

RESOLUTION # JPA-07-14

**A RESOLUTION OF THE MARCH JOINT POWERS
AUTHORITY AMENDING THE APPLICABLE
TRANSPORTATION UNIFORM MITIGATION FEE**

WHEREAS, the The March Joint Powers Authority (March JPA) is a member agency of the Western Riverside Council of Governments (“WRCOG”), a joint powers agency comprised of the County of Riverside and fourteen cities located in Western Riverside County; and

WHEREAS, the member agencies of WRCOG recognized that there was insufficient funding to address the impacts of new development on the regional system of highways and arterials in Western Riverside County (the “Regional System”); and

WHEREAS, in order to address this shortfall, the member agencies formulated a plan whereby a transportation uniform mitigation fee would be assessed on new development and would be used to fund the necessary improvements for the Regional System; and

WHEREAS, in furtherance of this plan, the WRCOG Executive Committee adopted the “Western Riverside County Transportation Uniform Fee Nexus Study”, dated October 18, 2002 (the “2002 Nexus Study”); and

WHEREAS, based on the 2002 Nexus Study, the March JPA adopted Ordinance #JPA 03-03 on September 17, 2003 pursuant to California Government Code sections 66000 *et seq.* authorizing the March JPA to impose the Transportation Uniform Mitigation Fee (“TUMF”) upon new development; and

WHEREAS, on February 6, 2006, the WRCOG Executive Committee adopted the “Western Riverside Transportation Fee Nexus Study 2005 Update” (the “Nexus Study”) which served as a basis for the March Joint Powers Commission to adopt an amended TUMF resolution on April 18, 2007 and

WHEREAS, Section 4C of the TUMF Ordinance #JPA 03-03 authorizes periodic review and adjustment to the applicable TUMF in accordance with any adjustments made by the WRCOG Executive Committee; and

WHEREAS, on February 5, 2007, the WRCOG Executive Committee recommended that member agencies adjust their applicable TUMF to reflect increases in the construction cost index; and

WHEREAS, the increase of the construction cost index reflects the increased cost of construction of the public facilities authorized by the Nexus Study; and

1 WHEREAS, the adjusted fees collected pursuant to this Resolution shall be used to finance
2 the public facilities described or identified in the Nexus Study; and

3 WHEREAS, this levying of development fees has been reviewed by the March Joint Powers
4 Authority and staff in accordance with the California Environmental Quality Act ("CEQA") and the
5 CEQA Guidelines and it has been determined that the adoption of this ordinance is exempt from
6 CEQA pursuant to Section 15061(b)(3) of the CEQA Guidelines.

7 NOW, THEREFORE, the March Joint Powers Commission of the March Joint Powers
8 Authority does resolve as follows:

9 SECTION 1. Findings. The recitals set forth above are hereby adopted as findings in
10 support of this Resolution. In addition, the March Joint Powers Commission re-adopts the findings
11 contained in Section 2 of this resolution in support of the adjusted TUMF contained herein.

12 SECTION 2. TUMF Fee Schedule. In accordance with Section 4C of the TUMF Ordinance
13 #JPA 03-03, there is hereby adopted the following fee schedule for the TUMF:

- 14 (1) \$10,046.00 per single family residential unit
- 15 (2) \$7,054.00 per multi-family residential unit
- 16 (3) \$2.35 per square foot of an industrial project
- 17 (4) \$12.94 per square foot of a retail commercial project
- 18 (5) \$6.56 per square foot of a service commercial project
- 19 (6) \$2.19 per square foot of a service Class A and B Office

20 SECTION 3. TUMF Fee Schedule. Notwithstanding the fee schedule set forth in Section 2
21 of this Resolution, the TUMF Fee Schedule shall be phased as follows:

22 From July 1, 2007 to June 30, 2008, the fee schedule shall be as follows

- 23 (1) \$10,046.00 per single family residential unit
- 24 (2) \$7,054.00 per multi-family residential unit
- 25 (3) \$1.84 per square foot of an industrial project
- 26 (4) \$9.99 per square foot of a retail commercial project
- 27 (5) \$5.71 per square foot of a service commercial project
- 28 (6) \$2.19 per square foot of a service Class A and B Office

From July 1, 2008 through June 30, 2009, the fee schedule shall be as follows:

- (1) \$10,046.00 per single family residential unit
- (2) \$7,054.00 per multi-family residential unit
- (3) \$2.09 per square foot of an industrial project
- (4) \$11.46 per square foot of a retail commercial project
- (5) \$6.14 per square foot of a service commercial project
- (6) Class A and B Office TBD

1 From July 1, 2009, the fee schedule shall be as follows:

- 2 (1) \$10,046.00 per single family residential unit
3 (2) \$7,054.00 per multi-family residential unit
4 (3) \$2.35 per square foot of an industrial project
5 (4) \$12.94 per square foot of a retail commercial project
6 (5) \$6.56 per square foot of a service commercial project
7 (6) Class A and B Office TBD

8 SECTION 4. CEQA Findings. The March Joint Powers Authority hereby finds that in
9 accordance with the California Environmental Quality Act ("CEQA") and the CEQA Guidelines the
10 adoption of this Resolution is exempt from CEQA pursuant to Section 15061(b)(3).

11 SECTION 5. Effective Date. This Resolution shall become effective sixty (60) days after its
12 adoption.

13 I, Carey L. Allen, Secretary of the March Joint Powers Commission, do hereby certify
14 that the foregoing resolution was duly and regularly adopted by the Joint Powers Commission at
15 its regularly scheduled meeting on April 18, 2007.

16 Ayes: Busch (2 votes), White, Stewart, Loveridge, Buster, Schiavone, Ashley
17 Noes: None
18 Abstain: None
19 Absent: Yarbrough

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Carey L. Allen,
Secretary, March Joint Powers Commission