

**RESOLUTION NO. 2023-313
OF THE BOARD OF DIRECTORS
OF THE TRUCKEE-DONNER RECREATION AND PARK DISTRICT
February 23, 2023**

**RESOLUTION APPROVING THE TRUCKEE-DONNER PARK AND
RECREATION DISTRICT PARK IMPACT FEE NEXUS STUDY
UPDATE AND REQUESTING THAT THE TOWN OF TRUCKEE
COUNCIL AND NEVADA COUNTY OF BOARD OF SUPERVISORS
ADOPT AND IMPLEMENT THE UPDATED PARK IMPACT FEE
PROGRAM ON BEHALF OF THE DISTRICT**

WHEREAS, Board of Directors (“the Board”) of the Truckee-Donner Recreation and Park District (“District”) have determined that current park and recreational facilities will not be adequate for future population growth; and

WHEREAS, the District Board desires to achieve its adopted master plan level of service of five acres of developed parks for every 1,000 population which is consistent with the Town of Truckee (“Town”) General Plan and the Nevada County (“County”) General Plan; and

WHEREAS, AB 1600 was adopted and codified in California Government Code Section 66000 allowing the establishing, increasing, or imposing of a development fee as a condition of approval where the purpose and use of the fee were identified and reasonable relationship to the development project was demonstrated; and

WHEREAS, the District’s last Park Impact Fee Nexus Study Update was approved by the District Board on October 24, 2013, by Resolution No. 2013-237 and later adopted by the Town Council on December 10, 2013, by Resolution No. 2013-39, and by the County Board of Supervisors on March 25, 2014, by Resolution No. 14-103; and

WHEREAS, on August 22, 2019, the District Board by their Resolution 2019-279 last approved inflationary adjusted park impact fees in the amount of \$1.99 per square foot for new single-family housing and \$2.85 per square foot for new multi-family housing; and

WHEREAS, on November 23, 2019, the Board of Supervisors of the County of Nevada by their Resolution 19-536 last adopted inflationary adjusted park impact fees on behalf of the District in the amount of \$1.99 per square foot for new single-family housing and \$2.85 per square foot for new multi-family housing; and

WHEREAS, on September 24, 2019, the Town of Truckee Council by their Resolution 2019-56 last adopted inflationary adjusted park impact fees on behalf of the District in the amount of \$1.99 per square foot for new single-family housing and \$2.85 per square foot for new multi-family housing; and

WHEREAS, the Board of Directors has received and considered the Park Impact Fee Nexus Study Update prepared by SCI Consulting Group dated February 2023 Final Report v2 (“Nexus Study”) that provides all information necessary to meet the requirements of California Government Code Section 66000 et al.

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Board of Directors (“the Board”) of the Truckee-Donner Recreation and Park District (“District”) that:

- 1) The District Board hereby receives and approves the Nexus Study.
- 2) Prior to the adoption of this Resolution, the District Board conducted public hearing at which oral and written presentations were made, as part of two regularly scheduled Board meeting on December 15, 2022 and February 23, 2023. Notice of the time and place of the meeting, including a general explanation of the matter to be considered, has been published twice in the Sierra Sun. Additionally, at least 30 days prior to the meeting the District made available to the public, data indicating the amount of the cost, or estimated cost, required to provide the service for which the fee or service charge is to be adjusted pursuant to the Resolution by way of such public meeting, the Board received the Nexus Study attached as Exhibit A, which formed the basis for the action taken pursuant to this Resolution.
- 3) The Nexus Study reasonably identifies the purpose of the fee described therein and the use to which the fee is to be put, establishes reasonable and rational relationship between the use of the fee and the type of development activity upon which the fee is imposed, establishes a reasonable and rational relationship between the need for the park and recreational facilities described therein and the type of development activity on which the fee is imposed.
- 4) The Board does hereby approve the following park impact fee on new residential development:

Single-Family Housing	\$2.21 per square foot of living area
Multi-Family Housing	\$3.57 per square foot of living area
Accessory Dwelling Unit (750 sq. ft. or greater)	\$2.21 per square foot of living area
- 5) The Board does hereby approve and request that the updated park impact fee program include an automatic annual inflationary adjustment without further action by the District Board, the Truckee Council, or the Nevada County Board of Supervisors by the net change in the Engineering News-Record Construction Cost Index for San Francisco for the preceding calendar year.

- 6) The Board finds pursuant to the California Environmental Quality Act (“CEQA”), this action is not a “project” because the Resolution provides a mechanism for funding the acquisition and development of parks and construction of community use facilities but does not involve a commitment to any specific project for such purposes that may result in a potentially significant impact on the environment. (CEQA Guidelines § 15378.)
- 7) If any portion of this Resolution is found by a court of competent jurisdiction to be invalid, such finding shall not affect the validity of the remaining portions of this Resolution.


BE IT FURTHER RESOLVED that the Board of Directors of the Truckee-Donner Recreation and Park District formerly requests the Truckee Town Council, and the Nevada County Board of Supervisors adopt and implement the proposed park impact fees on behalf of the District with the District agreeing to be responsible for the proper accounting for and expenditure of said moneys and further agreeing to hold the Town and County harmless from and to defend it from any action, claim or damages related to said fees, including any challenge to the validity of or use thereof.

PASSED AND ADOPTED by the Board of Directors of the Truckee-Donner Recreation and Park District, at a regularly scheduled meeting held on the 23rd of February, Two-thousand and Twenty-Three, by the following vote of said Board:

February 23, 2023

AYES: Smith, Marquette, Taber, Wasley, Halstead
NOES:
ABSTAIN:
ABSENT:

ATTEST:



Chairman
Board of Directors



Board Secretary
Board of Directors