## RESOLUTION NO. 2024-\_\_\_\_

## ADOPTION OF A FEE CALCULATION METHODOLOGY IN THE REGIONAL TRANSPORTATION DEVELOPMENT MITIGATION PLAN REPORT FOR OFFSITE AND SUPPLEMENTAL ONSITE WAREHOUSE TRUCK STAGING LOTS

On Tuesday, October	22, 2	024, on n	notio	n of Super	visor			duly	sec	conded	by
Supervisor	and	carried,	the	following	resolution	is	adopted	by	the	Board	of
Supervisors of San Bernardino County, State of California.											

WHEREAS, the San Bernardino County voters approved Measure I, the half-cent sales tax for county-wide transportation improvements, in November 2004; and

WHEREAS, Measure I states, "[n]o revenue generated from the tax shall be used to replace the fair share contributions required from new development" (Section VIII of Measure I); and

WHEREAS, in response to Measure I, the Regional Transportation Development Mitigation Plan Report (Regional Plan) was adopted by the San Bernardino County Board of Supervisors (Board) on December 5, 2006, and last updated by said Board on August 24, 2021; and

WHEREAS, the purpose of the Regional Plan is to authorize the collection of fees on development projects to generate a development fair-share contribution towards regional transportation facilities as identified in the San Bernardino County Transportation Authority (SBCTA) Development Mitigation Nexus Study (Nexus Study); and

WHEREAS, the Nexus Study determines the fair-share contribution percentage from new development for each local jurisdiction to ensure that new development contributes its fair share to the construction of regional transportation infrastructure, such as freeway interchanges, major arterial roads, and railroad grade separations; and

WHEREAS, SBCTA developed and adopted the Nexus Study on November 2, 2005, and most recently updated it on October 7, 2020; and

WHEREAS, the October 22, 2024, Update to the Regional Plan, which is incorporated herein by this reference, replaces the "uncategorized development" fee with "truck storage/drop lot" fee and provides a new fee calculation methodology for calculating fees for offsite and supplemental onsite warehouse truck staging lots; and

WHEREAS, Chapter 85.12 of Division 5, Title 8 of the San Bernardino County Development Code (Development Code) permits modifications to the previously approved conditions of approval or project design for an approved development project through the approval of a Revision to an Approved Action application when such changes do not substantially alter the project or cause significant environmental impacts; and

WHEREAS, the Board has reviewed the proposed modifications to the Regional Plan, including changes to the fee calculation methodology for offsite and supplemental onsite warehouse truck staging lots, and determined that an application intended solely to modify a condition of approval from an uncategorized development fee to the more applicable truck storage/drop lot fee and to reflect the changes in the Update to the Regional Plan falls within the scope of minor revisions under Revision to an Approved Action pursuant to Chapter 85.12 of the Development Code, and therefore subject to the approval authority of the Director of the Land Use Services Department to review and act upon said request; and

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Supervisors of San Bernardino County that the Board hereby (1) finds and declares that the recitals set forth hereinabove are true and correct; (2) authorizes the use of a fee calculation methodology for offsite and supplemental

onsite warehouse truck staging lots in the Regional Plan; and (3) adopts the October 22, 2024 Update to the Regional Plan,

BE IT FURTHER RESOLVED, by the Board of Supervisors of San Bernardino County that the Board hereby finds and declares that (1) an application intended solely to modify a condition of approval from an uncategorized development fee to a truck storage/drop lot fee and to reflect the proposed modifications to the Regional Plan regarding the fee calculation methodology for offsite and supplemental onsite warehouse truck staging lots, are "minor revisions" pursuant to Chapter 85.12 of the Development Code, (2) the proposed modifications do not substantially alter a project, create new or additional environmental impacts, or materially affect previously approved conditions of approval or project design for an approved development project, (3) therefore fall within the scope of authority delegated to the Director of the Land Use Services Department to review and act upon a request for a minor revision to an approved action, and (4) the Board finds that the approval of these modifications is consistent with the intent of the original Regional Transportation Development Mitigation Plan and ensures that development continues to contribute its fair share to transportation infrastructure improvements in the region.

PASSED AND ADOPTED by the Board of Supervisors of San Bernardino County, State of California, by the following vote:

NOES:	SUPERVISORS:	
ABSENT:	SUPERVISORS:	
* * * * *		
STATE OF CALIFORN		
COUNTY OF SAN BE	) ss RNARDINO )	i.
California, hereby cert taken by the Board of	ify the foregoing to be a	ard of Supervisors of San Bernardino County, State of a full, true and correct copy of the record of the action of the members present, as the same appears in the MM DD, 2024.
		LYNNA MONELL Clerk of the Board of Supervisors
		By Deputy

AYES:

SUPERVISORS: