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2 **NORTHSHORE FIRE PROTECTION DISTRICT**
3 **LAKE COUNTY, CALIFORNIA**

4
5 **RESOLUTION 2024-35**

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7 **A RESOLUTION OF THE BOARD OF DIRECTORS OF THE**
8 **NORTHSHORE FIRE PROTECTION DISTRICT MAKING FINDINGS**
9 **AND REQUESTING THE COUNTY OF LAKE TO IMPLEMENT**
10 **FIRE MITIGATION FEES WITH THE AUTOMATIC INFLATION PURSUANT TO THE**
11 **LAKE COUNTY FIRE MITIGATION FEE ORDINANCE FOR FY 2025-2026**
12

13 **WHEREAS**, the Northshore Fire Protection District (District) is anticipating that new
14 development will occur within the District which will cause the need for the expansion of existing
15 fire protection facilities and additional equipment; and

16
17 **WHEREAS**, the District does not have sufficient funds available to construct additional
18 facilities and purchase additional equipment from fund balances, capital facility funds, property
19 tax sources, fire suppression assessments, or any other appropriate sources necessitated by new
20 development; and

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22 **WHEREAS**, in order to protect the health and safety of the residents of the District, it is
23 necessary to request the County of Lake to implement the Fire Mitigation Fee Ordinance within
24 the District; and

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26 **WHEREAS**, the District adopted a nexus study in accordance with the California Mitigation
27 Fee Act determining a need to increase the fire mitigation fee amount at a regularly scheduled
28 Board meeting on January 10th, 2024.

29
30 **WHEREAS**, the County of Lake adopted Ordinance No. 3139 adopting Fire Mitigation
31 Fees and authorizes the Fire Mitigation Fees to be automatically adjusted for inflation each year
32 on July 1 by an amount equal to the percentage change of the Engineering News Record Building
33 Cost Index (20-Cities Average) for the 12-month period ending in March.

34
35 **NOW, THEREFORE, BE IT RESOLVED** that the Board of Directors of the Northshore
36 Fire Protection District does hereby make the following findings:

- 37
38 (1) The District does not have existing fire protection facilities and equipment, which could
39 be used to provide an adequate level of services to new development within the
40 District's boundaries;
41 (2) The District does not have sufficient funds available to construct additional facilities
42 and purchase additional equipment from fund balances, capital facility funds, property
43 tax sources, fire suppression assessments, or any other appropriate sources;
44 (3) The lack of fire protection facilities and equipment to serve new development would
45 create a situation perilous to public health and safety if fire mitigation fees are not
46 levied within the District.

47
48 **BE IT FURTHER RESOLVED** that:

- 49
50 (1) The District requests that the County of Lake make the Fire Mitigation Fee automatic
51 annual inflation adjustment as follows to be effective July 1, 2025, and to collect the

1 fee for all buildings and covered areas required to have a permit upon application for
2 building permits or other permits for development.

<u>Description</u>	<u>Residential</u>	<u>Nonresidential</u>
FY2024-2025 Base Fee per sq. ft.	\$2.02	\$2.02
Auto Annual Inflation 3.777%	\$0.08	\$0.08
Total Fee Amount FY2025-2026	\$2.10	\$2.10

7 *Administrative surcharge of 2% is included in above fee amount.*

- 9 (2) Mitigation fees paid pursuant to the Fire Mitigation Fee Ordinance shall only be used
10 to expand the availability of capital facilities and equipment to serve new development.
- 11 (3) The District shall place all funds received by the County under this Article, and all
12 interest subsequently accrued by the District on these funds, in a separate budget
13 accounting category to be known as the "Lake County Fire Mitigation Fee".
- 14 (4) The District shall expend funds from said "Lake County Fire Mitigation Fee" budget
15 accounting category only for those purposes of expanding its capital facilities and
16 equipment.
- 17 (5) The District shall submit a Fire Mitigation Fee Annual Report no later than October 31
18 of each year to the County Administrator. Said report shall include, but not be limited
19 to, the balance in the account at the end of the previous fiscal year, the fee revenue
20 received, the amount and type of expenditures made, and the ending balance in the
21 fund. In addition, the report shall specify the actions the District plans to take to
22 alleviate the facility and equipment needs caused by new development in a capital fire
23 facilities and equipment plan, adopted at a noticed public hearing. The District shall
24 make available, upon request by the County Administrator, a copy of its annual audit
25 report.
- 26 (6) The District shall make its records available to the public on request which justify the
27 basis for the fee amount.
- 28 (7) The District shall make findings, with respect to any portion of the fee remaining
29 unexpended or uncommitted in its account, for five or more years after deposit of the
30 fee, to identify the purpose to which the fee is to be put and to demonstrate a
31 reasonable relationship between the fee and the purpose for which it is charged. The
32 District shall refund to the then current record owner or owners of the development
33 project or projects, on a prorated basis, the unexpended or uncommitted portion of the
34 fee and any interest accrued thereon, for which need cannot be demonstrated.

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36 A certified copy of this Resolution shall be delivered to the County Administrator of the
37 County of Lake.

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39 **THIS RESOLUTION** was introduced and adopted by the Board of Directors of the
40 Northshore Fire Protection District at a regular meeting held on the 14th day of May 2025 by the
41 following vote:

42
43 AYES: Barnette, Burton, Christensen, Schwenger

44 NOES:

45 ABSENT: Linguette

46 ABSTAIN: Q

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50 Attest:

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53 Hailey Weed
54 Clerk to the Board

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Jim Burton
Chairperson of the Board