

**BEFORE THE BOARD OF SUPERVISORS OF THE
COUNTY OF AMADOR, STATE OF CALIFORNIA**

IN THE MATTER OF:

**RESOLUTION APPROVING THE FISCAL YEAR 2010/11) RESOLUTION NO. 12-067
REGIONAL TRAFFIC MITIGATION FEE PROGRAM)
ANNUAL REPORT AND FUNDING OPTIONS FOR)
FISCAL YEAR 2011/12)**

WHEREAS, pursuant to their authority under Government Code 66000 et. seq., the Board of Supervisors has previously imposed regional traffic mitigation fees and amended said fees pursuant to Resolution Nos. 99-359A; 00-434; 05-164; 08-094; 08-095; and 09-057; and

WHEREAS, the purpose of said fees are to mitigate the impact of new developments on the regional transportation system of Amador County; and

WHEREAS, The County of Amador and the County’s five incorporated cities have all collected and deposited all regional traffic mitigation fees with the Amador County Transportation Commission (“ACTC”) which has maintained the funds in a separate non co-mingled capital facilities fund (“capital facilities fund”) established for the above stated purpose pursuant to Government Code Section 66006(a) and (b); and

WHEREAS, the ACTC and the Board of Supervisors has made available to the public an annual program implementation report for fiscal year 2010/11 (“Annual Report”) which is hereby incorporated by reference; and

WHEREAS, the Annual Report was prepared in accordance with Government Code Section 66001(d) and 66006(b)(1); and

WHEREAS, the County of Amador has reviewed the information provided in the Annual Report and determined the information contained therein is true and correct; and

WHEREAS, the Annual Report reflects implementation of prior year recommendations of the Regional Traffic Mitigation Fee Oversight Committee as approved by the cities and County for programming and expending funds for projects consistent with the Memorandum of Understanding (“MOU”) establishing the countywide Regional Traffic Mitigation Fee Program and the Regional Traffic Mitigation Fee Nexus Plan 2000-2025 (“Nexus Plan”); and

WHEREAS, County of Amador Board of Supervisors has agendized and considered the Annual Report at a regularly scheduled Board of Supervisors meeting and considered public comment concerning the Annual Report during said meeting.

NOW THEREFORE the Board of Supervisors, County of Amador, State of California, finds and determines the following:

1. The above recitals are true and represent findings of the Board of Supervisors.
2. The Board of Supervisors hereby approves the Annual Report for fiscal year 2010/11 as presented.
3. That all recommendations for funding are consistent with the MOU and the Nexus Plan as required.
4. The approval of the Annual Report and programming and expenditure of funds consistent with the previously approved MOU and Nexus Plan is not a “project” or otherwise an act requiring environmental review pursuant to the California Environmental Quality Act.

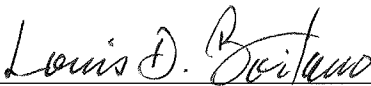
5. A Notice of Exemption finding that the project is statutorily exempt from the California Environmental Quality Act (CEQA) is also approved, incorporated by reference, and shall be filed with the County Clerk.
6. That all Regional Traffic Mitigation Fees previously collected and not yet expended are accounted for and are still needed for the purposes for which they were collected.

The foregoing resolution was duly passed and adopted by the Board of Supervisors of the County of Amador at a regular meeting the 10th day of July 2012, by the following vote:

AYES: Louis D. Boitano, Richard M. Forster, Theodore F. Novelli, Brian Oneto and John Plasse

NOES: None

ABSENT: None



Chairman, Board of Supervisors

ATTEST:

JENNIFER BURNS, Clerk of the
Board of Supervisors, Amador County,
California