

PLACER COUNTY  
OFFICE OF EMERGENCY SERVICES

MEMORANDUM

**To:** Honorable Board of Supervisors

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

**Date:** September 8, 2009

**Subject:** Adopt a Resolution approving the Alpine Springs County Water District Fire Capital Facilities and Fire Mitigation Fee Expenditure Plan for 2009 with a one cent reduction of all fees

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**ACTION REQUESTED**

That your Board adopt a Resolution approving the Alpine Springs County Water District Fire Capital Facilities and Fire Mitigation Fee Expenditure Plan for 2009 with a one cent reduction of all 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 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.

**Alpine Springs County Water District**

The Alpine Springs County Water District (District) was established in 1963 to serve the population of the Bear Creek Valley watershed and the greater Alpine Meadows Valley on the eastern slope of the Sierras. Among other services, the District provides fire prevention and protection through a contract with the North Tahoe Fire Protection

District. As with most areas surrounding Lake Tahoe, development is occurring in the District's service area which promises to continue into the foreseeable future. Therefore, the District projects increases in both residential and work force populations, accommodation of which can only be managed with improvements in both facilities and the addition of fire engines and additional fire and emergency medical apparatus. Inasmuch as the entire eastern slope in Placer County is a high cost of living area, the costs of providing local fire protection and prevention services continue to spiral upward.

Fire Capital Facilities Plan 2009

The District's fee schedule, the key fiscal component of the plan, is normally increased by the percent increase in a generally accepted cost of living index as was approved by your Board in July 2007. The District chose to use the Construction Cost Index (CCI) which this past year actually recorded a negative turn of 0.7% due to the current economic conditions. The District Board therefore reduced all fees by \$0.01 each, and the schedule below reflects the proposed new (lower) rates:

<b>Proposed Rates</b>	
<b>(\$/ft<sup>2</sup>)</b>	
<b>Residential</b>	<b>0.94</b>
<b>Nonresidential</b>	
<b>Commercial</b>	<b>1.55</b>
<b>Office</b>	<b>1.98</b>
<b>Industrial</b>	<b>1.38</b>

Alpine Springs County Water District expects to collect \$4,417 in mitigation fees for 2009-2010 after having collected \$14,035 in 2008-2009. It expects to expend \$11,400 this year on a storage building and Americans With Disability Act (ADA) improvements.

The District Board of Directors held a noticed public hearing on August 18, 2009, reviewed the plan and passed Resolution 5-2009 officially adopting it.

**FISCAL IMPACT**

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

**Attachments**

- Resolution
- Alpine Springs County Water District Board of Directors Resolution 5-2009
- Alpine Springs County Water District 2009 Capital Facilities and Mitigation Fee Expenditure Plan - **on file for public review with Clerk of the Board**
- Proof of Publication

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

In the matter of: **A RESOLUTION APPROVING  
THE ALPINE SPRINGS COUNTY WATER DISTRICT  
2009 FIRE 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 exiting plan to the Board of Supervisors that meets all statutory requirements in delineating and supporting a fee schedule; and

**WHEREAS**, the Alpine Springs County Water District Board of Directors held a public hearing on August 18, 2009 to review and update the 2009 Fire Capital Facilities and Mitigation Fee Expenditure Plan prepared by its contract fire protection agency, North Tahoe Fire Protection District, and after reducing all fees by \$0.01 each to reflect the 0.7% reduction in the Construction Cost Index over the past 12 months adopted the plan by passing Board of Directors Resolution 5-2009; and

**WHEREAS**, the District collected mitigation fees in the amount of \$14,036 in 2008-2009, it projects \$8,000 in mitigation fee revenues for 2009-2010, and has projected expenditures of \$11,400 in 2009-2010 on two facility projects.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Supervisors of the County of Placer that the Alpine Springs County Water District 2009 Fire Capital Facilities Plan Update is hereby approved.

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RESOLUTION 5-2009  
OF THE  
ALPINE SPRINGS COUNTY WATER DISTRICT

A RESOLUTION ADOPTING THE CAPITAL FACILITIES  
AND  
MITIGATION FEE EXPENDITURE PLAN FOR THE FISCAL YEAR 2009/2010

WHEREAS, at the Regular Meeting held at 9:00 a.m. on August 18, 2009, at 270 Alpine Meadows Road, Alpine Meadows, California, the Board of Directors of the Alpine Springs County Water District of Placer County reviewed the Capital Facilities and Mitigation Expenditure Plan for the Fiscal Year 2009/2010 regarding historical data about staffing and inventory to develop estimations of adequate staffing levels and capital inventory. This information has been used to develop a fair and equitable mitigation fund equation for utilization of these funds.

WHEREAS, the Board of Directors and staff carefully reviewed and approved the Capital Facilities and Mitigation Fee Expenditure Plan for the Fiscal Year 2009/2010.

NOW, THEREFORE BE IT RESOLVED, that the Board of Directors requests that staff distribute the Capital Facilities and Mitigation Fee Expenditure Plan for the Fiscal Year 2009/2010 to the Placer County Board of Supervisors for their review.

PASSED AND ADOPTED at a Regular Meeting of the Board of Directors of the Alpine Springs County Water District held on August 18, 2009 by the following Roll Call Vote:

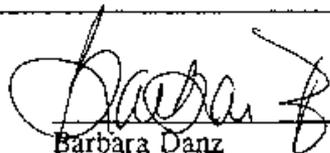
AYES: DANZ, QUINAN, NUNGESTER, GRANT, NORTHROP

NOES: \_\_\_\_\_

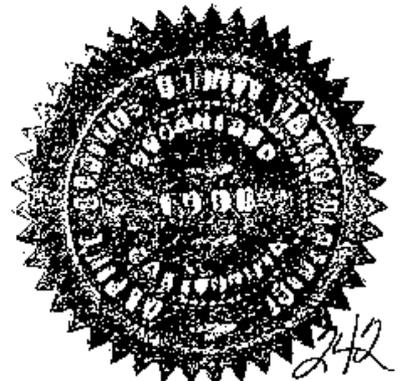
ABSENT: NONE

ABSTAIN: NONE

Attest:

  
\_\_\_\_\_  
Barbara Danz  
President, Board of Directors

  
\_\_\_\_\_  
John M. Collins  
Secretary, Board of Directors



# SIERRA SUN

SIERRA SUN is a publication of the Sierra Sun Community Foundation, Inc.

## Proof and Statement of Publication

12315 Deerfield Drive,  
Truckee, CA 96161  
Phone (775) 881-1201  
Fax (775) 887-2408

Account Number: #1066639

**Legal Account**  
North Tahoe Fire Protection District  
P.O. Box 5879  
Tahoe City, CA 96145  
Attn: Nita Wracker

Lisa Barwig  
That (s)he is a legal clerk of the **SIERRA SUN**, a  
newspaper published Wednesday and Friday at  
Truckee, in the State of California.

**Notice of Hearing**  
**August 18, 2009**

Ad# 3822952

of which a copy is hereto attached, was published in  
said newspaper for the full required period of **1 time**  
commencing on **Aug. 5, 2009** and ending on **Aug. 5,**  
**2009**, all days inclusive.

Signed: *Lisa Barwig*

STATEMENT:

Date	Amount	Credit	Balance
08/05/09	\$65.29	\$0.00	\$65.29

NOTICE OF HEARING	
BY WHOM:	Alpine Springs County Water District
LOCATION:	Alpine Springs County Water District 270 Alpine Meadows Road Alpine Meadows, CA 96146
DATE:	August 18, 2009
SUBJECT:	ADOPTION, BY RESOLUTION, A CAPITAL FACILITIES AND MITIGATION FEE EXPENDITURE PLAN FOR THE FISCAL YEAR 2009/2010
The Board will be adopting a Capital Facilities and Mitigation Fee Expenditure Plan for the Fiscal Year 2009/2010. A public hearing on this matter will be held on Tuesday, August 18, 2009, at 9:00 a.m. at the Alpine Springs County Water District, located at 270 Alpine Meadows Road, Alpine Meadows, Placer County, California. Any interested person may be present at the public hearing or may submit written comments concerning the proposed Resolution. Written comments must be received not later than 3:00 p.m. on Tuesday, August 11, 2009, at the Alpine Springs County Water District, 270 Alpine Meadows Road, Alpine Meadows, CA 96146. Copies of the proposed Resolution are available for public review by contacting the Clerk of the Board at 530-583-2342.	
John Collins Clerk of the Board Ad#3822952	
Pub: 8/5/2009	

RECD: 8/7/09  
APPR: \_\_\_\_\_  
ACCT: \_\_\_\_\_

