

**MEMORANDUM
DEPARTMENT OF FACILITY SERVICES
COUNTY OF PLACER**

To: **BOARD OF SUPERVISORS**

Date: **FEBRUARY 24, 2009**

From: **JD JAMES DURFEE / WILL DICKINSON**

Subject: **REFUND REQUEST – PLACER CENTER LLC**

ACTION REQUESTED / RECOMMENDATION: Staff recommends that your Board approve a refund request from CSA 2A3 Sunset Whitney Sewer in the amount of \$103,180.00 to correct an over-charge of a Sewer Permit and direct the Auditor-Controller to pay said amount to the Placer Center LLC.

BACKGROUND: On October 22, 2008, sewer permit #14680 was issued to the Placer Center LLC for a tenant improvement on the multi-use Bridgeway Church located at 3735 Placer Corporate Drive in Rocklin, California. A review of the plans was performed and a sewer connection fee calculation worksheet was created. It was determined that the church would be a high-density user which resulted in sewer fees of \$154,936.18. These fees were paid by Placer Center LLC.

On or about November 21, 2008, Placer Center LLC stated via e-mail that the church was concerned regarding the assessment of the sewer fees and requested the County to reconsider the calculation. Their request for reconsideration was based upon the belief that the church's part-time usage of the property did not constitute high-density use. After additional review and consultation with engineering staff, it was agreed that the high-density user rate was incorrect and that a medium-density user rate would be the more appropriate charge. The medium-density user rate calculates to the amount of \$51,756.18.

ENVIRONMENTAL CLEARANCE: Approval of the recommended action is not a project as defined in the California Environmental Quality Act.

FISCAL IMPACT: The requested action will lower the connection fees transferred to the Sunset Whitney Sewer CSA 2A3 from \$154,936.18 to \$51,756.18. This project will still generate connection fee revenue for the CSA in excess of the amount budgeted for the entire year.

CC COUNTY EXECUTIVE OFFICE

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