

**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, 2024, on motion of Supervisor \_\_\_\_\_, duly seconded 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

