

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

184



FROM: Transportation and Land Management Agency (TLMA)

SUBMITTAL DATE:  
September 12, 2012

SUBJECT: Ordinance No. 659.11 Amending Ordinance No. 659, Establishing a Development Impact Fee Program to extend the Temporary Reduction of Development Impact Fees (DIF)

RECOMMENDED MOTION: That the Board of Supervisors:

1. Waive the Board Policy No. A-67 requirement to obtain an order to initiate an ordinance amendment for Ordinance 659.11; and
2. Introduce and adopt, on successive weeks, Ordinance No. 659.11, an Ordinance of the County of Riverside Amending Ordinance No. 659; and
3. Find the adoption of Ordinance No. 659.11 is exempt from 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; and
4. Direct the Clerk of the Board to file a Notice of Exemption with the County Clerk for posting.

(Continued on attached page)

Juan C. Perez  
Director, Transportation and Land Management Agency

|                   |                               |      |                         |       |
|-------------------|-------------------------------|------|-------------------------|-------|
| FINANCIAL<br>DATA | Current F.Y. Total Cost:      | \$ 0 | In Current Year Budget: | Yes   |
|                   | Current F.Y. Net County Cost: | \$ 0 | Budget Adjustment:      | No    |
|                   | Annual Net County Cost:       | \$ 0 | For Fiscal Year:        | 12/13 |

SOURCE OF FUNDS:

Positions To Be  
Deleted Per A-30

☐

Requires 4/5 Vote

☐

C.E.O. RECOMMENDATION:

APPROVE

BY

Tina Grande

County Executive Office Signature

MINUTES OF THE BOARD OF SUPERVISORS

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

Ayes: Buster, Tavaglione, Stone, Benoit and Ashley  
Nays: None  
Absent: None  
Date: September 25, 2012  
xc: TLMA, COB

Kecia Harper-Ihem  
Clerk of the Board

By:

Deputy

Prev. Agn. Ref.: 3.85-6/30/09;  
3.80-7/14/09; 3.11 - 7/21/09; 3.85 - 7/27/10;  
3.64 - 8/10/10; 3.84 - 7/26/11; 3.83 9/13/11

District: All

Agenda Number:

3.49

FORM APPROVED COUNTY COUNSEL  
BY: Cynthia M. Gunzel 9-17-12  
DATE: 9-17-12  
Departmental Concurrence

Department Recommendation: ☒ Policy ☒ Policy  
Per Executive Office: ☐ Consent ☐ Consent

The Honorable Board of Supervisors

RE: Ordinance No. 659.11 Amending Ordinance No. 659, Establishing a Development Impact Fee Program to extend the Temporary Reduction of Development Impact Fees (DIF)

DATE: September 12, 2012

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**BACKGROUND:**

On August 2009, the Board approved a temporary 50% reduction to the County's Development Impact Fee (DIF) Program in an effort to stimulate the local economy. On August 16, 2011, the Board of Supervisors approved an extension of the fifty (50%) temporary reduction of DIF fees imposed by Ordinance 659.10 that commenced on September 13, 2011 and is scheduled to end on October 13, 2012.

The Executive Office is working on a comprehensive update of the DIF Ordinance ("DIF Update"), which will be introduced to the Board in the next few months. This process will include further discussions with the development community and other stakeholders.

TLMA is recommending an extension of the temporary fifty percent (50%) reduction through June 30, 2013, or upon the effective date of Ordinance 659.12 (the DIF update), whichever occurs sooner. The potential additional extension would allow for current rates to remain unchanged (other than a lapse of a couple of weeks until this amended ordinance takes effect) until introduction of the update to the DIF program in the coming months. Continuing the reduction until the implementation of the new DIF fees would continue to encourage growth, aid customers in completing already budgeted projects and smooth the implementation process for staff.

Since inception, the temporary DIF reduction has resulted in an estimated potential revenue loss of approximately \$7,850,000 (Attachment A), assuming that all projects that developed would have continued to do so at the full fee, which is unknown. Continuing the fifty percent (50%) reduction for several months would not be expected to affect this number significantly due to the continued slow-down in the development industry.

TLMA has continued to monitor building permit trends: the numbers show a 14% decrease in the number of single family housing permits issued in FY 11/12, as compared to the same time period in FY 10/11. (Attachment B)

The adoption of Ordinance No. 659.11 is exempt from 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. There is no specific development project connected with this ordinance amendment and it does not commit the County to any development. Accordingly, the County's approval of the amendment does not create a reasonably foreseeable physical change.

The ordinance has been approved as to form by County Counsel.

**Riverside County Board of Supervisors  
Request to Speak**

Submit request to Clerk of Board (right of podium),  
Speakers are entitled to three (3) minutes, subject  
Board Rules listed on the reverse side of this form.

**SPEAKER'S NAME:** GARRY GRANT

**Address:** 27068 JARVIS ST  
(only if follow-up mail response requested)

**City:** PERRIS **Zip:** 92570

**Phone #:** 951-657-9319

**Date:** SEPT 25, 14 **Agenda #** 3.1.9 *g. 49*

**PLEASE STATE YOUR POSITION BELOW:**

**Position on "Regular" (non-appealed) Agenda Item:**

       **Support**             **Oppose**             **Neutral**

**Note:** If you are here for an agenda item that is filed  
for "Appeal", please state separately your position on  
the appeal below:

       **Support**             **Oppose**             **Neutral**

**I give my 3 minutes to:** \_\_\_\_\_

## **BOARD RULES**

### **Requests to Address Board on "Agenda" Items:**

You may request to be heard on a published agenda item. Requests to be heard must be submitted to the Clerk of the Board before the scheduled meeting time.

### **Requests to Address Board on items that are "NOT" on the Agenda:**

Notwithstanding any other provisions of these rules, member of the public shall have the right to address the Board during the mid-morning "Oral Communications" segment of the published agenda. Said purpose for address must pertain to issues which are under the direct jurisdiction of the Board of Supervisors. YOUR TIME WILL BE LIMITED TO THREE (3) MINUTES.

### **Power Point Presentations/Printed Material:**

Speakers who intend to conduct a formalized Power Point presentation or provide printed material must notify the Clerk of the Board's Office by 12 noon on the Monday preceding the Tuesday Board meeting, insuring that the Clerk's Office has sufficient copies of all printed materials and at least one (1) copy of the Power Point CD. Copies of printed material given to the Clerk (by Monday noon deadline) will be provided to each Supervisor. If you have the need to use the overhead "Elmo" projector at the Board meeting, please insure your material is clear and with proper contrast, notifying the Clerk well ahead of the meeting, of your intent to use the Elmo.

### **Individual Speaker Limits:**

**Individual speakers are limited to a maximum of three (3) minutes.** Please step up to the podium when the Chairman calls your name and begin speaking immediately. Pull the microphone to your mouth so that the Board, audience, and audio recording system hear you clearly. Once you start speaking, the "green" podium light will light. The "yellow" light will come on when you have one (1) minute remaining. When you have 30 seconds remaining, the "yellow" light will begin flash, indicating you must quickly wrap up your comments. Your time is up when the "red" light flashes. The Chairman adheres to a strict three (3) minutes per speaker. ***Note: If you intend to give your time to a "Group/Organized Presentation", please state so clearly at the very bottom of the reverse side of this form.***

### **Group/Organized Presentations:**

Group/organized presentations with more than one (1) speaker will be limited to nine (9) minutes at the Chairman's discretion. The organizer of the presentation will automatically receive the first three (3) minutes, with the remaining six (6) minutes relinquished by other speakers, as requested by them on a completed "Request to Speak" form, and clearly indicated at the front bottom of the form.

### **Addressing the Board & Acknowledgement by Chairman:**

The Chairman will determine what order the speakers will address the Board, and will call on all speakers in pairs. The first speaker should immediately step to the podium and begin addressing the Board. The second speaker should take up a position in one of the chamber aisles in order to quickly step up to the podium after the preceding speaker. This is to afford an efficient and timely Board meeting, giving all attendees the opportunity to make their case. Speakers are prohibited from making personal attacks, and/or using coarse, crude, profane or vulgar language while speaking to the Board members, staff, the general public and/or meeting participants. Such behavior, at the discretion of the Board Chairman may result in removal from the Board Chambers by Sheriff Deputies.