



COUNTY OF HUMBOLDT

Legislation Text

File #: 23-323, **Version:** 1

To: Board of Supervisors

From: Planning and Building Department

Agenda Section: Consent

Vote Requirement: 4/5th

SUBJECT:

Disbursement \$32,527.94 from Trust Fund 3707 (Quimby Coastal Park Dedication Fund) to McKinleyville Community Services District (MCSD) for the Improvement of the Hiller Sports Site Fencing. (4/5 Vote Required)

RECOMMENDATION(S):

That the Board of Supervisors:

1. Receive the Board report.
2. Find that the McKinleyville Community Services District (MCSD) is a public agency that provides recreational services and opportunities on a community-wide basis.
3. Find that the funds will be used in a manner consistent with Quimby Act requirements.
4. Authorize release of \$32,527.94 from Trust Fund 3707 (Quimby Coastal Park Dedication Fund) for the improvement of the Hiller Sports site fencing. (4/5 Vote Required)

SOURCE OF FUNDING:

1. Quimby Coastal Park Dedication Fund (Trust Fund 3707): \$32,527.94

DISCUSSION:

In September 1985, the Board adopted the Coastal Zoning Ordinance that included the Coastal Parkland Dedication (Quimby Act) Ordinance for McKinleyville. This ordinance established parkland fees for capital improvements to the coastal portions of the community of McKinleyville. MCSD is the local agency that has primary responsibility for providing and maintaining parks and recreational facilities in McKinleyville.

Revenue for this parkland dedication fund is generated from developer fees imposed on coastal subdivisions. These revenues are deposited into an account used to develop parkland or recreational facilities to serve the residents of the subdivision. In June 2008, the Board approved an agreement for allocation of these funds to be distributed at 70% to MCSD and 30% to Humboldt County.

The Quimby Act is State of California legislation authorizing the payment of in-lieu parkland dedication fees. The Humboldt County Quimby Ordinance requires the following finding be made to utilize the generated revenues:

1. The fees are to be used only for the purpose of developing new or rehabilitating existing neighborhood or community park or recreational facilities to serve the subdivision. {Gov. Code §66477 (a)(3)(A)}
2. The legislative body has adopted a general plan or specific plan containing policies and standards for parks and recreation facilities, and the park and recreational facilities are in accordance with definite principles and standards. {Gov. Code § 66477(a)(4)}
3. The amount and location of land to be dedicated or the fees to be paid shall bear a reasonable relationship to the use of the park and recreational facilities by the future inhabitants of the subdivision. {Gov. Code § 66477(a)(5)}
4. The county or other local public agency to which the land or fees are conveyed or paid shall develop a schedule specifying how, when and where it will use the land or fees, or both, to develop park or recreational facilities to serve the residents of the subdivision. {Gov. Code §66477(6)(A)}
5. Any fees collected shall be committed within five (5) years after the payment of such fees. {Gov. Code § 66477(6)(A)}

These findings can be made because the proposed project involves improvements to an existing recreational facility located within McKinleyville. The proposed improvements are consistent with the Quimby Act based on the following analysis:

- A. The fees are to be used for the chain link fence improvements along the southern boundary of the sports complex at Hiller Sports Site located at 795 Hiller Road, McKinleyville.
- B. The adopted McKinleyville Community Plan (MCCP) supports the use of Quimby Act funds to make improvements to existing parks and recreational facilities. Consistent with the MCCP, MCSD has prepared and adopted the McKinleyville Recreation Plan (Recreation Plan) in response to your Board's direction (adopted September 1991 and updated June 1998). The release of funds as requested is consistent with the MCCP, MCSD Parks Master Plan and Open Space Element and Recreation Plan.
- C. The funds are being conveyed to the local public agency which provides park and recreational services on a community-wide basis. Because the sites are centrally located and within the Urban Limit Line, it can be reasonably assumed that the general community of McKinleyville, including current and future residents of coastal subdivisions, will make use of the parks and recreational facilities and improvements.
- D. MCSD is the local agency which has assumed primary responsibility for providing and improving parks and recreation facilities in McKinleyville in accordance with the Parks Master Plan.

E. Funds are being dispersed within five (5) years of payment.

FINANCIAL IMPACT:

This action represents a release of funds on deposit in Trust Fund 3707 collected from private property owner contributions as conditions of subdivision approval. The most recent report from the County's accounting system reflects a current balance of \$72,963.61 in Trust Fund 3707. There is no impact to the General Fund with this request.

STRATEGIC FRAMEWORK:

This action supports your Board's Strategic Framework priority of building interjurisdictional and regional cooperation

OTHER AGENCY INVOLVEMENT:

McKinleyville Community Services District

ALTERNATIVES TO STAFF RECOMMENDATIONS:

The Board could choose to deny this request by finding that the request is not consistent with the Quimby Act provisions. This is not recommended because staff believes that required findings have been made to affirm that the improvements serve the subdivisions that have paid into the fund.

ATTACHMENTS:

Attachment A: McKinleyville Community Services District request for disbursement of Coastal Park Dedication Funds

PREVIOUS ACTION/REFERRAL:

Board Order No.: C-7
Meeting of: July 21, 2015
File No.: N