



# BOISE COUNTY

BOISE COUNTY, STATE OF IDAHO

## RESOLUTION No. 2024-31

### A RESOLUTION OF THE BOISE COUNTY COMMISSIONERS:

- **Making Certain Findings;**
- **Approving the *Garden Valley Fire Protection District Impact Fee Study and Capital Improvements Plan* (Final Report – April 19, 2023); and**
- **Directing the County Clerk;**
- **Setting an Effective Date.**

NOW, THEREFORE, BE IT RESOLVED by the Boise County Board of Commissioners:

#### Section 1: Findings

It is hereby found by the Boise County Board of Commissioners that:

- 1.1 The Garden Valley Fire Protection District's (the "Fire District") duty and responsibility is to provide protection of property against fire and the preservation of life, and enforcement of any of the fire codes and other rules that are adopted by the state fire marshal; and
- 1.2 The Fire District's boundaries include area within the unincorporated area of Boise County (the "County"), and the Fire District provides fire and emergency services within the unincorporated area within the County that is also within the boundaries of the Fire District; and
- 1.3 The County is experiencing and is affected by considerable growth and development; and
- 1.4 The *Idaho Development Impact Fee Act* (the "Act") codified at Chapter 82 of Title 67 Idaho Code provides for:
  - The imposition, collection and expenditure of development impact fees in accordance with the provisions of the Act; and
  - The promotion of orderly growth and development by establishing uniform standards by which local governments may require that those who benefit from new growth and development pay a proportionate share of the costs of new public facilities needed to serve new growth and development; and
  - Minimum standards for the adoption of development impact fee ordinances by governmental entities which are authorized to adopt ordinances; and
  - The contents of a capital improvements plan and the process to be followed for the adoption of a capital improvements plan.

- 1.5** Boise County is a governmental entity as defined in the Act at Idaho Code § 67-8203(14) and, as provided at Idaho Code § 67-8202(5), has ordinance authority to adopt a development impact fee ordinance whereas the Fire District does not have ordinance authority and cannot adopt a development impact fee ordinance; and
- 1.6** The Act provides at Idaho Code § 67-8204A, that the County, when affected by development, has the authority to enter into an intergovernmental agreement with the Fire District for the purpose of agreeing to collect and expend development impact fees for Fire District System Improvements; and
- 1.7** In anticipation and in consideration of the Boise County Board of Commissioners adopting the Ordinance, which is intended to provide for the collection and expenditure of development impact fees for the Fire District, the County has established and appointed, pursuant to Idaho Code § 67-8205, a Development Impact Fee Advisory Committee; and
- 1.8** The Fire District retained Brent Davis of BD Consulting, a qualified professional in the field of public administration, to prepare an impact fee study and capital improvements plan in consultation with the *Boise County/Garden Valley Fire Protection District Development Impact Fee Advisory Standing Committee* (the “Advisory Committee”); and
- 1.9** The Advisory Committee has submitted the *Garden Valley Fire Protection District Impact Fee Study and Capital Improvements Plan (Final Report – April 19, 2023)*, (the “Capital Improvements Plan”) which was prepared in accordance with the requirements of Idaho Code § 67-8208 and in consultation with the Advisory Committee as provided in Idaho Code §§ 67-8205 and 67-8206(2) to the Boise County Board of Commissioners; and
- 1.10** Prior to the adoption of the Capital Improvements Plan, the Fire District Board of Commissioners and the Boise County Board of Commissioners, in accordance with Idaho Code § 67-8206(3), have published notice and held a joint combined public hearing; and
- 1.11** At the joint hearing it was determined that the Capital Improvements Plan contains all the necessary contents of a capital improvements plan as provided in the Act by Idaho Code § 67-8208; and
- 1.12** The Fire District has concluded its process for the adoption of the Capital Improvements Plan as required in the Act by Idaho Code §§ 67-8205 and 67-8206(3); and
- 1.13** The Boise County Board of Commissioners and the Garden Valley Fire Protection District Board of Commissioners have both determined that it is in the best interests of Boise County, the Fire District, and the residents, persons, and property within the unincorporated area of the Boise County which is also within the boundaries of the Fire District, that both board of commissioners shall adopt the Capital Improvements Plan.

**Section 2: Action of Approval of the Capital Improvements Plan**

2.1 The County Commissioners does hereby approve the Capital Improvements Plan, a true and correct copy of which is attached hereto and marked **Exhibit A** and by this reference incorporated herein.

**Section 3: Direction to County Clerk**

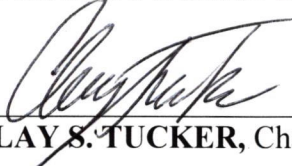
3.1 The County Clerk is hereby directed to retain this resolution in the official records of the County and to provide a certified copy of this resolution to the Secretary of the Garden Valley Fire Protection District.

**Section 4: Effective Date.**

4.1 This Resolution shall be in full force and effect after its passage and approval.

Approved and adopted by the Boise county commissioners, state of Idaho, on this 16<sup>th</sup> day of July 2024.

BOISE COUNTY BOARD OF COMMISSIONERS

  
CLAY S. TUCKER, Chairman/ Commissioner

  
BOB CALLAHAN, Commissioner

  
LINDY E. LINDSTROM, Commissioner



Attest:

By   
MARY T. PRISCO, Clerk of the Board

# **EXHIBIT A**

**Attached**

## **CAPITAL IMPROVEMENTS PLAN**

***Garden Valley Fire Protection District Impact Fee Study and Capital Improvement Plan  
(Final Report – April 19, 2023)***

