

RESOLUTION NO. 94-155

A RESOLUTION IDENTIFYING CERTAIN ROAD IMPROVEMENT PROJECTS WITHIN ST. JOHNS COUNTY; IDENTIFYING BENEFITS OF SAID ROAD PROJECTS TO ADJACENT IMPACT FEE DISTRICTS; APPROVING USE OF IMPACT FEES COLLECTED IN DISTRICT A FOR ROAD PROJECTS IN DISTRICT C; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the St. Johns County Road Impact Fee ordinance, Ordinance No. 87-57, authorizes the collection of road impact fees within 4 road impact fee districts within the County (hereinafter referred to as District A, B, C, or D).

WHEREAS, St. Johns County (County) has proposed and approved on March 30, 1992 the use of road impact fees for four projects in the County Capital Improvement Program within the next several years. The projects include the widening of U.S. 1 to six lanes between Lewis Point Road and S.R. 312; the widening of C.R. A1A from S.R. A1A to S.R. 312 to three lanes; intersection improvements to the S.R. 312 and C.R. 5A intersection; and intersection improvements to the S.R. 13 and Collier Road intersection. The first three projects are located in District C, and the fourth project is located in District A; and

WHEREAS, impact fees collected in District A are proposed to construct the improvements to the C.R. 5A and S.R. 312 intersection. Section 11, Paragraph C of the St. Johns County Road Impact Fee Ordinance 87-57, states as follows:

"Funds shall be used exclusively for capital improvements or expansion within the road impact fee district, including district boundary roads, as identified in Appendix I, hereof, from which the funds were collected or for projects in other road impact districts which are of benefit to the road impact district from which the funds were collected."; and

WHEREAS, the Ordinance requires that the use of impact fees in a district other than the one from which the fees are collected requires that the district from which the fees are collected derive a benefit from the project. The improvements to the intersection of C.R. 5A and S.R. 312 is a project that will increase accessibility and mobility to U.S. 1, the major commercial corridor in the County. The section of U.S. 1 has the largest concentration of commercial and retail establishments in the unincorporated portion of the County and contains the County's only enclosed retail mall. In addition, this section of U.S. 1 contains two major hospitals and medical complexes which serve the entire region. Therefore, the project to widen U.S. 1 will provide a direct benefit to all the road impact fee districts by increasing accessibility to major commercial and medical facilities that are used countywide;

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of St. Johns County as follows:

Section 1. The findings contained in the "Whereas" clauses of this resolution are hereby incorporated into this Section 1.

Section 2. The use of road impact fee funds collected in District A for the project identified above (C.R. 5A and S.R. 312) located in District C, is permissible and hereby authorized due to a direct benefit to residents of District A for shopping, medical, and recreational trip purposes that will be improved through the construction of this project.

Section 3. The County Administrator is hereby authorized to transfer funds among the Road Impact Fee Trust Funds as necessary to carry out the intent of this resolution.

Section 4. Any and all funds transferred to support the C.R. 5A/S.R. 312 intersection project will be reimbursed to Zone A as projects are identified and qualified for a transfer from Zone C.

PASSED AND ADOPTED this 23rd day of August, 1994.

BOARD OF COUNTY COMMISSIONERS
ST. JOHNS COUNTY, FLORIDA

BY: Alan Roberts
Its Chair

ATTEST: CARL "BUD" MARKEL, CLERK

BY: Juanne Carter
Deputy Clerk

