

1 b. Effect. No provision of this section shall entitle any person
2 who has already paid Development Impact Fees to receive a
3 refund, credit or reimbursement of such payment. This
4 ordinance does not create any new Development Impact Fees or
5 increase the amount of any existing Development Impact Fees.
6 This ordinance only effects a temporary change in the County's
7 existing Development Impact Fees.

8 c. Expiration. As of August 20, 2010, this section is repealed
9 without further action by the Board of Supervisors, unless the
10 Board of Supervisors repeals or modifies this section prior to
11 that date. The repeal of this section shall not affect the validity
12 of actions taken or Development Impact Fees paid under the
13 authority of this section."
14

15 Section 3. Existing Sections 15. through 22. of Ordinance No. 659 are renumbered
16 Sections 16. through 23. respectively.

17 Section 4. Existing Section 17. of Ordinance No. 659 is amended to read as
18 follows:

19 **"Section 18. CREDITS.** If an owner or developer of real property
20 dedicates land or constructs facilities identified in the Public Facilities Needs List, the County
21 may grant the owner or developer a Credit in one or more of the Fee Components described in
22 this ordinance against the Development Impact Fees required. No Credit shall be granted for
23 the cost of improvements not defined herein as "Facilities." An owner or developer may
24 request a Credit from the Transportation and Land Management Agency at the time of
25 development approval. A Credit granted at the time of development approval shall be
26 included as a condition of that approval. After development approval, but before the issuance
27

1 of a building permit, an owner or developer may request a Credit from the Executive Office.
2 If the Transportation and Land Management Agency or the Executive Office determines that a
3 Credit is appropriate, the owner or developer shall enter into a Credit Agreement which shall
4 be approved by the Board of Supervisors. The Credit amount shall be initially calculated by
5 estimating the fair market value of the land dedicated or by estimating the cost of constructing
6 Facilities. The County shall subsequently review and determine the actual value of the land
7 dedicated and the actual construction costs allowable. Any Credit granted shall not exceed the
8 allocated cost for the Facilities. Any Credit granted shall be given in stated dollar amounts
9 only.”
10

11 Section 5. This ordinance shall take effect thirty (30) days after its adoption.
12

13 BOARD OF SUPERVISORS OF THE COUNTY
14 OF RIVERSIDE, STATE OF CALIFORNIA
15

16 By: _____
17 Chairman

18 ATTEST:

19 CLERK OF THE BOARD:
20

21 By: _____
22 Deputy
23

24 (SEAL)
25
26
27
28

FORM APPROVED COUNTY COUNSEL
BY: *Synthia M. Gunzel* DATE: *7/6/09*