



Legislation Details (With Text)

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Type: Agenda Item **Status:** Approved

File created: 6/27/2008 **In control:** Board of Supervisors

On agenda: 4/10/2012 **Final action:** 4/10/2012

Title: Department of Transportation recommending the Board authorize the Chair to sign the First Amendment to Implementation Agreement Regarding Processing of Pre-paid El Dorado Hills TIM Fees (West Valley, LLC) with West Valley, LLC amending Section 2 Effect of Agreement.

FUNDING: N/A

Sponsors:

Indexes:

Code sections:

Attachments: 1. Implementation Agreement Letter, 2. Implementation Agreement, 3. Memorandum from L. Green att'd 7-18-08.pdf, 4. 3A - Approved CRS, 5. 3B - WV Implementation Agreement Amendment, 6. 3C - Original Implementation Agreement

Date	Ver.	Action By	Action	Result
4/10/2012	3	Board of Supervisors	Approved	Pass
7/22/2008	2	Board Of Supervisors	Approved	Pass
7/1/2008	1	Board Of Supervisors	Continued	Pass

Department of Transportation recommending the Board authorize the Chair to sign the First Amendment to Implementation Agreement Regarding Processing of Pre-paid El Dorado Hills TIM Fees (West Valley, LLC) with West Valley, LLC amending Section 2 Effect of Agreement.

FUNDING: N/A

Fiscal Impact/Change to Net County Cost:

There is no fiscal impact and no change to Net County Cost associated with this action.

Background:

On July 22, 2008 the board approved the Implementation Agreement Regarding Processing of Pre-paid El Dorado Hills TIM Fees (West Valley, LLC). The implementation agreement generally describes the process of applying pre-paid TIM fee credits to building permits in the Blackstone project.

Reason for Recommendation:

On February 14, 2012 the Board approved Resolution 021-2012 amending the 2004 General Plan Traffic Impact Mitigation Fee Program and Revised Traffic Impact Mitigation Fee Rates. This action modifies the 2004 General Plan TIM Fee Program, as well as adds an Age-Restricted Single Family and Multi Family Housing category to the program.

The proposed Amendment for the implementation agreement clarifies the accounting and processing of prepaid traffic impact fees if the modifications to the 2004 General Plan TIM Fee Program were to have calculated fees that are less than the prepaid amount. Additionally, the amendment provides for

Developer's waiver of objection and consent to a lesser amount of fees returned to Developer.

Action to be taken following Board approval:

Board Chair to execute the two originals of the First Amendment to Implementation Agreement Regarding Processing of Pre-paid El Dorado Hills TIM Fees (West Valley, LLC).

Contact:

Kimberly A. Kerr, Interim Director
Department of Transportation

Concurrences: County Counsel