

TO: BOARD OF SUPERVISORS
FROM: J. MICHAEL WALFORD, PUBLIC WORKS DIRECTOR
DATE: April 28, 1998
SUBJECT: Revision of the Alamo Area of Benefit.
Project No.: 0676-6P4044, CP# 98-6

RESOLUTION NO. 98/ 213

SPECIFIC REQUEST(S) OR RECOMMENDATION(S) & BACKGROUND AND JUSTIFICATION

I. **Recommended Action:**

A. It is recommended that the Board take the following actions:

1. ADOPT and APPROVE the Development Program Report pertaining to the Alamo Area of Benefit.
2. DETERMINE that the activity, the formation of the Alamo Area of Benefit, is not subject to the California Environmental Quality Act pursuant to Article 5, Section 15061 (b)(3) CEQA guidelines.

Continued on Attachment: X SIGNATURE: 

RECOMMENDATION OF COUNTY ADMINISTRATOR
 RECOMMENDATION OF BOARD COMMITTEE
 APPROVE OTHER

SIGNATURE(S):

ACTION OF BOARD ON April 28, 1998 APPROVED AS RECOMMENDED X OTHER

VOTE OF SUPERVISORS

X UNANIMOUS (ABSENT _____)
AYES: _____ NOES: _____
ABSENT: _____ ABSTAIN: _____

ML:ml:eh
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Orig. Div: Public Works (TE)
Contact: Martin Lysons - Tel. 313-2295
Auditor/Controller
Community Development - G. Slusher
Treasurer/Tax Collector
Public Works Accounting
Public Works Design/J. Frattini

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: April 28, 1998
PHIL BATCHELOR, Clerk of the Board
of Supervisors and County Administrator

By  Deputy pw

I. **Recommended Action: (Continued)**

3. DIRECT the Director of Community Development to file a Notice of Exemption with the County Clerk.
4. DIRECT the Public Works Director to arrange for the payment of the \$25.00 handling fee to the County Clerk for the filing of the Notice of Exemption.
5. DETERMINE that a majority protest does not exist.
6. ENACT the attached regular ordinance adopting revised fees for the Alamo Area of Benefit.
7. DIRECT the Director of Public Works and Auditor/Controller to continue the trust fund for the Alamo Area of Benefit (Trust Fund No. 8260), that was established by Board Resolution 93/104 on March 9, 1993, and that the Treasurer shall continue to invest said monies with interest to accrue in the trust fund account.
8. DIRECT the Public Works Department and Department of Community Development to continue to review the fee schedules for the Alamo Area of Benefit every January 1 the fee schedule is in effect, and to adjust for the effects of inflation as described in the attached ordinances. The adjustment for inflation is not subject to CEQA.
9. DIRECT the Department of Community Development to monitor future amendments to the currently adopted General Plan and their impact on traffic within the Alamo Area of Benefit, and to report those amendments to the Public Works Director as necessary to facilitate updating of the Alamo Area of Benefit, and to make recommendations to the Board.
10. DIRECT the Public works Department and Department of Community Development to comply with CEQA on development applications and road projects to be constructed pursuant to the Development Program Report for the Alamo Area of Benefit.
11. ADOPT the attached ordinance, which forms the Alamo Area of Benefit, and ordains the following:

Traffic Mitigation Fees (Ordinance No. 98²¹)

1. Adopt traffic mitigation fees, as recommended in the Development Program Report.
2. Adjust the fee schedule every year that the Area of Benefit is in effect, to account for the effects of inflation, to a maximum increase of 5% per year.

II. Financial Impact:

The revision in the Alamo Area of Benefit will have no impact on the General Fund. The funds collected will continue to be deposited in a trust fund account specific to the improvements to be funded by the fee program.

III. Reasons for Recommendations and Background:

The purpose of the fees described in this ordinance is to generate funds to finance safety and capacity improvements to certain major thoroughfares within the Alamo Area of Benefit. This item was continued with direction from the Board to revise the Development Program Report to charge Alamo development a traffic fee that reflects only the additional trips attributable to development within the Alamo area. Trips generated outside the Area of Benefit, or "pass-by" trips, are not charged to the Alamo developers, and their impacts will be funded through other sources. The fees will be used to finance the road improvements listed in the Revised Development Program Report dated January 26, 1998. As discussed in more detail in the Report, there is a reasonable relationship between the fees and the types of development projects that are subject to the fees in that the development projects will generate additional traffic on major thoroughfares in the Alamo area, thus creating a need to expand, extend or improve existing major thoroughfares to mitigate adverse traffic and infrastructure impacts that would otherwise result from such development projects.

IV. Consequences of Negative Action:

Failure to approve the revision in the Alamo Area of Benefit will result in significant funding shortfalls for the projects contained in the fee program. This would delay the construction of the facilities for many years until another funding source is secured.