



# **CITY OF BAKERSFIELD**

FISCAL YEAR 2013-2014

## ANNUAL COMPLIANCE REPORT FOR BRIDGE CROSSINGS AND MAJOR THOROUGHFARE FEES

Prepared in accordance with California Government Code §66006

**CITY OF BAKERSFIELD**

**ANNUAL COMPLIANCE REPORT FOR BRIDGE  
CROSSINGS AND MAJOR THOROUGHFARE FEES**

**FY 2013-2014**

**City Council**

Harvey L. Hall.....Mayor  
Willie Rivera.....Member/Ward 1  
Terry Maxwell.....Member/Ward 2  
Ken Weir.....Vice Mayor/Ward 3  
Bob Smith.....Member/Ward 4  
Harold W. Hanson.....Member/Ward 5  
Jacquie Sullivan.....Member/Ward 6  
Russell Johnson.....Member/Ward 7

**Administrative Personnel**

Alan Tandy.....City Manager  
Virginia Gennaro.....City Attorney  
Douglas McIsaac.....Community Development Director  
Nelson K. Smith.....Finance Director  
Doug Greener.....Fire Chief  
Greg Williamson.....Police Chief  
Nick Fidler.....Public Works Director  
Dianne Hoover.....Director Recreation & Parks  
Art Chianello.....Water Resources Manager

**Annual Compliance Report for  
Bridge Crossings and Major Thoroughfare Fees**

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## Introduction

A local ordinance may require the payment of a fee as a condition of approval of a final map or as a condition of issuing a building permit for purposes of defraying the actual or estimated cost of constructing bridges over waterways, railways, freeways, and canyons, or constructing major thoroughfares. (GC §66484)

Government Code Section 66006 requires that the local agency shall, within 180 days after the last day of each fiscal year, make available to the public specific information. The specific information to be made available to the public is summarized on Page 2 of this Report.

Pursuant to Government Code Section 66006, after the information contained in the Report is made available to the public, the Council shall review the information in the Report at the next regularly scheduled public meeting. However, the public meeting must occur not less than 15 days after the information contained in the Report is made available to the public.

There are four Bridge Crossing and Major Thoroughfare Areas (BMTA) within the metropolitan Bakersfield area subject to Government Code §66006:

1. Ashe Road planned bridge and major thoroughfare area (Ward 6) - Ashe Road BMTA is to pay for the construction of one railroad crossing and two canal crossings on Ashe Road between the Southern Pacific Railroad (Buttonwillow/Asphalto branch) and Panama Lane.
2. Miramonte Drive-Chase Avenue planned major thoroughfare area (Ward 3) - Miramonte-Chase BMTA is to pay for the extension of Miramonte Drive from the south Section line of Section 15, Township 29 South, Range 29 East, Mount Diablo Base and Meridian to Chase Avenue, and to construct two lanes on Chase Avenue from Miramonte Drive to Comanche Drive.
3. Morning Drive-College Avenue planned bridge and major thoroughfare area (Ward 3) - Morning-College MBTA is to pay for two lanes of Morning Drive from SR 178 to College Avenue and of College Avenue from Morning Drive to College's current ending point just east of Valencia Drive.
4. West Beltway planned major thoroughfare area (Ward 5) – West Beltway BMTA is to pay for two lanes of the West Beltway to arterial standards from Ming Avenue to the Asphalto Railroad.

The amount of the fees collected and any interest earned in the above bridge crossing and major thoroughfare areas (MBTA) are separated into individual funds in accordance with California Government Code §66484(e) and Bakersfield Municipal Code §16.32.060(F)(3).

## Annual Reporting Requirements

Government Code Section 66006 (b) (1) sets forth the annual compliance reporting requirements as:

For each separate account or fund established pursuant to subdivision (a), the local agency shall, within 180 days after the last day of each fiscal year, make available to the public the following information for the fiscal year:

- (A) A brief description of the type of fee in the account or fund.
- (B) The amount of the fee.
- (C) The beginning and ending balance of the account or fund.
- (D) The amount of the fees collected and the interest earned.
- (E) An identification of each public improvement on which fees were expended and the amount of the expenditures on each improvement, including the total percentage of the cost of the public improvement that was funded with fees.
- (F) An identification of an approximate date by which the construction of the public improvement will commence if the local agency determines that sufficient funds have been collected to complete financing on an incomplete public improvement, as identified in paragraph (2) of subdivision (a) of Section 66001, and the public improvement remains incomplete.
- (G) A description of each inter-fund transfer or loan made from the account or fund, including the public improvement on which the transferred or loaned fees will be expended, and, in the case of an inter-fund loan, the date on which the loan will be repaid, and the rate of interest that the account or fund will receive on the loan.
- (H) The amount of refunds made pursuant to subdivision (e) of Section 66001 and any allocations pursuant to subdivision (f) of Section 66001.

**As of the date of this report, no MBTA fees have been collected and no expenditures have been made for Ashe Road MBTA, Miramonte Drive-Chase Avenue MBTA, or Morning Drive-College Avenue MBTA . The only GC §66006(b) (1) reportable items for these MBTAs are:**

**Requirement A – Description of fee**  
**Requirement B - Amount of fee**

(A) Description of fee

- Prior to filing any final tract of parcel map or issuance of a building permit , fees may be assessed and collected pursuant to Section 66484 of the California Government Cod for the purpose of defraying the actual or estimated costs of constructing bridge crossings or major thoroughfares identified in the transportation or flood control provisions of the circulation element of the Metropolitan Bakersfield 2010 General Plan.(BMC 16.32.060 (F)(1))
- Fees paid pursuant to this section shall be deposited in a planned bridge facility or major thoroughfare fund. A fund shall be established for each planned bridge facility project or each planned major thoroughfare project. If the benefit area is one in which more than one bridge is required to be constructed, a fund may be so established covering all of the bridge projects in the benefit area. Money in the fund shall be expended solely for the construction or reimbursement for construction of the improvement serving the area to be benefited and from which the fees comprising the fund were collected, or to reimburse the city for the cost of constructing the improvement. (BMC 16.32.060 (F)(3))

(B) Amount of fee

- **Ashe Road Planned Bridge and Major Thoroughfare Area**

\$506,000.00 ÷ 640 acres = \$790.00/gross acre<sup>1</sup>

- **Miramonte Drive-Chase Avenue Planned Major Thoroughfare Area**

\$3,779,003 ÷ 1019.61 acres = \$3,706.32 / gross acre<sup>2</sup>

- **Morning Drive-College Avenue Planned Bridge and Major Thoroughfare Area**

Fee Per Acre <sup>3</sup>				
Year	General Commercial	Office Commercial	High to Medium Density Residential	Low Density Residential
2013	\$150,928	\$84,124	\$15,904	\$9,088
2014	\$161,492	\$90,012	\$17,017	\$9,724

<sup>1</sup>Resolution No. 67-89 available at: <http://www.bakersfieldcity.us/weblink7/DocView.aspx?id=3732>

<sup>2</sup>Resolution No. 095-10 available at: <http://www.bakersfieldcity.us/weblink7/0/doc/908623/Page1.aspx>

<sup>3</sup>Resolution No. 053-09 available at: <http://www.bakersfieldcity.us/weblink7/DocView.aspx?id=805961>

**WEST BELTWAY PLANNED THOROUGHFARE AREA**

*(A) Description of fee*

- Prior to filing any final tract of parcel map or issuance of a building permit, fees may be assessed and collected pursuant to Section 66484 of the California Government Cod for the purpose of defraying the actual or estimated costs of constructing bridge crossings or major thoroughfares identified in the transportation or flood control provisions of the circulation element of the Metropolitan Bakersfield 2010 General Plan.(BMC 16.32.060 (F)(1))
- Fees paid pursuant to this section shall be deposited in a planned bridge facility or major thoroughfare fund. A fund shall be established for each planned bridge facility project or each planned major thoroughfare project. If the benefit area is one in which more than one bridge is required to be constructed, a fund may be so established covering all of the bridge projects in the benefit area. Money in the fund shall be expended solely for the construction or reimbursement for construction of the improvement serving the area to be benefited and from which the fees comprising the fund were collected, or to reimburse the city for the cost of constructing the improvement. (BMC 16.32.060 (F)(3))

*(B) Amount of fee*

- The fee is calculated by dividing the construction costs of the improvements by the number of equivalent dwelling units (EDU) within the MBTA boundaries<sup>1</sup>:

$$\text{West Beltway Major Thoroughfare Area Fee} = \$313.56 \text{ per EDU}^2$$

*(C) Beginning and ending fund balance*

Beginning Balance @ 7/1/13	\$0
Ending Balance @ 6/30/14	\$27,671.05

*(D) Fees collected and interest earned*

• MTA fees	\$27,682.64
• Interest Earned	\$33.41
• Market Value Adjustment	(\$45.00)

*(E) Public Improvements*

- N/A

*(F) Timing of projects*

- N/A

*(G) Interfund transfers/loans*

- N/A

<sup>1</sup> Resolution No. 014-14 is available at: <http://www.bakersfieldcity.us/WEBLINK7/0/doc/1050173/Page1.aspx>

<sup>2</sup> Residential property shall not exceed 4 EDUs per gross acre; commercial property is fixed at 3 EDUs per gross acre

(H) Refunds

- N/A