

BOARD OF FIRE COMMISSIONERS  
ESPARTO FIRE PROTECTION DISTRICT

**RESOLUTION NO. 18-02**

(Resolution Approving the Fire District Capital Improvement Plan and Development Impact Fee Study)

**WHEREAS**, THE Development Mitigation Fee Act (Section 66000 of the Government Code) provides the authority for the imposition of development impact fees; and

**WHEREAS**, THE County of Yolo ("County") has adopted a Fire District Development Mitigation Fee Ordinance (Yolo County Code Sections 3-16.01 and following) authorizing the imposition of development impact fees to mitigate the impacts of new development on fire districts within the County; and

**WHEREAS**, a development fee impact study is required to determine the impacts of new development on a district's need for facilities and equipment, the costs of facilities and equipment necessitated by new development, and a fair and reasonable allocation of those costs to new development; and

**WHEREAS**, a capital plan can be helpful in evaluating the need for fees to mitigate the impacts of new development, by identifying new facilities, equipment, and costs that are anticipated to be necessary in the future; and

**WHEREAS**, A DRAFT Capital Facility and Equipment Plan and Development Impact Fee Study ("Capital Plan and Development Impact Study") has been prepared for the Esparto Fire Protection District ("District"), a copy of which is attached hereto as Exhibit A; and

**WHEREAS**, the draft Capital Plan and Development Impact Study includes: 1) a capital improvement plan identifying the approximate location, size time of availability, and estimated cost for all facilities or improvements that are anticipated to be necessary in the future; 2) documents how much of these costs are attributable to new development; and 3) identifies a fee structure that fairly apportions these costs to new development; and

**WHEREAS**, notice was previously given, at times and in the manner set forth in Government Code Sections 66002 and 65090, that this District Board of fire Commissioners ("Board") would hold a public hearing during its public meeting on March 8, 2018, at 5:30 p.m., at 16960 Yolo Ave., Esparto, Ca 95627 to consider the draft Capital Plan and Development Impact Study; and

**WHEREAS**, AS REQUIRED BY Government Code Sections 65090 and 66002, said Notice contained the date, time, and place of the public meeting and public hearing as set forth

above, the name of this Board of Fire Commissioners, a general explanation of the matter to be considered, and a general description of the location of all real property that could be subject to the Capital Plan and Development Impact Study and all supporting information was available for inspection by any interested party at the District Office located at 16960 Yolo Ave., Esparto, Ca 95627;

**WHEREAS**, AS ALSO REQUIRED BY Government Code Sections 65090 and 66002, not less than 10 days before the hearing, said Notice was published once in a newspaper of general circulation, posted in three (3) places within the District, and mailed to any interested party who has filed a written request for such notice and to the County of Yolo and any city that may be significantly affected by the proposed Capital Plan and Development Impact Study; and

**WHEREAS**, on March 8, 2018 the draft Capital Plan and Development Impact Study came on regularly for hearing before this Board during its public meeting, at the time and place specified in the Notice; and

**WHEREAS**, at that time, an opportunity was given to all interested persons, organizations, and agencies to present oral or written testimony and other information concerning the draft Capital Plan and Development Impact Study, and all related matters; and

**WHEREAS**, at said hearing, this Board reviewed and considered the draft Capital Plan and Development Impact Study, each of the factors set forth in Government Code Sections 66002, and all other matters presented as prescribed by law; and

**WHEREAS**, it appears to be in the best interests of the District, its residents, taxpayers and other customers, to adopt a Capital Plan and Development Impact Study.

**NOW, THEREFORE, IT IS HEREBY RESOLVED, ORDERED AND FOUND** by the Board of Fire Commissioners of the Esparto Fire Protection District, as follows:

1. The foregoing recitals, and each of them, is true and correct.
2. The Capital Plan and Development Impact Study attached hereto as Exhibit A is hereby approved.
3. The District does not have existing fire protection facilities and equipment that could be used to provide adequate level of services to new development within the District's boundary.
4. The district does not have sufficient funds available to construct additional facilities from fund balances, capital facility funds, property taxes, fire suppression assessments, or any other appropriate sources.

5. The lack of fire protection facilities and equipment to serve new development would create a situation perilous to the public health and safety if fire mitigation fees are not levied within the District.
6. The annexation fees and plan check fees charged by the District do not include a payment toward the costs of capital facility and equipment expansion as a component of the fees.
7. Based upon the foregoing, it appears to be in the best interests of the District, its residents, taxpayers and other customers, to consider having development impact fees imposed on new development within the District.
8. The Clerk of this Board of Fire Commissioners shall send a certified copy of this Resolution to the Clerk of the Board of Supervisors.

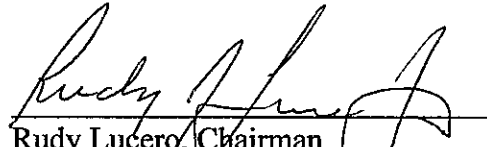
**PASSED AND ADOPTED** by the Board of Fire Commissioners of the Esparto Fire Protection District, County of Yolo, State of California, this 8<sup>th</sup> day of March 2018, by the following vote:

AYES: Burns, Hulsman, Schwenger, Roath

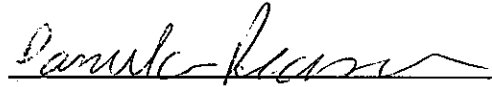
NOES: 0

ABSENT: Lucero

ABSTAIN: 0

  
Rudy Lucero, Chairman  
Board of Fire Commissioners  
Esparto Fire Protection District

Attest:

  
Pamela Pearson, Secretary

Approved as to Form:  
Philip J. Pogledich, County Counsel

By 