

RESOLUTION NO. 2010-

**RESOLUTION OF THE MARIN COUNTY BOARD OF SUPERVISORS
MAKING GOVERNMENT CODE SECTION 66000 ET SEQ. FINDINGS FOR
FISCAL YEAR 2007-2008, FISCAL YEAR 2008-2009, AND THE FIVE YEAR DEVELOPMENT
REPORT REGARDING PROJECT DEVELOPMENT FEES**

WHEREAS, As of January 1, 1997, California State Planning and Zoning law requires local agencies collecting mitigation fees after January 1, 1989 to make findings of continued need if a collected fee remained unexpended or uncommitted after five years, and

WHEREAS, on or after January 1, 1989, the County of Marin has collected transportation and drainage improvement fees, and

NOW, THEREFORE, BE IT RESOLVED, the Marin County Board of Supervisors does hereby find and declare the following:

1. The Board of Supervisors has reviewed and accepts the Annual Statement of Developer Fee Collections for the Fiscal Year ending on June 30, 2008, attached hereto and incorporated as Exhibit A.
2. The Board of Supervisors has reviewed and accepts the Annual Statement of Developer Fee Collections for the Fiscal Year ending on June 30, 2009, attached hereto and incorporated as Exhibit B.
3. The Board of Supervisors has reviewed and accepts the 5 Year Development Fee Report for the period ending June 30, 2009, attached hereto and incorporated as Exhibit C.
4. The Board of Supervisors has considered the following findings of continued need for the transportation and drainage improvement fees collected.
 - A. The impacts for which the fees were collected still exist and funding for the public improvement projects in which the developments have been collected is not complete.
 - B. The scope of the contemplated improvements and the incremental nature of the impact fee collection have delayed collection of adequate fees to cover the cost of improvements.
 - C. The existing and future collection of fees is necessary to fund needed improvements to mitigate the impacts from all projects.

PASSED AND ADOPTED at a regular meeting of the Board of Supervisors of the County of Marin, held on this 9th day of February 2010, by the following vote:

AYES: SUPERVISORS Susan L. Adams, Harold C. Brown, Jr., Charles McGlashan,
Steve Kinsey, Judy Arnold

NOES: NONE

ABSENT: NONE

PRESIDENT, BOARD OF SUPERVISORS

ATTEST:

CLERK