

**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**



FROM: Transportation and Land Management Agency

SUBMITTAL DATE:

May 13, 2004

SUBJECT: Approval of Memorandum of Understanding with the City of Lake Elsinore concerning the Implementation of the Western Riverside County Multiple Species Habitat Conservation Plan

RECOMMENDED MOTION: That the Board approve the attached Memorandum of Understanding (MOU) with the City of Lake Elsinore and authorize the Chairman to sign the MOU on behalf of the County.

BACKGROUND: The City of Lake Elsinore and the County have worked cooperatively for the past several months to resolve concerns the City has had with approving the Western Riverside County Multiple Species Habitat Conservation Plan (MSHCP) and agreeing to participate. The City's concerns include: The amount of acres called out for conservation in Lake Elsinore, the impacts the MSHCP may have on the City's economic development, the timing of acquisitions, the City's ability to control the implementation of the MSHCP within their City and concerns with the Joint Powers Agreement.

The attached MOU attempts to address these issues. The County is agreeing to provide staff support to help the City in training City staff on MSHCP implementation, in determining consistency of projects that have already been identified as contributing to the MSHCP and to aid the City in developing criteria and findings to support a determination that the City has met its obligations under the MSHCP.

(Continued)

Attachment



 Richard Lashbrook
 Transportation and Land Management Agency Director

FINANCIAL DATA	Current F.Y. Total Cost:	\$ N/A	In Current Year Budget:	N/A
	Current F.Y. Net County Cost:	\$ N/A	Budget Adjustment:	N/A
	Annual Net County Cost:	\$ N/A	For Fiscal Year:	N/A

SOURCE OF FUNDS:	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input type="checkbox"/>

C.E.O. RECOMMENDATION:

APPROVE

County Executive Office Signature



- Dep't Recomm.: Consent Policy
- Per Exec. Ofc.: Consent Policy

Prev. Agn. Ref.:

District: All

Agenda Number:

15.3

Departmental Concurrence

BACKGROUND: (Continued)

The County would agree to cooperate with the City on certain future annexations. The City and County would agree to jointly support changes to the Regional Conservation Authorities (RCA) Joint Powers Agreement to address liability and voting. The City and County would jointly support the adoption of administrative rules by the RCA to clarify certain provisions of the MSHCP including the definition of ministerial permits and a policy on return to source of local developer mitigation fees.

The City in return agrees to sign the Implementing Agreement (IA), approve the RCA Joint Powers Agreement and other necessary documents.

Staff recommends the adoption of the MOU with the City of Lake Elsinore and encourages continued communication with the City to resolve issues that arise as we proceed with implementation of the MSHCP.

The County may incur certain costs in implementing the provisions of the MOU that may be reimbursable from the RCA, others may be accommodated within the TLMA budget. However, there may be a need to appropriate additional funding for some aspects of the MOU. The Transportation and Land Management Agency will evaluate funding needs and may make a request during the 2004/2005 budget hearing process.