

# CONTRACT ROUTING SHEET

Date Prepared: February 19, 2016

Need Date: February 19, 2016

**PROCESSING DEPARTMENT:**

Department: CDA/Development Services  
Dept. Contact: Char Tim  
Phone #: X5351  
Department  
Head Signature: *Regin T...*

**CONTRACTOR:**

Name: Not Applicable  
Address: \_\_\_\_\_  
Phone: \_\_\_\_\_

EL DORADO COUNTY COUNSEL  
2016 FEB 19 AM 11:13

**CONTRACTING DEPARTMENT:** CDA/Development Services Division

Service Requested: Review of Resolution adopting Mitigation Fee Findings (Ecological Preserve)  
Contract Term: NA Contract Value: \$0.00  
Compliance with Human Resources requirements? Yes: \_\_\_\_\_ No: \_\_\_\_\_  
Compliance verified by: \_\_\_\_\_

**COUNTY COUNSEL:** (Must approve all contracts and MOU's)

Approved: ✓ Disapproved: \_\_\_\_\_ Date: 2/19/16 By: K. Markham  
Approved: \_\_\_\_\_ Disapproved: \_\_\_\_\_ Date: \_\_\_\_\_ By: \_\_\_\_\_

**RISK MANAGEMENT:** (All contracts and MOU's except boilerplate grant funding agreements)

Approved: N/A Disapproved: \_\_\_\_\_ Date: \_\_\_\_\_ By: \_\_\_\_\_  
Approved: \_\_\_\_\_ Disapproved: \_\_\_\_\_ Date: \_\_\_\_\_ By: \_\_\_\_\_

**NOT APPLICABLE**

**OTHER APPROVAL:** (Specify department(s) participating or directly affected by this contract).

Departments: \_\_\_\_\_  
Approved: N/A Disapproved: \_\_\_\_\_ Date: \_\_\_\_\_ By: \_\_\_\_\_  
Approved: \_\_\_\_\_ Disapproved: \_\_\_\_\_ Date: \_\_\_\_\_ By: \_\_\_\_\_



## RESOLUTION NO.

### 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 \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_, by the following vote of said Board:

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

Ayes:  
Noes:  
Absent:

By: \_\_\_\_\_  
Deputy Clerk

\_\_\_\_\_ Chair, Board of Supervisors