

**BEFORE THE
FRESNO COUNTY REGIONAL TRANSPORTATION MITIGATION FEE AGENCY
RESOLUTION No. 2019-01**

In the Matter of:
Regional Mitigation Fee Nexus Update

RESOLUTION IN SUPPORT OF
REGIONAL MITIGATION FEE NEXUS
UPDATE

WHEREAS, FRESNO COUNTY REGIONAL TRANSPORTATION MITIGATION FEE AGENCY adopted Resolution 2009-01 establishing the "Fresno County Regional Transportation Mitigation Fee" (the "RTMF") as directed by the "Fresno County Transportation, Safety, Road Repair Measure" approved by the voters of Fresno County on November 7, 2006 (the "Measure 'C' Extension").

WHEREAS, the Mitigation Fee Act, as set forth in the California Government Code Sections 66000 through 66008, establishes the framework for mitigation fees in the State of California . The Act requires the FRESNO COUNTY REGIONAL TRANSPORTATION MITIGATION FEE AGENCY to make certain findings with respect to its proposed fees at intervals not-to-exceed five years.

WHEREAS, the Fresno Council of Governments adopted Resolution 2014-03 updating the fee schedule pursuant to the Fresno County Transportation Mitigation Fee - 2014 Nexus Study Update.

WHEREAS, the Fresno Council of Governments has prepared "Fresno Regional Transportation Mitigation Fee – 2019 Nexus Study Update" to address the statutory requirements.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors of the FRESNO COUNTY REGIONAL TRANSPORTATION MITIGATION FEE AGENCY (the RTMF Board) ordain as follows:

Section 1. Findings

A. Purpose of the Fee

The purpose of the RTMF is to establish a uniform, cooperative program to mitigate cumulative indirect regional impacts of future developments on traffic conditions on high-priority state roadways in Fresno County. The fees will help fund improvements needed to maintain the target level of service in the face of the higher traffic volumes brought on by new developments.

B. Relationship between the fee and the purpose for which it is charged

RTMF funds shall be used to mitigate the impacts of new development on the regional state highway projects by funding new development's fair share of responsibility for projects on the Regional Transportation Program Tier 1 list and those identified in the Fresno-Madera County Freeway Interchange study (FIDS). These high priority projects were selected to insure that all of the county's residents and businesses will benefit from the maintenance of a reasonable level of service. The traffic demand for new development was compared to the demand without out new development to determine traffic impact. The differences in traffic generated by each type of development and the cost of each highway facility were factored into the fees for each type of development.

C. Sources and Amounts of Funding to Complete Financing

The funding from various state, federal, and local funding sources that are planned to be used for completion of the projects receiving RTMF funds are those found in the Fresno County Regional Transportation Mitigation 2019 Nexus Study.

D. Approximate Dates on which funds are available

The expected date to complete financing for eligible projects are those found in the Fresno County Regional Transportation Mitigation 2019 Nexus Study.

Section 2. Fee Rates

The fee structure adopted in Resolution 2014-03 shall not be used after December 31, 2019 and instead shall be replaced with this fee structure:

Land Use Category	RTMF Fee
Residential Development Categories	
Single-Family Dwellings (market rate)	\$2,159 / DU
Single-Family Dwellings (affordable)	\$1,080 / DU
Multi-Family Dwellings (market rate)	\$1,674 / DU
Multi-Family Dwellings (affordable)	\$837 / DU
Non-Residential Development Categories	
Commercial/Retail	\$1.88 Sq. Ft.
Commercial/Office/Service	\$1.20 Sq. Ft.
Government	Exempt
Education	Exempt
Light Industrial	\$0.31 Sq. Ft.
Heavy Industrial	\$0.19 Sq. Ft.
Other Non-Residential	\$0.82 Sq. Ft.

Section 3. Effective Date

This Resolution 2019-01 shall become effective January 1, 2020.

THE FOREGOING RESOLUTION was passed and adopted by the Fresno Council of Governments this 30th day of October, 2019.

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST:

Signed: _____
David Cardenas, Chairman

I hereby certify that the foregoing is a true copy of the resolution of the Fresno Council of Governments duly adopted at a regular meeting thereof held on the 30th day of October, 2019.

Signed: _____
Tony Boren, Executive Director