

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



FROM: Supervisors Jeffries and Benoit

SUBMITTAL DATE:
June 18, 2013

SUBJECT: Introduction of Ordinance No. 920 Adopting the Provisions of California Constitution, Article XIII A, Section 2 Relating to the Assessed Valuation of Replacement Property and Authorize a Fee

RECOMMENDED MOTION: That the Board of Supervisors:

1. Introduce and set for public hearing Ordinance No. 920 Adopting the Provisions of California Constitution, Article XIII A, Section 2 Relating to the Assessed Valuation of Replacement Property within Riverside County and authorize a fee for processing of rescission of a claim;
2. Direct the Clerk of the Board to set a public hearing for July 30, 2013, to consult with local affected agencies and give notice of the public hearing to each affected taxing agency and pursuant to Government Code §6062a; and

(continues on page 2)

Supervisor Jeffries, District 1

Supervisor Benoit, District 4

| | | | |
|-----------------------|-------------------------------|------|-------------------------|
| FINANCIAL DATA | Current F.Y. Total Cost: | \$ 0 | In Current Year Budget: |
| | Current F.Y. Net County Cost: | \$ 0 | Budget Adjustment: |
| | Annual Net County Cost: | \$ 0 | For Fiscal Year: |

| | | |
|-------------------------|----------------------------------|--------------------------|
| SOURCE OF FUNDS: | Positions To Be Deleted Per A-30 | <input type="checkbox"/> |
| | Requires 4/5 Vote | <input type="checkbox"/> |

C.E.O. RECOMMENDATION:

County Executive Office Signature

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Benoit, seconded by Supervisor Jeffries and duly carried, IT WAS ORDERED that the above ordinance is approved as introduced with waiver of reading and is set for public hearing July 30, 2013 at 9:30 a.m.

Ayes: Jeffries, Tavaglione, Benoit and Ashley
Nays: Stone
Absent: None
Date: June 18, 2013
xc: Supvr. Jeffries, Supvr. Benoit, COB

Kecia Harper-Ihem
Clerk of the Board
By:
Deputy

Dep't Recomm.: Consent Policy Policy

Per Exec. Ofc.: Consent Policy

Departmental Concurrence

3. Upon close of the public hearing, bring back on a successive week for final adoption.

BACKGROUND:

On April 23, 2013, Agenda Item 3.2, the Board approved an order to initiate a new ordinance to adopt and implement the provisions of Proposition 90 in Riverside County and authorize a fee for processing any requests for rescission of a claim. This ordinance would allow for the transfer, by any person over the age of 55 years (Proposition 90) or who is severely or permanently disabled (Proposition 110), of the established base year value of original property located in another county of this State to a replacement dwelling located within the County of Riverside. Such an ordinance was previously in effect in Riverside County (Ordinance 670) but was repealed effective July 1, 1995.

The current action will introduce a new ordinance to again implement the benefits afforded to qualified homeowners under Propositions 90 and 110 within the county. Because Revenue and Taxation Code Section 69.5 requires consultation between the Board of Supervisors and all local affected agencies, a notice public hearing concerning the adoption of this proposed ordinance is being scheduled to fulfill that requirement.

In addition, the Ordinance contains a proposed fee for processing a rescission of claim as authorized by Revenue and Taxation Code Section 69.5(i)(3). That fee is only charged after a claimant, who has submitted a claim for relief under the ordinance, chooses to submit a request to rescind the claim in accordance with the statutory requirements.

The adoption of Ordinance No. 920 is not a project under the California Environmental Quality Act because this activity will not cause a direct physical change or reasonably foreseeable indirect change in the environment. It is the adoption of a general policy and procedure by the Board of Supervisors and it does not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment. It merely allows a base year assessed value of a residential property to be preserved and transferred to a replacement property within this county.