



Staff Report

TO: City Council
FROM: Robert Vestal, Interim Public Works Director
DATE: September 5, 2023
SUBJECT: Second Reading of an Ordinance Rescinding Ordinance No. 1091 and Amending Chapter 3.39 of the Beaumont Municipal Code – Western Riverside County Transportation Uniform Mitigation Fee Program

Description Amendment of Chapter 3.39, Section 060 “Procedures for the Levy, Collection and Disposition of Fees,” to authorize TUMF fees to be collected directly by WRCOG from the developers from the effective date of this ordinance forward.

Background and Analysis:

The City of Beaumont is a Member Jurisdiction of the Western Riverside Council of Governments (“WRCOG”), a joint powers agency comprised of the County of Riverside and eighteen (18) cities located in Western Riverside County. Acting in concert, in 2002-2003, WRCOG member jurisdictions developed a plan whereby the shortfall in funds needed to enlarge the capacity of the Regional System of Highways and Arterials due to new development in Western Riverside County could be made up in part by a Transportation Uniform Mitigation Fee (“TUMF”) on future residential, commercial, and industrial development.

Currently, staff calculates TUMF fees for all development projects. Applicable fees are due at the issuance of a Certificate of Occupancy, but the developer may elect to pay as early as issuance of a building permit. Fees are remitted to WRCOG monthly, and building permits are audited on a yearly basis.

The process to calculate TUMF fees for non-residential uses can be tedious and time consuming. Additionally, under the current process and as defined in the TUMF Administrative Plan, “Any balance in TUMF obligation due to incorrect development project information will be the responsibility of the participating jurisdiction.”

Staff is proposing to modify the process in which TUMF fees are calculated and payment is processed. WRCOG created a process in 2017 which allows for WRCOG staff to calculate applicable TUMF fees for all development projects as well as accept

payment should the participating agency elect to do so and modify their respective ordinances accordingly.

Converting the manner which TUMF fees are calculated and paid directly to WRCOG significantly reduces the risk of the City being responsible for any incorrect fee calculations. Under the proposed process and consistent with the TUMF Administrative Plan, “In the event a participating jurisdiction makes the election to have WRCOG calculate and collect TUMF, WRCOG shall take full responsibility for calculating the TUMF obligation and any shortfall in the calculation shall not be the responsibility of the participating jurisdiction.”

Existing, and future credit agreements for the benefit of City improvements will still be managed and reported monthly by City staff, consistent with the current procedure.

At the August 15, 2023, City Council meeting, staff recommended that City Council approve amending section 060 of Chapter 3.39 to allow TUMF fees to be calculated and processed directly by WRCOG. Council unanimously approved the ordinance as presented at its first reading.

Fiscal Impact:

The cost of preparing the staff report is estimated to be \$500.

Recommended Action:

Waive the full second reading and adopt by title only, “An Ordinance of the City of Beaumont, California Amending Section 060 Beaumont Municipal Code Section 3.39 To Include a Process Whereby the Western Riverside Council of Governments (WRCOG) Shall Calculate and Collect Fees Under the Western Riverside County Transportation Uniform Mitigation Fee (TUMF) Program Directly”

Attachments:

- A. Proposed Ordinance
- B. Public Notice