

**January 6, 2016**

**STATEMENT OF PROCEEDINGS**

*The Minutes of the*

***SANITATION DISTRICT  
REGULAR MEETING***

**COUNTY OF SAN DIEGO**

STATEMENT OF PROCEEDINGS  
SAN DIEGO COUNTY SANITATION DISTRICT  
REGULAR MEETING  
MEETING AGENDA  
WEDNESDAY, JANUARY 06, 2016, 9:00 A.M.  
BOARD OF SUPERVISORS NORTH CHAMBER  
1600 PACIFIC HIGHWAY, ROOM 310, SAN DIEGO, CALIFORNIA

MORNING SESSION: Meeting was called to order at 9:03 a.m.

PRESENT: Directors Ron Roberts, Chairman; Dianne Jacob, Vice Chairwoman; Greg Cox; Dave Roberts; Bill Horn; also David Hall, Clerk of the Board.

Approval of the Statement of Proceedings/Minutes for the meeting of December 16, 2015.

**ACTION:**

ON MOTION of Director Horn, seconded by Director Cox, the Board of Directors of the San Diego Sanitation District approved the Statement of Proceedings/Minutes for the meeting of December 16, 2015, on Consent.

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

**NOTICE:** THE BOARD OF SUPERVISORS MAY TAKE ANY ACTION WITH RESPECT TO THE ITEMS INCLUDED ON THIS AGENDA. RECOMMENDATIONS MADE BY COUNTY STAFF DO NOT LIMIT ACTIONS THAT THE BOARD OF SUPERVISORS MAY TAKE. MEMBERS OF THE PUBLIC SHOULD NOT RELY UPON THE RECOMMENDATIONS IN THE BOARD LETTER AS DETERMINATIVE OF THE ACTION THE BOARD OF SUPERVISORS MAY TAKE ON A PARTICULAR MATTER.

**Sanitation District Agenda Items**

**Agenda #    Subject**

1.        ADMINISTRATIVE ITEM:  
          SECOND CONSIDERATION AND ADOPTION OF ORDINANCE: IMPACT FEE DEFERRAL PROGRAM EXTENSION (12/16/2015 – FIRST READING; 1/6/2016 – SECOND READING)  
  
          (RELATES TO BOARD OF SUPERVISORS AGENDA NO. 13 AND FLOOD CONTROL DISTRICT AGENDA NO. FL1)

**SA1. SUBJECT: ADMINISTRATIVE ITEM:  
SECOND CONSIDERATION AND ADOPTION OF  
ORDINANCE: IMPACT FEE DEFERRAL PROGRAM  
EXTENSION (12/16/2015 – FIRST READING; 1/6/2016 –  
SECOND READING) (DISTRICTS: ALL)**

**OVERVIEW:**

On December 16, 2015 (SA1) the Board introduced the Ordinance for further consideration and adoption on January 6, 2016.

In 2008, the State of California approved Assembly Bill 2604 which allows local governments to defer impact fees for land development projects as opposed to collecting the fees when the building permit is issued. The intent of the legislation was to promote economic stimulus by deferring the payment and collection of impact fees.

On December 10, 2008 (14), the Board of Supervisors (Board) directed the Chief Administrative Officer to draft ordinance amendments to defer impact fees for residential tracts and commercial building permits until final inspection or certificate of occupancy. The Board directed that the impact fee deferrals include Transportation Impact Fee (TIF), Park Lands Dedication Ordinance (PLDO) Fee, drainage fees, sanitation district fees, sewer fees, as well as a sunset date for the deferral program. On March 4, 2009 (2), the Board adopted the Impact Fee Deferral Program which included ordinance amendments to authorize a two-year deferral of certain impact fees in accordance with Assembly Bill 2604. On July 13, 2011 (7), and again on December 4, 2013 (4), the Board authorized two separate two-year extensions of the Impact Fee Deferral Program, sun-setting December 31, 2015.

Today's request is that the Board authorize an additional two-year extension of the Impact Fee Deferral Program.

**FISCAL IMPACT:**

If approved, the Ordinances will result in the continued deferral of applicant payment and County collection of the TIF, PLDO Fee, drainage fees, sewer, and sanitation district fees. This deferral will result in a loss of revenue that would otherwise be generated by interest on the fees if they were collected earlier in the process. The previously adopted administration fee of \$170 ensures full cost recovery for additional staff time to administer the program, will remain unchanged. This administration fee will be charged for each commercial permit issued and for each grouped phase of homes for tract developments. Administration of the program will be accomplished with existing staff. Based on data from April 2009 – September 2015, customers were able to defer approximately \$5.5 million in impact fees, with an average deferral period of 136 days.

**BUSINESS IMPACT STATEMENT:**

Under Assembly Bill 2604, the proposed Impact Fee Deferral Program is designed to provide an economic stimulus for the region through the deferral of payment and collection of impact fees. The Building Industry Association (BIA) supports the extension of the impact fee deferral concept as a means to continue to stimulate development, job growth and the local economy.

**RECOMMENDATION:**

**CHIEF ADMINISTRATIVE OFFICER**

Acting as Board of Directors of the San Diego County Sanitation District:

Consider and adopt the Ordinance (second reading):

AN ORDINANCE AMENDING THE UNIFORM SEWER  
ORDINANCE RELATED TO THE DEFERRAL OF  
DEVELOPMENT IMPACT FEES.

(Relates to Board of Supervisors Agenda No. 13 and Flood Control District  
Agenda No. FL1)

**ACTION:**

ON MOTION of Director D. Roberts, seconded by Director Cox, the Board of Directors of the Sanitation District took action as recommended, adopting Ordinance No. 10409 (N.S.), entitled: AN ORDINANCE AMENDING THE UNIFORM SEWER ORDINANCE RELATED TO THE DEFERRAL OF DEVELOPMENT IMPACT FEES.

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

There being no further business, the Board of Directors of the San Diego County Sanitation District adjourned at 9:24 a.m.

DAVID HALL  
Clerk of the Board of Directors  
of Sanitation District

Notes By: Miller

NOTE: This Statement of Proceedings sets forth all actions taken by the County of San Diego Board Directors of Sanitation District on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Directors, on Wednesday, March 2, 2016.

A handwritten signature in black ink, appearing to read "Ron Roberts", written over a horizontal line.

RON ROBERTS  
Chairman

Attest:

A handwritten signature in black ink, appearing to read "D. Hall", written over a horizontal line.

DAVID HALL  
Clerk of the Board