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ORDINANCE NO. 5173

**AN ORDINANCE AMENDING CHAPTER 12.28 OF THE ORDINANCE
CODE FOR EL DORADO COUNTY, CALIFORNIA, PROVIDING FOR
A GENERAL PLAN TRAFFIC IMPACT FEE PROGRAM**

THE BOARD OF SUPERVISORS OF THE COUNTY OF EL DORADO DOES ORDAIN AS FOLLOWS:

Section 1. Title 12 - Streets, Sidewalks and Public Places, Chapter 12.28 of the El Dorado County Ordinance Code is hereby amended to read as follows:

TITLE 12 – STREETS, SIDEWALKS AND PUBLIC PLACES
CHAPTER 12.28. – TRAFFIC IMPACT FEE (TIF) PROGRAM
SECTION 12.28.050 - Amount of TIF.

The TIF shall be calculated for each new development project, change of intensification of use project, and/or projects involving changed and intensified square feet following the process in the TIF Program Administrative Manual and as stated in the latest TIF Program Fee Schedule detailed in the TIF Program Fee Schedule Resolution.

The TIF amounts shall be adjusted for inflation no later than the end of the third fiscal quarter of each year in accordance with the percentage change published by the Engineering News Record Construction Cost Index, or if such index ceased to be published, by an equivalent index chosen by the Director, with appropriate adjustments for regional and local construction costs as necessary.

The Director shall review the estimated cost of projects included in the CIP, the continued need for such improvements, and the reasonable relationship between such need and the impacts of the various types of new developments, both pending and anticipated. The Director shall notify the Board at a public meeting of the proposed fee adjustment. No fee adjustment shall be effective until approved by the Board. Any fee adjustment approved by the Board shall be effective on July 1st of the year in which the action is taken, or at such other time as is provided by law.

Section 2. California Environmental Quality Act

The adoption of this Ordinance is exempt under California Environmental Quality Act (CEQA) based on CEQA Guidelines 15060(c)(2), and 15061(b)(3) as it can be seen with certainty that there is no possibility that modifying the inflationary index used in calculation of the TIF program will have a significant effect on the environment, and this change will not result in a direct or reasonably foreseeable indirect physical change in the environment.

Section 3. This ordinance shall become effective 30 days following adoption hereof.

PASSED AND ADOPTED by the Board of Supervisors of the County of El Dorado at a regular meeting of said Board, held on the 14th day of February, 2023, by the following vote of said Board:

ATTEST

Kim Dawson

Clerk of the Board of Supervisors

Ayes: Thomas, Hidahl, Turnboo, Parlin, Laine

By

Deputy Clerk

Noes: None

Absent: None

Chair, Board of Supervisors

APPROVED AS TO FORM

DAVID LIVINGSTON

COUNTY COUNSEL

By:

Daniel S. Vandekoolwyk
Deputy County Counsel