



## RESOLUTION NO. 037-2016

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF EL DORADO

ADOPTING FIVE YEAR MITIGATION FEE FINDINGS FOR THE OAK WOODLAND CONSERVATION  
MITIGATION FEE PROGRAM

**WHEREAS**, the El Dorado County Board of Supervisor's recognizes the need for mitigation fees to defray all or a portion of the cost of public facilities related to impacts from a development project; and

**WHEREAS**, the Oak Woodland Conservation Fee has been collected since establishment in 2008 through Ordinance 4771 for the purpose of protection of oak woodlands through property acquisition and management in designated oak woodlands; and

**WHEREAS**, The Oak Woodland Conservation Fee has been collected as a condition of approval of development projects that authorize the removal of oak woodland; and

**WHEREAS**, The Oak Woodland Conservation Fee is no longer collected on new development projects since it was rescinded on September 4, 2012 by Resolution 123-2012; and

**WHEREAS**, California Government Code Section 66000, et seq., known as the "Mitigation Fee Act", requires local agencies that impose mitigation fees to make certain findings with respect to unexpended amounts remaining in the account or fund every 5-years (California Government Code Section 66001(d)); and

**WHEREAS**, when such findings are required, they must be made in connection with the public information required by California Government Code 66006(b); and

**WHEREAS**, the public information required by the Mitigation Fee Act was reviewed by the Board of Supervisors in connection with review and consideration of the 5 year mitigation fee findings,

### **NOW, THEREFORE, BE IT RESOLVED**

- A. The Board of Supervisors hereby makes the 5-year mitigation fee findings, as required by Government Code Section 66001, for the Oak Woodland Conservation Fee, as set forth in Attachment F, which is attached hereto and incorporated herein.
- B. Collection of the Oak Woodland Conservation Fee was required as a condition of approval for development projects consistent with the County's General Plan (e.g. General Plan Policy 7.4.4.4, Option B, Implementation Measure CO-P).
- C. The Oak Woodland Conservation Fees are no longer collected, but those fees that have been collected and not yet expended will be held until appropriate property is identified for acquisition or management, or until a new Oak Resources Management Plan is established.

PASSED AND ADOPTED by the Board of Supervisors of the County of El Dorado at a regular meeting of said Board, held the 23rd day of February, 2016, by the following vote of said Board:

Ayes: Veerkamp, Ranalli, Mikulaco, Frentzen, Novasel

Noes: None

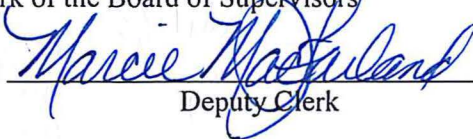
Absent: None

Attest:

James S. Mitrison

Clerk of the Board of Supervisors

By: \_\_\_\_\_



Deputy Clerk



Chair, Board of Supervisors  
Ron Mikulaco