

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

238A



FROM: TLMA - Transportation Dept.

SUBMITTAL DATE:

December 30, 2005

SUBJECT: First Amendment to Improvement and Credit Agreement Transportation Uniform Mitigation Fee Program for Country Lane II LLC

RECOMMENDED MOTION: Approve and Execute the First Amendment to Improvement and Credit Agreement Transportation Uniform Mitigation Fee Program for Country Lane II LLC

BACKGROUND: On March 1, 2005 the County approved the Improvement and Credit Agreement with Country Lane II LLC (Developer) (Contract No. 04-12-003, Attachment B.) The agreement provided for the issuance of credits from the Transportation Uniform Mitigation Fee (the "TUMF") program for the costs of improvements to widen the northbound half of approximately 1,200 linear feet of La Sierra Avenue (Improvements). The original contract included Tract 28493 (TR 28493) and the applicant has requested to amend this agreement to include Parcel Map 31652 (PM 31652). The Improvements include the construction of facilities that are required by conditions of approval of PM 31652, which is also owned by the Developer.

The TUMF fee is collected by the County of Riverside on behalf of the Western Riverside Council of Governments ("WRCOG") prior to issuance of a certificate of occupancy for a

Juan C. Perez *JCP*
Deputy Director of Transportation *For*

George A. Johnson
Director of Transportation

GAJ:FK:dra

(Continued On Attached Page)

Departmental Concurrence

FINANCIAL DATA	Current F.Y. Total Cost:	\$ 0	In Current Year Budget:	N/A
	Current F.Y. Net County Cost:	\$ 0	Budget Adjustment:	No
	Annual Net County Cost:	\$ 0	For Fiscal Year:	05/06

SOURCE OF FUNDS: Transportation Uniform Mitigation Fee Program	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

Jennifer Bayart

Policy Policy

Consent Consent

Dep't Recomm.:
Per Exec. Ofc.:

Prev. Agn. Ref.

District: 1

Agenda Number:

3.51

The Honorable Board of Supervisors

RE: First Amendment to Improvement and Credit Agreement Transportation Uniform Mitigation Fee Program for Country Lane II LLC

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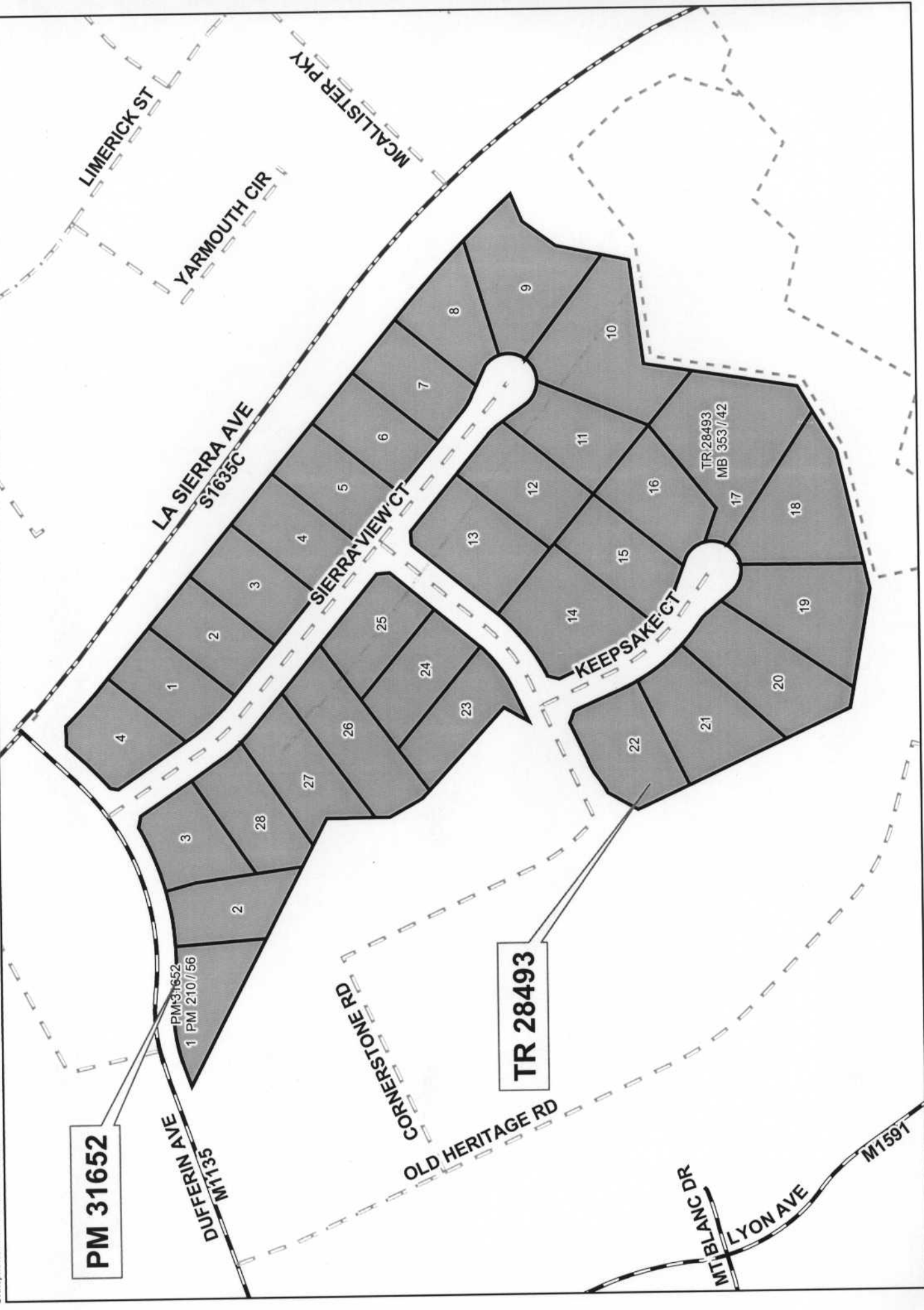
building permit. The original approved credit agreement was for a total credit of \$172,900 towards TR 28493, which has been issued to the Developer. The amended agreement provides for an additional credit of \$26,600 towards PM 31652, which is adjacent to TR 28493. The total credit provided for under the amended agreement is \$199,500, which is less than the actual cost of the improvements as required by the conditions of approval. The \$26,600 in TUMF fees have previously been collected for the 4 single-family dwelling units in PM 31652. Upon the execution of this amended agreement, the County will request WRCOG to refund \$26,600 of the paid TUMF fees to the Developer for the cost of the Improvements.

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TR 28493 / PM 31652

0 90 180
1 inch equals 200 feet
Orthophotos Flown Nov. & Dec. 2004



PM 31652

PM 31652
1 PM 210/56

TR 28493

TR 28493
MB 353/42

LIMERICK ST

YARMOUTH CIR

MCALLISTER PKY

LA SIERRA AVE
S1635C

SIERRA VIEW CT

KEEPSAKE CT

CORNERSTONE RD

OLD HERITAGE RD

DUFFERIN AVE
M135

M1591
LYON AVE

M1591
MT BLANC DR

M1591

ATTACHMENT "B"

ORIGINAL CREDIT AGREEMENT

[ATTACHED BEHIND THIS PAGE]