



RESOLUTION NO. 036-2016

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF EL DORADO ADOPTING FIVE YEAR MITIGATION FEE FINDINGS FOR THE ECOLOGICAL PRESERVE 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 Ecological Preserve Fee (also known as the Rare Plant Fee) has been collected since establishment in 1998 through Ordinance 4500 and Resolution 205-98 for the purpose of protection of certain rare plants through property acquisition and management in five designated preserves; and

WHEREAS, The Ecological Preserve Fee is collected at time of issuance of building permits for new dwelling units and new commercial square footage within designated mitigation areas; 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,

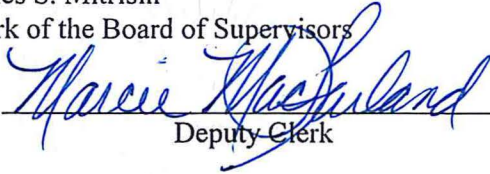
NOW, THEREFORE, BE IT RESOLVED


- A. The Board of Supervisors hereby makes the 5-year mitigation fee findings, as required by Government Code Section 66001, for the Ecological Preserve Fee, also known as the Rare Plant Fee, as set forth in Attachment E, which is attached hereto and incorporated herein.
- B. Collection of the Ecological Preserve Fee as a condition of approval for development projects in specified mitigation areas is consistent with the County's General Plan (e.g. General Plan objectives 7.4.1 and 7.4.3, Land Use Diagram LU-1, Implementation Measure CO-K).
- C. The Ecological Preserve Fees are appropriate to properly mitigate the effects of development on rare plants and shall continue at the indicated rates as identified in Attachment B.

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:

Attest:
James S. Mitrison
Clerk of the Board of Supervisors

Ayes: Veerkamp, Ranalli, Mikulaco, Frentzen, Novasel
Noes: None
Absent: None

By: 
Deputy Clerk


Chair, Board of Supervisors
Ron Mikulaco