

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



ITEM: 19.1
(ID # 20234)

MEETING DATE:
Tuesday, November 08, 2022

FROM : EXECUTIVE OFFICE:

SUBJECT: EXECUTIVE OFFICE: Public Hearing on and Receive and File the Riverside County Annual Mitigation Fee Report for Fiscal Year 2021-2022; All Districts [\$0]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Hold a public hearing on November 8, 2022, to receive public comments for the Riverside County Annual Mitigation Fee Report for Fiscal Year 2021-2022 and the Five-Year Mitigation Fee Report; and
2. At the close of the public hearing, receive and file the Riverside County Annual Mitigation Fee Report for Fiscal Year 2021-2022 and the Five-Year Mitigation Fee Report.

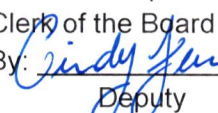
ACTION:Policy


Don Kent, Director of Finance 10/13/2022

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Perez, seconded by Supervisor Spiegel and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended.

Ayes: Jeffries, Spiegel, Washington, Hewitt, and Perez
Nays: None
Absent: None
Date: November 8, 2022
xc: E.O.

Kecia R. Harper
Clerk of the Board
By: 
Deputy

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FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost
COST	\$	\$	\$	\$
NET COUNTY COST	\$	\$	\$	\$
SOURCE OF FUNDS: N/A			Budget Adjustment:	No
			For Fiscal Year:	2021-2022

C.E.O. RECOMMENDATION: Approve

BACKGROUND:

Summary

Development Impact Fees are designed to ensure that new development will not burden the existing service population with the cost of facilities required to accommodate growth. On January 13, 2015, the Board adopted Ordinance No. 659.13, an Ordinance of the County of Riverside Amending Ordinance No. 659 establishing a Development Impact Fee Program (DIF), as well as the Riverside County DIF Study Update adopting the DIF Capital Improvement Plan. Currently, a new DIF Study Update is being prepared to review the current DIF fee structure and update the list of projects in the DIF Capital Improvement Plan.

On October 18, 2022, the Board of Supervisors set a public hearing for November 8, 2022, to receive public comments on the Annual Mitigation Fee Report for Fiscal Year 2021-2022 and the Five-Year Mitigation Fee Report, which is required pursuant to the statutory requirements of California Government Code. The Code requires all local agencies having established mitigation fees to prepare an annual report summarizing development mitigation account and funding information. Section 66006(b)(2) requires that the local agency review the information at its next regularly scheduled meeting not less than fifteen days after the report is made available to the public.

Pursuant to Section 66001 (d) (1) of the Code, the FY 2021-2022 Mitigation Fee Report includes the Five-Year Mitigation Fee Report. The last Five-Year Report was submitted together with the FY 2016-2017 Mitigation Fee Report.

There are two (2) active fee programs that currently charge fees to new development and five (5) fee programs that no longer collect fees because they were superseded by other programs; however, they are required to report on all fiscal activity on the use of remaining fund balances pursuant to the Government Code.

Active County Fee Programs:

Development Impact Fees

Transportation Department Mitigation Fees (Roads Bridges Benefit District or RBBD Fees)

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County Fee Programs No Longer Charging Fees:

Development Mitigation (DM) Fees – superseded by Development Impact Fees

Developer Agreement (DA) Fees – superseded by Development Impact Fees

Interim Open-Space Mitigation Fees - superseded by Multi-Species Habitat Conservation Plan`

Fire Mitigation Fees – superseded by Development Impact Fees

Transportation Department Traffic Signal Mitigation Fees – superseded by Development Impact Fees

It should be noted that the County has set up a separate regulatory process for collection of DA fees for approved cannabis and solar uses, which are not included in this report which is solely focused on Mitigation Fees collected in accordance with Ordinance 659 and Gov. Code section 66006(b)(1).

On September 13, 2022, the FY 2021-2022 Annual Mitigation Fee Report was submitted to the Desert Valleys Builders Association (DVBA) and the Building Industry Association of Southern California (BIA). DVBA'S response letter dated September 21, 2022, indicates that the County has fulfilled its annual and five-year reporting obligations pursuant to the Mitigation Fee Act.

Impact on Residents and Businesses

This report is for fiscal activity only. There is no impact on citizens or businesses. The collection and expenditure of DIF fees assists in the provision of expanded infrastructure needed to support new development.

Attachments:

Riverside County Annual Mitigation Fee Report FY 2021-2022

DVBA's response letter dated September 21, 2022



Juan C. Perez, Chief Operating Officer

10/20/2022