

ELBURN & COUNTRYSIDE FIRE PROTECTION DISTRICT

RESOLUTION NO. 2010-105

RESOLUTION ADOPTING IMPACT FEES

**ADOPTED BY
THE BOARD OF TRUSTEES
OF THE
ELBURN & COUNTRYSIDE FIRE PROTECTION DISTRICT**

This 7th day of June, 2010

RESOLUTION NO. 2010-105

RESOLUTION ADOPTING IMPACT FEES

WHEREAS, the Board of Trustees of the Elburn & Countryside Fire Protection District, Kane County, Illinois, finds that any increase in growth in the District results in an increased demand on public and private institutions, including the Elburn & Countryside Fire Protection District; and

WHEREAS, the Board of Trustees of Elburn & Countryside Fire Protection District finds that a safe and healthy life depends, in part, on the availability of adequate fire protection and emergency medical services for its residents; and

WHEREAS, the Board of Trustees of the Elburn & Countryside Fire Protection District, Kane County, Illinois, finds that owners, developers, subdividers, and builders proposing developments that will result in additional growth should contribute a proportionate share of the transition and impact costs that said development will have on fire protection and emergency medical services to be provided by the Elburn & Countryside Fire Protection District; and

WHEREAS, cash contributions by said developers to the Elburn & Countryside Fire Protection District will help to offset the transition and impact costs of said developments on the Elburn & Countryside Fire Protection District; and

WHEREAS, fire protection services and emergency medical services are necessary and expedient for the promotion of public health and safety; and

WHEREAS, Elburn & Countryside Fire Protection District has caused an analysis of growth impact on the District's delivery of services to have been prepared by Hughes Associates, Inc., that recommends the increased fees proposed by this resolution.

NOW, THEREFORE BE IT RESOLVED, by the Board of Trustees of the Elburn & Countryside Fire Protection District, Kane County, Illinois, as follows:

Section One. That impact fees to be hereinafter assessed in the District, where permitted by law, shall be as follows:

Group 1:	Assembly, Educational	\$1,240.00 per acre
Group 2:	Business, Mercantile	\$1,240.00 per acre
Group 3:	Factory, High-Hazard, Storage, Utility, Miscellaneous	\$1,240.00 per acre
Group 4:	Institutional, R-4 (Residential Care, Assisted Living)	\$125.00 per bed
Group 5:	One and Two Family Dwellings (water and sewer)	\$310.00 per lot
	One and Two Family Dwellings (well and septic)	\$1,240.00 per lot
	R-1, R-2	\$155.00 per unit

The fee shall increase (or decrease) annually to reflect the changes in the Consumer Price Index.

The terms R-1, R-2 and R-4 as used above shall have the following definitions:

R-1 Residential occupancies where the occupants are primarily transient in nature, including:

- Boarding houses (transient)
- Hotels (transient)
- Motels (transient)

R-2 Residential occupancies containing sleeping units or more than two dwelling units where the occupants are primarily permanent in nature, including;

- Apartment houses
- Boarding houses (not transient)
- Convents
- Dormitories
- Fraternities and sororities
- Monasteries
- Vacation timeshare properties
- Hotels (not transient)
- Motels (not transient)

R-4 Residential occupancies shall include buildings arranged for occupancy as residential care/assisted living facilities including more than five but not more than 16 occupants, excluding staff.

Section Two. That the Fire Chief shall work with the applicable villages and Kane County to have said villages and Kane County adopt and implement the collection of said fees, where permitted by law.

Section Three. This Resolution shall supersede any resolutions, or motions, or parts of ordinances, resolutions or motions in conflict with any part herein, and any such resolutions, motions, or parts thereof, are hereby repealed.

Section Four. If any section, paragraph or provision of this Resolution shall be held invalid or unenforceable for any reason, such invalidity or unenforceability shall not affect any of the remaining provisions of this Resolution.

Section Five. That this Resolution shall be in full force and effect from and after its passage and approval.

ADOPTED this 7th day of June, 2010, by a roll call vote as follows:

AYES: 3

NAYS: 0

ABSENT: 0

Kamel R. Fouse
President, Board of Trustees
Elburn & Countryside Fire Protection District

ATTEST:
[Signature]
Secretary, Board of Trustees
Elburn & Countryside Fire Protection District

STATE OF ILLINOIS)
) SS
KANE COUNTY)

SECRETARY'S CERTIFICATE

I, Bob Weber, the duly qualified and acting Secretary of the Board of Trustees of the Elburn & Countryside Fire Protection District, Kane Counties, Illinois, and the keeper of the records thereof, do hereby certify that attached hereto is a true and correct copy of a Resolution entitled:

RESOLUTION NO. 2010-105

RESOLUTION ADOPTING IMPACT FEES

which Resolution was duly adopted by said Board of Trustees at a regular meeting on the 7th day of June, 2010.

I do further certify that a quorum of said Board of Trustees was present at the said meeting, and that the Board of Trustees complied with all requirements of the Illinois Open Meeting Act.

IN WITNESS WHEREOF, I have hereunto set my hand this 7th day of June, 2010.



Secretary, Board of Trustees
Elburn & Countryside Fire Protection District