

**EL DORADO COUNTY 2004 GENERAL PLAN
TRAFFIC IMPACT MITIGATION FEE PROGRAM**

**RESOLUTION OF THE BOARD OF SUPERVISORS OF THE
COUNTY OF EL DORADO CERTIFYING THE TRAFFIC IMPACT
MITIGATION FEE PROGRAM SUPPLEMENT TO THE 2004
GENERAL PLAN ENVIRONMENTAL IMPACT REPORT**

EXHIBIT A

**SUPPLEMENTAL STATEMENT OF OVERRIDING
CONSIDERATIONS**

TABLE OF CONTENTS

Section A.	Introduction and Significant and Unavoidable Impacts	1
Section B.	Project Location and Objectives	1
Section C.	Traffic and Circulation Considerations	2
Section D.	Conclusion	2

SECTION A. INTRODUCTION AND SIGNIFICANT AND UNAVOIDABLE IMPACTS

GENERAL INTRODUCTION

In approving the Traffic Impact Mitigation (TIM) Fee Program which is evaluated in the Final Supplement to the 2004 El Dorado County General Plan Environmental Impact Report (Final Supplement), the County makes the following Supplemental Statement of Overriding Considerations in support of its findings regarding the TIM Fee Program pursuant to the California Environmental Quality Act (CEQA). The Board of Supervisors has considered the information contained in the Final Supplement which was prepared to document the variation in impacts identified as a result of analysis of the TIM Fee Program as compared to the impacts identified in the 2004 El Dorado County General Plan Environmental Impact Report (General Plan EIR), and has fully reviewed and considered the public testimony and record in this proceeding.

The Board of Supervisors has carefully balanced the benefits of adoption of the TIM Fee Program against the increase in severity projected for one unavoidable adverse impact identified in the General Plan EIR. Notwithstanding the disclosure of the increase in severity of one impact identified in the Final Supplement which has not been eliminated or mitigated to a less-than-significant level, the Board of Supervisors, acting pursuant to Section 15093 of the State CEQA Guidelines, hereby determines that the benefits of the TIM Fee Program outweigh the significant unmitigated adverse environmental impact.

SIGNIFICANT AND UNAVOIDABLE IMPACTS

The General Plan EIR identified 40 potentially adverse impacts which could not be mitigated to a less-than-significant level. The Board of Supervisors made findings and a statement of overriding considerations for each of the significant and unavoidable impacts. The TIM Fee Program Final Supplement identifies a projected increase in the severity of one of the significant and unavoidable impacts identified in the General Plan EIR – Impact 5.4-2: Increase in Daily and Peak Hour Traffic – and identifies 19 additional roadway segments which are projected to decline below the General Plan EIR thresholds of significance.

SECTION B. PROJECT LOCATION AND OBJECTIVES

PROJECT LOCATION

The TIM Fee Program applies to all areas within unincorporated El Dorado County, excepting the Lake Tahoe Basin.

PROJECT OBJECTIVES AND DESCRIPTION

The TIM Fee Program implements Measure TC-B of the General Plan. The TIM Fee Program identifies traffic impact mitigation fees applicable to new development within unincorporated areas of El Dorado County to provide funding for roadway improvements required as a result of new development.

SECTION C. TRAFFIC AND CIRCULATION CONSIDERATIONS

Substantial evidence in the record demonstrates traffic and circulation benefits which the County would derive from the implementation of the TIM Fee Program which include the implementation of a program to collect roadway improvement funds from new development.

SECTION D. CONCLUSION

The TIM Fee Program Final Supplement was prepared pursuant to the CEQA Guidelines. The Board of Supervisors independently determined that the Final Supplement fully and adequately addresses the variation in impacts identified through the TIM Fee Program analysis. The alternatives identified and considered in the General Plan EIR met the test of "reasonable" analysis and provided the Board with important information from which to make an informed decision. The TIM Fee Program implements Measure TC-B of the final General Plan alternative selected by the Board of Supervisors. Policy choices made in developing the TIM Fee Program do not require consideration as alternatives in the environmental review of the TIM Fee Program and do not affect the impact conclusions of the TIM Fee Program analysis.

Public input on the TIM Fee Program and CEQA analysis was solicited and considered by the Board of Supervisors.

Substantial evidence in the record demonstrates various benefits and considerations including economic, legal (regulatory), social, technological, environmental, and other benefits which the County would achieve from the implementation of the TIM Fee Program. The Board of Supervisors has balanced the benefits of the TIM Fee Program and considerations against the increase in the severity of one significant and unavoidable impact identified in the Final Supplement and has concluded that this variation in the impact is outweighed by the benefit of implementing the TIM Fee Program. Upon balancing the environmental risks and countervailing benefits, the Board of Supervisors has concluded that the benefits that the County will derive from the implementation of the TIM Fee Program, as compared to the analysis presented in the General Plan EIR, outweigh the increase in severity of the environmental impact.

The Board of Supervisors has determined that the benefits of adopting the General Plan, including the implementation of Measure TC-B, documented in the July 19, 2004 General Plan CEQA Findings of Fact (Section J, Benefits) override the significant, unavoidable and irreversible increase in the severity of the environmental impact identified through the TIM Fee Program analysis.

In conclusion, the Board of Supervisors finds that any remaining (residual) effects on the environment attributable to the TIM Fee Program, which are found to be unavoidable in the preceding Findings of Fact, are acceptable due to the overriding concerns set forth in Sections B (Specific Findings) and C (Overriding Considerations) of the Statement of Overriding Considerations made by the Board of Supervisors in its adoption of the General Plan and certification of the General Plan EIR.

The Board concludes that the TIM Fee Program should be adopted.