

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

833 C



FROM: TLMA – Transportation Department

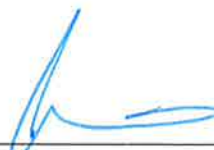
SUBMITTAL DATE:
June 23, 2014

SUBJECT: Adoption of Ordinance No. 824.14 to Include a New Exemption for New Construction of Specially Adapted Single-Family Homes for Severely Disabled Veterans Under the Western Riverside County Transportation Uniform Mitigation Fee Program. 1st/1st, 2nd/2nd, 3rd/3rd, and 5th/5th Districts; [\$0]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Adopt Ordinance No. 824.14 to include a new exemption for new construction of specially adapted single-family homes for severely disabled veterans under the Western Riverside County Transportation Uniform Mitigation Fee Program; and
2. Find the adoption of Ordinance No. 824.14 is exempt from California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15061(b)(3) in that it can be seen with certainty there is no possibility the ordinance may have a significant effect on the environment.

FORM APPROVED COUNTY COUNSEL
BY: Dale A. Gardner DATE: 6/23/14
DALE A. GARDNER
Departmental Concurrence



Juan C. Perez, Director of
Transportation and Land
Management

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost:	POLICY/CONSENT (Per Exec. Office)
COST	\$ 0	\$ 0	\$ 0	\$ 0	Consent <input type="checkbox"/> Policy <input type="checkbox"/>
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ 0	
SOURCE OF FUNDS: N/A				Budget Adjustment: N/A	
				For Fiscal Year: N/A	

C.E.O. RECOMMENDATION:

APPROVE
BY: 
Steven C. Horn

County Executive Office Signature

MINUTES OF THE BOARD OF SUPERVISORS

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

3-69

SUBMITTAL TO THE BOARD OF SUPERVISORS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA
FORM 11: Adoption of Ordinance No. 824.14 to Include a New Exemption for New Construction of Specially Adapted Single-Family Homes for Severely Disabled Veterans Under the Western Riverside County Transportation Uniform Mitigation Fee Program. 1st/1st, 2nd/2nd, 3rd/3rd, 5th/5th Districts [\$0]

DATE: June 23, 2014

PAGE: 2 of 2

BACKGROUND:

Summary

The County of Riverside (County) is a Member Agency of the Western Riverside Council of Governments (WRCOG), a joint powers agency comprised of the County, March Joint Powers Authority, and seventeen (17) cities located in western Riverside County. Acting in concert, the WRCOG Member Agencies developed a plan whereby the shortfall in funds needed to enlarge the capacity of the Regional System of Highways and Arterials due to new development in western Riverside County could be made up, in part, by a Transportation Uniform Mitigation Fee (TUMF) on future residential, commercial, and industrial development. As a Member Agency of WRCOG, and as a TUMF participating jurisdiction, the County participated in the preparation of a certain "Western Riverside County Transportation Uniform Fee Nexus Study," (2009 Nexus Study) later adopted by the WRCOG Executive Committee. Based on the 2009 Nexus Study, the County adopted and implemented an ordinance authorizing the County's participation in the TUMF Program. On November 24, 2009, the County adopted the 2009 Nexus Study and Ordinance 824.7 to implement the TUMF Program in the County.

Pursuant to the Mitigation Fee Act (Gov. Code §§ 66000 *et seq.*), WRCOG, upon the recommendation of the WRCOG Executive Committee, now desires to amend the TUMF ordinance to include the following exemption:

- Exempt non-profit 501 (c) (3) organizations that build new single-family homes specifically constructed and adapted for qualifying severely disabled veterans injured in theatre of combat operations.

On April 7, 2014, the WRCOG Executive Committee reviewed the proposed exemption and recommended TUMF participating jurisdictions amend their TUMF ordinances to reflect the changes.

Impact on Residents and Businesses

N/A

SUPPLEMENTAL:

Additional Fiscal Information

The proposed TUMF ordinance recommendation to exempt non-profit 501 (c) (3) organizations from paying TUMF is specific in that it limits the exemption to new specially adapted single-family homes for severely disabled veterans who are the recipients of a Veterans Administration Specially Adapted Housing (SAH) Grant or its equivalent. This short-fall in fee collection is anticipated to be approximately one million dollars and will be accounted for in the 2014 TUMF Network Update, and represents roughly 0.02% of the total current TUMF Network.

Contract History and Price Reasonableness

N/A

ATTACHMENTS:

- A. Ordinance No. 824.14

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

833A



FROM: TLMA – Transportation Department

SUBMITTAL DATE:

June 3, 2014

SUBJECT: Introduce and Adopt Ordinance No. 824.14 to Include a New Exemption for New Construction of Specially Adapted Single-Family Homes for Severely Disabled Veterans Under the Western Riverside County Transportation Uniform Mitigation Fee Program. 1st/1st, 2nd/2nd, 3rd/3rd, and 5th/5th Districts; [\$0]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Introduce Ordinance No. 824.14 to include a new exemption for new construction of specially adapted single-family homes for severely disabled veterans under the Western Riverside County Transportation Uniform Mitigation Fee Program; and
2. Adopt Ordinance No. 824.14 at the next subsequent Board of Supervisors meeting; and
3. Find the adoption of Ordinance No. 824.14 is exempt from California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15061(b)(3) in that it can be seen with certainty there is no possibility the ordinance may have a significant effect on the environment.

FORM APPROVED COUNTY COUNSEL
BY: Dale A. Gardner 6/5/14
DATE

Departmental Concurrence

Patricia Romo

Juan C. Perez, Director of Transportation and Land Management

Assistant Director of Transportation

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost:	POLICY/CONSENT (Per Exec. Office)
COST	\$ 0	\$ 0	\$ 0	\$ 0	Consent <input type="checkbox"/> Policy <input checked="" type="checkbox"/>
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ 0	

SOURCE OF FUNDS: N/A	Budget Adjustment: N/A
	For Fiscal Year: N/A

C.E.O. RECOMMENDATION:

APPROVE

BY:
Tina Grande

County Executive Office Signature

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Jeffries, seconded by Supervisor Benoit and duly carried by unanimous vote, IT WAS ORDERED that the above ordinance is approved as introduced with waiver of reading.

Ayes: Jeffries, Tavaglione, Stone, Benoit and Ashley
 Nays: None
 Absent: None
 Date: July 1, 2014
 xc: Transp., COB

Kecia Harper-Ihem
Clerk of the Board

By:
Deputy

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

Prev. Agn. Ref.: 3.68 of 06/17/14 | **District:** 1/1, 2/2, 3/3, and 5/5 | **Agenda Number:**

3-62

ORDINANCE NO. 824.14

AN ORDINANCE OF THE COUNTY OF RIVERSIDE
AMENDING ORDINANCE NO. 824 AUTHORIZING PARTICIPATION
IN THE WESTERN RIVERSIDE COUNTY
TRANSPORTATION UNIFORM MITIGATION FEE PROGRAM

The Board of Supervisors of the County of Riverside ordains as follows:

Section 1. A new subsection g. is added to Section 5. of Ordinance No. 824 to read as

follows:

“g. Disabled Veteran. Any veteran who is retired or is in the process of medical retirement from military service, who is or was severely injured in a theatre of combat operations, and has or received a letter of eligibility for the Veterans Administration Specially Adapted Housing (SAH) Grant Program.”

Section 2. Existing subsections g., h., i., j., and k. of Section 5. of Ordinance 824 are relettered subsections h., i., j., k., and l. respectively.

Section 3. A new subsection m. is added to Section 5. of Ordinance No. 824 to read as

follows:

“m. Non-Profit Organization. An organization operated exclusively for exempt purposes set forth in section 501(c)(3) of the Internal Revenue Code, and none of its earnings may inure to any private shareholder or individual. In addition, it may not be an action organization, (i.e., it may not attempt to influence legislation as a substantial part of its activities and it may not participate in any campaign activity for or against political candidates). For the purposes of the TUMF Program, the non-profit must be a 501(c)(3) charitable organization as defined by the Internal Revenue Service.”

