

THE BOARD OF SUPERVISORS OF CONTRA COSTA COUNTY, CALIFORNIA

Adopted this Resolution on September 27, 2016, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

RESOLUTION NO. 2016/545

IN THE MATTER OF the adoption of Contra Costa County Ordinance No. 2016-18, adjusting the fees for the Bay Point Area of Benefit.

WHEREAS, the Board of Supervisors conducted a public hearing on September 27, 2016, to consider the adoption of Contra Costa County Ordinance No. 2016-18, to adjust transportation mitigation fees imposed on new development in the Bay Point Area of Benefit; and

WHEREAS, the Board of Supervisors at said hearing reestablished the boundaries of the Bay Point Area of Benefit, the costs of the proposed improvements, and the method of fee apportionment, as set forth in the August 2016, Development Program Report for the Bay Point Area of Benefit ("Development Program Report"), attached hereto as Exhibit 1; and

WHEREAS, Government Code section 66484 requires a resolution incorporating a description of the area of benefit boundaries, costs, and method of fee apportionment to be recorded by the governing body conducting the hearing; and

WHEREAS, the August 2016, "Nexus Study, Bay Point Area of Benefit" ("Nexus Study"), which is attached as Exhibit D to the Development Program Report, sets forth the nexus findings required by the Mitigation Fee Act (Gov. Code. § 66000 et seq.);

NOW THEREFORE, it is resolved that the Board of Supervisors hereby:

1. ADOPTS the Development Program Report attached hereto as Exhibit 1, including the Nexus Study attached as Exhibit D to the Development Program Report.
2. INCORPORATES herein by reference the following, which were established at the hearing described above:
 - A. The boundaries of the Bay Point Area of Benefit, as more particularly described in the legal description attached as Exhibit A to the Development Program Report, and as depicted in the map attached as Exhibit B to the Development Program Report.

- B. The estimated costs of the thoroughfare improvements to be funded with revenue from the Bay Point Area of Benefit fees, as more particularly set forth in Exhibit C to the Development Program Report; and
- C. The method of apportionment of the Bay Point Area of Benefit fees, as more particularly described in the Development Program Report, and in the Nexus Study attached as Exhibit D to the Development Program Report.