

**SEMINOLE COUNTY GOVERNMENT
AGENDA MEMORANDUM**

SUBJECT: Refund Of Road Impact Fees.

DEPARTMENT: Planning and Development **DIVISION:** Impact Fees/Concurrency

AUTHORIZED BY: Donald S. Fisher **CONTACT:** Ginny Markley **EXT:** 7356

Agenda Date <u>10/12/04</u> Regular <input type="checkbox"/> Consent <input checked="" type="checkbox"/> Work Session <input type="checkbox"/> Briefing <input type="checkbox"/> Public Hearing – 1:30 <input type="checkbox"/> Public Hearing – 6:00 <input type="checkbox"/>
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MOTION/RECOMMENDATION:

Approval and authorization to refund \$37,085.15 of the road impact fee assessed and paid with Seminole County Impact Fee Statement number 04100008.

BACKGROUND:

Request a refund to 419 Associates, LP in the amount of \$37,085.15 for road impact fees inadvertently assessed and paid. The applicant, at the direction of the City of Oviedo, obtained an Impact Fee Statement and paid road impact fees to the County. After the road impact fees were paid, the applicant discovered a tri-party agreement exempting the Twin Rivers DRI (located within the City of Oviedo) from paying county road impact fees. (The exemption resulted from the dedication of right-of-way and road construction performed by the Developer of the Twin Rivers DRI.)

The following table indicates the assignment of fees:

RATES APPLIED TO IMPACT FEE STATEMENT NO. 04100008				
FEE TYPE	TYPE OF USE	SIZE OF UNIT	UNIT RATE	FEE AMOUNT
Road-Arterial	Bank/Savings Drive-in	2,000 sq. ft.	\$5,756.00	\$11,512.00
Road- Collector East	Bank/Savings Drive-in	2,000 sq. ft.	\$1,921.00	\$3,842.00
Road – Arterial	Retail Strip Center	7,000 sq. ft.	\$2,327.47	\$16,292.29
Road- Collector East	Retail Strip Center	7,000 sq. ft.	\$80.00	\$5,438.86
		9,000 sq. ft.	Total Paid	\$37,085.15

Reviewed by: Co Atty: _____ DFS: _____ Other: <u>[Signature]</u> DCM: <u>[Signature]</u> CM: <u>[Signature]</u> File No: <u>cpda01</u>
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