

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY, FLORIDA, PURSUANT TO SECTION 78-36(g) OF THE PASCO COUNTY CODE OF ORDINANCES, DECLINING TO INCREASE PASCO COUNTY'S TRANSPORTATION IMPACT FEES FOR FISCAL YEAR 2010 BY THE ANNUAL INDEX FOR CONSTRUCTION AND RIGHT OF WAY COSTS AND ADOPTING A NEW TRANSPORTATION IMPACT FEE SCHEDULE FOR FISCAL YEARS 2008 THROUGH 2012 REFLECTING THE ADJUSTMENT FOR FISCAL YEAR 2010.

WHEREAS, on April 24th, 2007, the Board of County Commissioners of Pasco County, by Ordinance No. 07-09, adopted an updated Transportation Impact Fee Ordinance and Transportation Impact Fee Schedule for Fiscal Years 2008 through 2012, which was codified in Chapter 78 of the Pasco County Code of Ordinances; and

WHEREAS, pursuant to section 78-36(g) of the Pasco County Code of Ordinances, the Transportation Impact Fee Schedule included an annual index to address the effects of inflation on the actual costs of right-of-way acquisition and roadway construction; and

WHEREAS, sections 78-36(g)(3) and 78-36(g)(7) of the Pasco County Code of Ordinances authorize the Board of County Commissioners to utilize, and adopt by resolution, alternate appropriate indexing factors, and change the Transportation Impact Fee Schedule to incorporate the alternate indexing factors, and

WHEREAS, based on recent general decreases in the consumer price index, the Board of County Commissioners desires to adopt an updated Transportation Impact Fee Schedule reflecting a zero percent index (increase) for Fiscal Year 2010; and

WHEREAS, the zero percent index for fiscal year 2010 is not anticipated to have a substantial negative effect on the adopted Pasco County Capital Improvement Plan (CIP), because the adopted transportation impact fee rates for fiscal year 2011 and beyond will remain unchanged; and

WHEREAS, notwithstanding the recent general decrease in the consumer price index and zero percent index for fiscal year 2010, Pasco County's adopted Transportation Impact Fee Schedule continues to ensure that the fee charged to land development activity generating new traffic will not exceed the pro rata share of the reasonably anticipated costs of road improvements necessitated by such land development activity, because the adopted Transportation Impact Fee Schedule does not charge for road construction carrying costs or the additional costs associated with interstate and interchange road improvements (these costs are included in the "Option 1 Full Fee," which is shown for informational purposes in the Transportation Impact Fee Schedule); and

WHEREAS, on September 22nd, 2009, the Board of County Commissioners unanimously voted to take the actions set forth in this resolution, and authorized the Chairman of the Board of County Commissioners to execute this resolution on behalf of the Board of County Commissioners.

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Pasco County, Florida, as follows:

The Board of County Commissioners of Pasco County, Florida hereby adopts the updated Transportation Impact Fee Schedule dated September 22, 2009, and attached hereto as Exhibit A, which reflects a zero percent increase for fiscal year 2010, and directs the Pasco County Administrator and his staff to implement the updated fee schedule effective October 1, 2009.

DONE AND RESOLVED this 2nd day of October, 2009.

(SEAL)

BOARD OF COUNTY COMMISSIONERS
OF PASCO COUNTY, FLORIDA

Attest:

Paula S. O'Neil
Paula S. O'Neil
Pasco County Clerk and Comptroller

Jack Mariano
Jack Mariano, Chairman