

WHATCOM COUNTY FIRE PROTECTION DISTRICT #21

Resolution 2020-21

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF WHATCOM COUNTY FIRE PROTECTION DISTRICT #21 ADOPTING AN ADDITIONAL LAND USE CLASIFICATION TO THE EXISTING “CONCURRENCY MITIGATION FEE BY LAND USE TABLE”, DATED MAY 19, 2016

WHEREAS, the District, at the request of the Whatcom County Council, the Whatcom County staff, and a number of private property owners within the District, has caused to be prepared by a District consultant, a draft facility needs assessment (the “Draft Assessment Report”) which assesses existing capital facilities and identifies needed capital facilities, including new, upgraded, improved or replacement facilities necessary to allow the District to have adequate facilities to provide, maintain and increase the Services to the Proposed Development at levels of service consistent with National Fire Protection Association (“NFPA”) standards, such as NFPA 1710 and/or NFPA 1720, and/or the adopted Whatcom County level of service standards, and is in the process of having that Draft Assessment Report revised to become a draft District Capital Facilities Plan consistent with the requirements of RCW 36.70A.070; and

WHEREAS, in order to address these issues and the direct and cumulative impact of the Proposed Development on the District and the property and citizens within the District, the County has independently drafted a SEPA mitigating condition requiring the Developer to execute a binding agreement with the District; and

WHEREAS, it is the position of the District that unless that funding for the acquisition and development of the necessary capital facilities and improvements (excluding staffing costs) to maintain and provide the required level of service to the Proposed Development are contributed to in part by the Developers through the capital facilities charge/mitigation fee provided for herein, along with other public revenue sources already committed to capital facilities, denial of the Proposed Development would be appropriate due to the lack of adequate facilities and services to serve the Proposed Development, and the unmitigated impact of the Proposed Development; and

WHEREAS, since the release of the “CONCURRENCY MITIGATION FEE BY LAND USE TABLE, DATED MAY 19, 2016, it has been identified and recommended that an additional classification be added to this table to more accurately identify this type of new development; and

WHEREAS, This development type has been identified as a “Station Canopy” and it has been estimated that the service response required for this type of development will be approximately 50% of our current “Industrial / Manufacturing use; and

THEREFORE, the land use fee will be set at \$0.25 per sq ft for “Canopy” Type structures that are not developed with an automatic fire sprinkler system (non-

sprinklered) and \$0.06 per sq. ft. for “Canopy” type structures that are developed with automatic fire sprinkler system. (Sprinklered)

NOW THEREFORE BE IT RESOLVED, that the Board of Fire Commissioners hereby approves this revision to the CONCURRENCY MITIGATION FEE BY LAND USE” additional classification to the table dated May 19, 2016, provided as Appendix A. All prior mitigation fees adopted by the District are revised accordingly.

PASSED AND APPROVED THIS 19TH DAY OF NOVEMBER, 2020 BY THE BOARD OF FIRE COMMISSIONERS OF WHATCOM COUNTY FIRE PROTECTION DISTRICT #21.

ATTEST:

Bruce Ansell, Chairman

Rich Bosman, Vice-Chairman

John Crawford, Commissioner

Scott Fischer, Commissioner

Kimberly McMurray, Commissioner

Jason Van der Veen, Fire Chief

Jennie Sand, Board Secretary