



RESOLUTION NO. 2015-12-03

A resolution repealing portions of the “Job Creation Resolution” removing dedications of tax revenue, making that action retroactive, and providing timely notice prior to the repeal of the “Job Creation Resolution”.

WHEREAS, RCW 82.02.020 authorizes counties to charge an applicant reasonable fees to cover the cost of processing applications, inspections, and plan and SEPA review;

WHEREAS, RCW 82.02.050 authorizes counties to charge traffic impact fees to cover a proportionate share of the cost of providing road improvements listed in the Capital Facilities Plan; and

WHEREAS, in accordance with RCW 82.02.050-82.02.070 and Clark County policy, the Board has adopted a traffic impact fee program, as set forth in Title 40.610 of the CCC; and

WHEREAS, Section 8 of the Resolution 2013-06-06 contains provisions for its eventual review and repeal; and

WHEREAS, projects may require several months to assemble and prepare for application; and

WHEREAS, a sudden repeal of the fee waiver would alter the economic analysis of projects started but not approved; and

WHEREAS, this has created uncertainty about the risk and economics of initiating new development projects; and

WHEREAS, Clark County wishes to provide an economic environment that is stable and predictable; and

WHEREAS, the existing resolution commits sales tax revenue to repay Traffic Impact Fees (TIF’s) waived under this resolution; and

WHEREAS, the Board prefers to use Road Fund resources to repay TIF’s; and

WHEREAS, following its own duly advertised public hearing, the Board finds adoption of this resolution will further the public welfare; now, therefore,

BE IT ORDERED AND RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF CLARK COUNTY, STATE OF WASHINGTON

SECTION 1. Findings.

The Board hereby adopts the findings and conclusions contained in the recital clauses above as findings supporting this resolution.

SECTION 2. Amendatory. Section 7 of Resolution 2013-06-06 is amended to read:

7. Program Monitoring and Automatic Review of Resolution

To monitor the effectiveness of the job creation program, staff will report to the Board every six months, the number of job creation permits, the economic health, the unemployment status of Clark County, and the cost and revenue attributed to the projects that have received fee reductions or waivers

~~((The County discretionary portion of sales tax reported by qualifying businesses shall be identified and used to repay a proportional share of all fees waived under this program.))~~

The repeal of the above language shall be retroactive and therefore no funds are to be transferred from sales tax revenue to the TIF fund.

SECTION 3. Amendatory. Section 8 of Resolution 2013-06-06 is hereby amended to read:

8. Re-evaluation.

The Board will review eligibility for waiver of Fees including TIF's, permitting, and development/inspection fees within sixty days after the unemployment rate for covered employment in Clark County is lower than the Washington State average or immediately if the Board concludes that such action is necessary.

The Board desires to enhance predictability of application costs for new enterprises considering location within the unincorporated area. . It is, therefore, the intention of the Board to give a 250-day notice prior to the removal of the current fee waiver recognizing that this provision is not binding on future legislative bodies.

SECTION 4. Effective Date.


This resolution shall take effect immediately.

ADOPTED this 1<sup>st</sup> day of December 2015.

BOARD OF COUNTY COUNCILORS  
FOR CLARK COUNTY

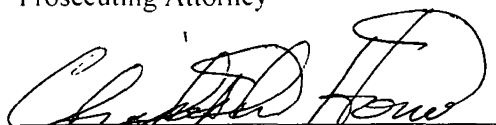
Attest:

  
Clerk to the Board

By:   
David Madore, Chair

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

By: \_\_\_\_\_  
Jeanne Stewart, Commissioner

  
Christopher Horne, WSBA #12557

By: \_\_\_\_\_  
Tom Mielke, Commissioner