

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

107
A



FROM: TLMA – Transportation Department

SUBMITTAL DATE:
April 10, 2014

SUBJECT: Initiation of an Amendment to Ordinance 460 regarding Drainage Fees for the Homeland/Romoland Area Drainage Plan – Amendment No. 3, District 3/District 3; District 5/District 5 [\$0]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Adopt an order initiating an amendment to Section 10.25 of Ordinance No. 460 that would update the currently effective drainage fees for the Homeland/Romoland Area Drainage Plan (HRADP); and
2. Direct the Transportation Department and County Counsel, in consultation with Flood Control, to prepare and process the amendment.

BACKGROUND:

Summary

The Board of Supervisors established the Homeland/Romoland Area Drainage Plan (HRADP) in 1988 pursuant its approval of Resolution No. 88-108 and adoption of Ordinance No. 460.90.

JUAN C. PEREZ
Director of Transportation and
Land Management

WARREN D. WILLIAMS
General Manager-Chief Engineer

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost:	POLICY/CONSENT (Per Exec. Office)
COST	\$ N/A	\$ N/A	\$ N/A	\$ N/A	Consent <input type="checkbox"/> Policy <input checked="" type="checkbox"/>
NET COUNTY COST	\$ N/A	\$ N/A	\$ N/A	\$ N/A	
SOURCE OF FUNDS: N/A				Budget Adjustment: No	
				For Fiscal Year: N/A	

C.E.O. RECOMMENDATION:

APPROVE

BY:

County Executive Office Signature

MINUTES OF THE BOARD OF SUPERVISORS

FORM APPROVED COUNTY COUNSEL
BY: Tiffany N. North
DATE: 3/18/14

Departmental Concurrence

- A-30
- 4/5 Vote
- Positions Added
- Change Order

Prev. Agn. Ref.: 16.1 03/28/2006

District: 3rd/5th

Agenda Number:

3 - 68

BACKGROUND:

Summary (continued)

The HRADP drainage fee was last updated on March 28, 2006, following the Board's adoption of Ordinance No. 460.144 (agenda item 16.1). District staff has prepared an updated cost estimate for construction of the HRADP facilities and recommends that the HRADP drainage fee be updated as follows:

- 1) Line A sub-watershed: from \$12,636/Ac. to \$21,052/Ac.
- 2) Line B sub-watershed: from \$5,911/Ac. to \$15,505/Ac.

Per Government Code section 66483, the County may, by ordinance, require the payment of fees for the purposes of defraying the actual or estimated costs of constructing planned drainage facilities.

The District's estimated cost of constructing the HRADP facilities is based on its 2013 analysis of unit prices for public works projects administered by the District. Right-of-way costs were estimated from recent property sales records within the HRADP area including certain properties acquired by the District.

The Flood Control District is committed to completing construction of the principal flood control facilities within the Line A sub-watershed (including Romoland MDP Lines A and A-2, Homeland MDP Line 1, Juniper Flats Basin and Briggs Road Basin) by the of end 2015 at an estimated cost of \$40 million dollars. HRADP revenues will be utilized to reimburse the District's Zone 4 ad valorem property tax revenues that are used to, amongst other items, fund the District's ongoing Capital Improvement Program within Zone 4.

Impact on Residents and Businesses

At present, the lack of adequate flood control and drainage infrastructure is a burden upon existing residents and businesses within the Homeland/Romoland watershed. Additionally, the lack of adequate flood protection and drainage facilities severely limits the future economic development potential of the area.

Pursuant to the provisions of the Subdivision Map Act (Gov't Code §66410, et seq.), a local agency may establish a drainage fee for the purposes of defraying the actual or estimated cost of constructing planned drainage facilities for the removal of surface and storm waters from local or neighborhood drainage areas. Pursuant to County Ordinance 460, Area Drainage Plan fees are imposed as a condition of approval and paid directly to the Flood Control District at the time a grading or building permit is issued.

Current residents and businesses will not be required to pay HRADP drainage fees unless or until they subdivide their property or otherwise substantially expand their existing business operations; however, these entities will also benefit greatly from the construction of the HRADP flood control and drainage facilities. Future subdivisions and businesses will be required to pay HRADP drainage fees prior to the issuance of building or grading permits. Presumably, these entities will pass this cost along to future home buyers and customers.

SUPPLEMENTAL:

Additional Fiscal Information

The cost of preparing, processing and administering the proposed Amendment No. 3 is minimal and will be paid from the HRADP Facilities Fund. Sufficient funds are available in the District's FY 2013-2014 budget.

Contract History and Price Reasonableness

N/A