

IN THE BOARD OF SUPERVISORS
COUNTY OF SAN LUIS OBISPO, STATE OF CALIFORNIA

_____ day _____, 2015

PRESENT: Supervisors

ABSENT:

RESOLUTION No _____

**RESOLUTION OF FINDINGS CONCERNING USE OF
QUIMBY ACT FEES TO FUND CONSTRUCTION OF THE
CRESTON COMMUNITY CENTER**

The following resolution is hereby offered and read:

WHEREAS, Creston Activities Town Center Helping-Hands (C.A.T.C.H), a 501 (c) (3) non-profit organization was fanned for the specific purpose of raising money to provide Creston with a community center and recreation area; and

WHEREAS, in August of 2012, C.A.T.C.H. entered into a written agreement with the County of San Luis Obispo ("County") to lease the former Creston Firehouse building which is located at 5110 Swayze Street in Creston for the primary purpose of operating a public meeting place and community center; and

WHEREAS, C.A.T.C.H has invested \$107,788 in plans and improvements to conve li the former Creston Firehouse building into a community center (the "Project"); and

WHEREAS, C.A.T.C.H. has received financial supp mi from residents, businesses and non-profit agencies for the Project; and

WHEREAS, C.A.T.C.H. has committed to providing ongoing general maintenance for the Creston Community Center at no cost to the County; and

WHEREAS, C.A.T.C.H. has requested up to \$70,000 of Quimby Act fees to combine with private contributions and volunteer efforts to complete the Project to serve the subdivisions from which the fees were derived and residents and visitors of the County; and

WHEREAS, Policy 3.3 of the Parks and Recreation Element of the San Luis Obispo County General Plan directs staff to seek "joint use agreements, volunteer and other parinership oppmiunities to augment recreational services and reduce project costs"; and

WHEREAS, Government Code section 66477 (the “Quimby Act”) and County Code sections 21.09.010 through 21.09.060 provide that Quimby Act 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; and

WHEREAS: the County has sufficient undesignated funds available in the Quimby Act Fees accounts to contribute to this Project; and

WHEREAS, the San Luis Obispo County Parks and Recreation Commission on April 23, 2015 supported the designation of Quimby Act Fees for funding of the Project.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED by the Board of Supervisors of the County of San Luis Obispo, State of California as follows:

1. Quimby Act Fees are appropriate for the funding of the Project, defined above as the development of the Creston community center.
2. Quimby Act Fees funding for the Project is appropriate as it is a recreation feature within the community of Creston and will serve the subdivisions from which the fees were derived.
3. Funding for the Project is established and shall not exceed Seventy Thousand Dollars (\$70,000) allocated from the Quimby Act Fee fund.
4. The Project qualifies for a General Rule Exemption from the California Environmental Quality Act (CEQA) because converting the former Creston fire station into a community center is consistent with the County’s General Plan. The action of providing Quimby Act fees to fund the Project does not result in any potentially significant environmental impact and the improvements necessary to convert the former Creston fire station into a community center are limited to interior improvements to the existing building along with improvements to the existing parking lot and building entrance in order to make the building compliant with the Americans with Disabilities Act.
5. The County Parks and Recreation Director is delegated authority to enter into a written agreement between the County Parks and Recreation Department and C.A.T.C.H. for management of the Project. The agreement shall be in a form approved by County Counsel and shall include provisions ensuring that all relevant and applicable laws and codes are followed including but not limited to those pertaining to prevailing wage requirements, building code(s), etc. and disbursing funds consistent with this purpose.

Upon motion of Supervisor _____, seconded by Supervisor _____, and

on the following roll call vote, to-wit:

AYES:

NOES:

ABSENT:

ABSTAINING:

The foregoing resolution is hereby adopted:

Chairperson of the Board of Supervisors

ATTEST:

Clerk of the Board of Supervisors

BY: _____
Deputy Clerk

APPROVED AS TO FORM AND LEGAL EFFECT
Rita L. Neal
County Counsel

BY: Shannon Matuszowicz
Deputy County Counsel

DATE: 4/30/15