



## Legislation Details (With Text)

**File #:** 09-1488      **Version:** 3  
**Type:** Agenda Item      **Status:** Approved  
**File created:** 12/9/2009      **In control:** Board Of Supervisors  
**On agenda:** 1/12/2010      **Final action:** 1/19/2010  
**Title:** Chief Administrative Office recommending the Board authorize the Chair to sign an agreement pertaining to the collection of park and recreation fees for the Georgetown Divide Recreation District. (Cont'd 1/12/10, Item 22)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Email from L. Schwartz - att'd 12-14-09, 2. Park Impact Fee Agreement 1-19-10

Date	Ver.	Action By	Action	Result
1/19/2010	3	Board Of Supervisors	Approved	Pass
1/12/2010	2	Board Of Supervisors	Continued	Pass
12/15/2009	1	Board Of Supervisors	Continued	Pass

Chief Administrative Office recommending the Board authorize the Chair to sign an agreement pertaining to the collection of park and recreation fees for the Georgetown Divide Recreation District. (Cont'd 1/12/10, Item 22)

Fiscal Impact/Change to Net County Cost: This agreement allows for a 1% administrative fee for collecting park and recreation impact fees related to the Georgetown Divide Recreation District. The amount of these fees is based on new development

Background: On October 27, 2009, the Board adopted resolution 236-2009 approving the Georgetown Divide Recreation Impact Fees. These fees go into effect on January 1, 2010. These fees will be charged by the Development Services department on new building permits.

Per County Ordinance 13.30.040, "Prior to the issuance of a building permit for new development of any parcel within the district service area for an impacted district for which a fee has been established,... the county shall collect the fee and shall remit the fee to the district in accordance with a written agreement between the county and the district...."

Per Government Code section 66001, the special districts do not have authority to collect these impact fees. Therefore these fees are adopted and imposed by the County, not the special districts. The current process treats these fees as more of a "pass through" fee. A recent review by County Counsel determined that these fees really are a County fee. The current system is cumbersome and inconsistent. The Chief Administrative Office is in the process of working with County Counsel and the Development Services Department to adopt new policies and procedures regarding impact fees for both the Fire Districts and the Park and Recreation Districts. The Chief Administrative Office hopes to return to the Board within the next 6 months with new policies and procedures related to impact fees.

Reason for Recommendation: The attached written agreement has been approved by County Counsel and must be approved prior to the collection of any impact fees for the Georgetown Divide Recreation District.

Action to be taken following Board approval: Forward two signed original agreements to the Chief Administrative Office for processing.

Contact: Laura Schwartz x6541

Concurrences: County Counsel