are revised each year, and the ordinance no longer identifies the exhibits properly by name.

The proposed amendment to this Section corrects the labeling of these exhibits so they are accurately identified in the language of the code.

No substantive changes to the code or the program are proposed.

ENVIRONMENTAL

This action is categorically exempt from CEQA since there is no possibility that the action to amend the language of the code will have an effect on the environment.

FISCAL IMPACT

There is no fiscal impact.

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

In the matter of: AN ORDINANCE
AMENDING SECTION 15.28.030 OF
CHAPTER 15, ARTICLE 15.28, OF THE
PLACER COUNTY CODE RELATING TO
TRAFFIC

Ord. No. _____

First Reading: _____

The following ORDINANCE was duly passed by the Board of Supervisors
of the County of Placer at a regular meeting held _____
,
by the following vote on roll call:

Ayes:

Noes:

Absent:

Signed and approved by me after its passage.

Attest:
Clerk of said Board

Chairman, Board of Supervisors

**NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County
of Placer, State of California, does hereby Ordain as follows:**

Article 15.28 of Chapter 15 of the Placer County Code is hereby amended to read as
follows:

Section 15.28.030 Funding and Collection Process.

The collection process and the amount of fees for improvement of roadways and
intersections identified in **Exhibit D**, the **C**apital **I**mprovement **P**rogram (see Exhibit
~~D, attached to the ordinance codified in the article~~ **DPW for publication**) for the Placer
County road network TL zone shall be as specified below:

Subsection A. Imposition of Fee.

2. When an application for a building permit is filed to convert an existing development to another type of development that falls within a different land use category listed in Exhibit ~~B, C~~ **(the DPW Guide for DUE Calculations, attached to the ordinance codified in this article) see DPW for publication**, the director shall determine the amount of traffic impact fee under this subsection.

Subsection B. Amount of Fee.

1. Fees for all new development within the Placer County TL Zone shall be calculated using the information and formulas shown in **Exhibit B, the DPW Guide for DUE Calculations** and Exhibit ~~C, B~~ (Fees per DUE for Placer County Fee Districts) and ~~Exhibit C~~, attached to the ordinance codified in this article.
2. Fees paid in accordance with this article are collected to fund an entire capital improvement program (~~see Exhibit D, attached to the ordinance codified in this article~~) and are not intended for any specific improvement project.

Subsection D. Use of Fee. The fee collected shall be used for the following purposes: (1) to pay for the capital improvements listed in ~~Exhibit D~~ **the Capital Improvement Program (the CIP)**, including planning, design, administration, environmental compliance, and construction; or, (2) to acquire right-of-way for those improvements listed in ~~Exhibit D~~ **the CIP** for which funding is expressly provided for right-of-way; or, (3) to reimburse Placer County for construction of such capital improvements listed in ~~Exhibit D~~ **the CIP**; or, (4) to reimburse other development projects for construction of such capital improvements identified in ~~Exhibit D~~. Funding for the fee program for any improvement project is limited to the amounts shown in ~~Exhibit D~~ **the CIP**, unless expressly approved by the board.

Subsection F. Fee Review and Adjustments.

3. Fees are adjusted as described on the fee schedule attached to the ordinance codified in this article as Exhibit ~~A-C~~. The fee adjustments described on attached Exhibit ~~A C~~ shall be effective on September 6, 1999 **July 9, 2007**.

Subsection M. Credit Against Fee Obligation.

For all improvements, such credit shall be limited to amounts shown in the "Mitigation Fee Program Share" column shown in ~~Exhibit D~~ **the current CIP**.

Subsection N. Termination of the Placer County Road Network TL Zone.

This TL combining zone shall be terminated by the board when:

1. The **CIP** capital improvement program as outlined in ~~Exhibit D~~, and including such projects as may be added at a later date by the board, has been constructed; and/or
2. Sufficient funding to construct all projects listed in the capital improvement program **CIP** project list has been collected.

