



RESOLUTION No. 17-033

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA

RESOLUTION ESTABLISHING AN INCREASE TO THE DEVELOPMENT MITIGATION FEES FOR THE PENN VALLEY FIRE PROTECTION DISTRICT, PURSUANT TO NEVADA COUNTY LAND USE AND DEVELOPMENT CODE SECTION L-IX 2.3

WHEREAS, the Board of Supervisors of the County of Nevada finds and declares as follows:

- A. Nevada County Land Use and Development Code Section L-IX 2.3 provides that the Board of Supervisors shall, by resolution, adopt development impact mitigation fees for fire protection; this is pursuant to the "Mitigation Fee Act" (Government Code Sections 66000, et seq., or "AB1600"); and
- B. The Penn Valley Fire Protection District (hereinafter, "the District") followed the procedures of the Mitigation Fee Act in its actions (Resolution No. 2016-13) on November 1, 2016, which public hearing resulted in a recommendation for a rate change from the previous year; and
- C. On November 22, 2016, the District sent a request for adoption of the rate change to Nevada County so that the fees can be made applicable in unincorporated Nevada County; and
- D. This Resolution of fee adoption is based upon the Penn Valley Fire Protection District Plan Revision Report for Fiscal Year 2016-2017 and its letter of November 22, 2016; and
- E. This Resolution has been considered after a public hearing for which notice was published as required by Government Code Section 66017(a).

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Nevada County Board of Supervisors:

1. Based on the District's 2016/2017 Plan Revision and its letter of November 1, 2016, the mitigation fees proposed by the District are hereby approved as follows:

CURRENT FEE WORKSHEET

WITHOUT FIRE SPRINKLERS with hydrants

| <u>Construction Type</u> | <u>Current Fee</u> |
|---|-------------------------------|
| 1 Light Commercial/Industrial and Residential | \$0.57 |
| 2 Moderate Commercial/Industrial | \$1.14 |
| 3 Heavy Commercial/Industrial | \$1.71 |
| 4 Non-Habitable Out Buildings | \$0.11 |

WITH SPRINKLERS with hydrants

| <u>Construction Type</u> | <u>Current Fee</u> |
|---|-------------------------------|
| 1 Light Commercial/Industrial and Residential | \$0.29 |
| 2 Moderate Commercial/Industrial | \$0.57 |
| 3 Heavy Commercial/Industrial | \$0.86 |
| 4 Non-Habitable Out Buildings | \$0.06 |

WITH SPRINKLERS without hydrants

| <u>Construction Type</u> | <u>Current Fee</u> |
|---|-------------------------------|
| 1 Light Commercial/Industrial and Residential | \$0.58 |
| 2 Moderate Commercial/Industrial | \$1.17 |
| 3 Heavy Commercial/Industrial | \$1.75 |
| 4 Non-Habitable Out Buildings | \$0.14 |

WITH FIRE SPRINKLERS without hydrants

| <u>Construction Type</u> | <u>Current Fee</u> |
|---|-------------------------------|
| 1 Light Commercial/Industrial and Residential | \$0.29 |
| 2 Moderate Commercial/Industrial | \$0.58 |
| 3 Heavy Commercial/Industrial | \$0.88 |
| 4 Non-Habitable Out Buildings | \$0.07 |

PROPOSED FEE WORKSHEET

| <u>WITH SPRINKLERS with HYDRANT (per square foot)</u> | <u>PROPOSED FEES</u> | <u>NON-HYDRANT SURCHARGE</u> |
|--|---------------------------------|---|
| 1 Light Commercial/Industrial and Residential | \$0.86 | \$0.02 |
| 2 Moderate Commercial/Industrial | \$0.86 | \$0.02 |
| 3 Heavy Commercial/Industrial | \$1.30 | \$0.02 |
| 4 Non-Habitable Out Buildings | \$0.09 | \$0.02 |

2. This Resolution shall become effective and operative March 20, 2017 which is 60 days from the date of its adoption, pursuant to Government Code Section 66017(a).
3. A copy of this Resolution shall be forwarded to the Penn Valley Fire Protection District.

PASSED AND ADOPTED by the Board of Supervisors of the County of Nevada at a regular meeting of said Board, held on the 10th day of January, 2017, by the following vote of said Board:

Ayes: Supervisors Heidi Hall, Edward Scofield, Dan Miller, Hank Weston and Richard Anderson.

Noes: None.

Absent: None.

Abstain: None.

ATTEST:

JULIE PATTERSON HUNTER
Clerk of the Board of Supervisors

By:  _____



Hank Weston, Chair

1/10/2017 cc: Planning*
PVFPD*