

**Before the Board of Supervisors in and for the
County of Monterey, State of California**

Resolution No.

Adopting a Resolution to:)
)
Approve the updated Regional Development Impact Fee (RDIF).)

WHEREAS, in 2008, the Board of Supervisors of the County of Monterey (“County”), along with the Transportation Agency for Monterey County (“TAMC”), and other cities within the County, entered into a Joint Powers Agreement (“JPA”) establishing the Regional Development Impact Fee Agency (“RDIF Agency”) to coordinate the activities of the parties to the JPA in connection with the collection, transmittal and expenditure of Regional Development Impact Fees;

WHEREAS, as part of its actions related to the JPA, County adopted Ordinance No. 5110 (“Ordinance”), codified at Chapter 12.90 of the Monterey County Code, establishing a Regional Development Impact Fee (“RDIF”) to be paid by new development within the County to fund, in part, the cost of regional transportation improvements needed to accommodate new development of land within the County, with such fee to be established and updated from time to time by resolution;

WHEREAS, the County is a voting member of the RDIF Agency Board of Directors; and

WHEREAS, TAMC is the administrator of the RDIF Agency;

WHEREAS, as part of its duties as the administrator of the RDIF Agency, TAMC completed the statutorily required five-year update to the Regional Development Impact Fee Nexus Study in 2013, and again in 2018;

WHEREAS, the Regional Development Impact Fee program is based upon revisions to the regional travel forecast model, General Plan updates, project financing, and population growth projections that have occurred since the last update, as is reflected in the 2018 Nexus Study, which was unanimously approved by the RDIF Agency Board of Directors on September 26, 2018;

WHEREAS, the 2018 Nexus Study includes a fifth benefit zone comprised of the boundary of the Fort Ord Reuse Authority (“FORA”), for which collection of regional fees from new development within that area will become active upon FORA’s dissolution; and

WHEREAS, TAMC approved Resolution 2018-15, adopting the 2018 Regional Development Impact Fee Nexus Study and finding that the matters contained in the 2018 Nexus Study are within the scope of, and have already been analyzed in, the Final EIR for the 2040 Metropolitan Transportation Plan/Sustainable Communities Strategy (MTP/SCS) (SCH #2015121080) (“EIR”), certified by the Association of Monterey Bay Area Governments, which incorporates the 2018 Monterey County Regional Transportation Plan (RTP), ;

WHEREAS, in TAMC Resolution 2018-15, TAMC found that “the imposition of Regional Development Impact Fees (RDIF) is an on-going program that addresses regional

transportation deficiencies over time even if they are not currently programmed, and payment of the RDIF fee addresses cumulative regional traffic impacts by funding regional transportation improvements, consistent with the Financial Element of the 2018 Monterey County RTP”:

WHEREAS, the governing boards of the RDIF Agency member jurisdictions must adopt the updated fee schedule contained in the 2018 Nexus Study for the update to go into effect, and TAMC requested that the member jurisdictions adopt the fee schedule by November 30, 2018;

WHEREAS, as a responsible agency under CEQA, the County has reviewed and considered the EIR and related documents and finds that there are no substantial changes in the RDIF program, substantial changes in circumstances, or new information that involves new significant environmental effects or a substantial increase in the severity or environmental effects requiring major revisions to the previously certified EIR; and

WHEREAS, the Board of Supervisors of the County deems it necessary and appropriate to update the RDIF as provided in this Resolution.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Monterey as follows:

- a. The Board of Supervisors hereby approves the updated Regional Development Impact Fee (RDIF). The amount of RDIF within the County shall be as provided in Exhibit “A,” attached hereto and incorporated herein by reference. The amount of RDIF shall be subject to automatic and discretionary modifications as provided in the JPA and subsequent resolutions of this Board of Supervisors.
- b. Effective Date. This Resolution shall take effect upon approval.

PASSED AND ADOPTED upon motion of Supervisor _____, seconded by Supervisor _____ and carried this ____ day of _____ by the following vote, to-wit:

AYES:
NOES:
ABSENT:

I, Valerie Ralph, Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify that the foregoing is a true copy of an original resolution of said Board of Supervisors duly made and entered in the minutes thereof of Minute Book___ for the meeting on _____.

Dated:
File Number:

Valerie Ralph, Clerk of the Board of Supervisors
County of Monterey, State of California

By _____
Deputy