

**RESOLUTION NO. 2013-01-01**

**A resolution related to the calculation of impact fees under the county's transportation impact fee program; temporarily amending CCC 40.610.040B.**

WHEREAS, a deep and protracted downturn in housing-related industries has been compounded by disruption in the financial sector and distress has spread to many other industries; and

WHEREAS, this widespread distress has been recognized as a national crisis that poses a serious threat to maintenance of public services at state and local levels during a time when the demand for such services is increasing; and

WHEREAS, these circumstances have required many private businesses and most public agencies to reassess financial assumptions and projections, cut costs, and recalculate plans for capital investments; and

WHEREAS, recent experience has demonstrated that the ongoing recession has produced a window of opportunity for the county to contract with private businesses at very favorable rates to build public infrastructure, making efficient use of funds collected from private parties; and

WHEREAS, the Board believed it is necessary to establish a similar incentive for the private sector to invest in Clark County and thereby employ people and other resources that may be idled at this time; and

WHEREAS, those who respond to this incentive are expected to reduce the strain on local families and improve their ability to patronize other local businesses; and

WHEREAS, the resulting economic activity is expected to produce revenue to help maintain public services; and

WHEREAS, following its own duly advertised public hearing, the Board finds adoption of this resolution to be in the best public interest; now, therefore,

**BE IT ORDERED, RESOLVED AND DECREED BY THE BOARD OF COUNTY COMMISSIONERS OF CLARK COUNTY, STATE OF WASHINGTON, AS FOLLOWS:**

**Section 1.** During the year 2013, Clark County shall not recalculate the cost of traffic impact fees scheduled for recalculation, pursuant to CCC40.610.040B for

developments that received preliminary approval in 2004- 2010, and that meet all of the following conditions:

- a) impact fees have not yet been paid;
- b) the property owners/developer have obtained preliminary development approval and shall construct/have constructed the necessary road and utility infrastructure required as conditions in the preliminary approval decision;
- c) the application for building permit(s) must be made and accepted as complete prior to the ordinance expiration date; the building permit(s) must be obtained within 30 days after the resolution expiration date or within three business days of notification that it is ready for issuance, whichever is later.

**Section 2.**

Within the North Orchards and South Orchards impact fee districts, impact fees for developments which meet all the criteria under Section 1 will be recalculated to pay the same fees as those property owners/developers who signed development agreements in Orchards. This recalculation amount will be three hundred eighty-four dollars (\$384.00) per trip.

**Section 3.**


The purpose of this temporary resolution is to stimulate road, utility, and building construction. If property owners/developers receive building permits but do not diligently pursue construction, the particular application(s) will be put on hold until transportation impact fees are recalculated and the property owner/developer pays either the current impact fees or the balance of the current impact fee that was not collected at the time of building permit issuance.

Section 4. Effective Date. This resolution shall take effect retroactively on January 1, 2013 and expire December 31, 2013.

ADOPTED this 8<sup>th</sup> day of January, 2013.

BOARD OF COMMISSIONERS  
FOR CLARK COUNTY

Attest:

  
Clerk to the Board

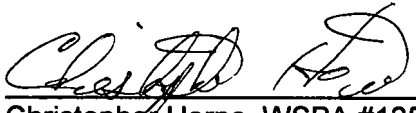
By:

  
Steve Stuart, Chair

Approved as to form only:  
ANTHONY F. GOLIK  
Prosecuting Attorney

By:

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Tom Mielke, Commissioner

  
Christopher Horne, WSBA #12557  
Civil Deputy

By:

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David Madore, Commissioner