

Chapter 16.64**TRAFFIC SIGNAL AND RAILROAD SIGNAL MITIGATION FEES AND
TRANSPORTATION IMPACT FEES****Sections:**

- 16.64.010 Purpose.**
- 16.64.020 Definitions.**
- 16.64.030 Traffic signal and railroad signal mitigation fees.**
- 16.64.040 Transportation impact fee.**
- 16.64.050 Use of traffic signal and railroad signal mitigation fees.**
- 16.64.060 Use of transportation impact fees.**
- 16.64.070 Appeals.**

Section 16.64.010 Purpose.

The City Council hereby finds and determines that new private development in the City of Riverside increases the amount of traffic utilizing the City street system thereby requiring the installation of additional traffic signals, railroad signals including crossing gates and associated work, and street improvements at specified locations to increase or improve transportation capacity, in order to protect the public health, safety and welfare and that such private new development should pay its fair share of such improvements.

The purpose of this chapter is twofold. First, it is to provide for the imposition of fees on each new nonresidential unit, residential dwelling unit and mobile home space, which fees are to be placed in a specially-designed fund to be utilized for the purchase and installation of traffic signals and railroad signals including crossing gates and other protective devices and all costs associated with railroad crossing protection. Secondly, it is to provide for the imposition of fees on each new residential dwelling unit and mobile home space, which fees are to be placed in a specially-designated fund to be utilized for improvements to streets as designated by the City Council in order to increase or improve the carrying capacity of such streets to solve current and proposed traffic congestion. (Ord. 6393 § 42, 1997; Ord. 5592 § 1, 1987; Ord. 5477 § 1, 1987; Ord. 5313 § 1, 1985)

Section 16.64.020 Definitions.

For the purpose of this chapter, the following words, terms and phrases shall have the meaning given in this section:

"Nonresidential unit" means any structure or addition greater than six hundred fifty square feet which is planned or constructed primarily for a nondwelling use, but shall include hotels and motels.

"Dwelling" means a building or portion thereof or a mobile home or manufactured house designed primarily for residential occupancy, including one-family, two-family and multiple-family dwellings. The term dwelling shall not include hotels or motels.

"Dwelling unit" is any building or portion thereof which contains living facilities, including provisions for sleeping, eating, cooking and sanitation, as required by the Building Code for not more than one family, but shall not include "auxiliary dwelling unit" as defined by Section 19.04.037 of this code.

"Mobile home space" is as defined by Section 19.04.320 of this code. (Ord. 6393 § 42, 1997; Ord. 5592 § 1, 1987; Ord. 5313 § 1, 1985)

Section 16.64.030 Traffic signal and railroad signal mitigation fees.

A traffic signal and railroad signal mitigation fee is hereby imposed on the construction of all

new nonresidential units, dwelling units and mobile home spaces in accordance with the schedule of fees that may be established by the City Council by resolution. No fee shall be assessed on any City, County, State or Federal governmental use.

Fees required by this section shall be paid prior to final inspection for any construction which adds a nonresidential unit, new dwelling unit or new mobile home space to any parcel of real property. No final inspection shall be conducted until the fee is paid. Computation of the amount required shall be made by the Building Official or a designated representative. (Ord. 7079 § 3, 2010; Ord. 6393 § 42, 1997; Ord. 5592 § 1, 1987; Ord. 5313 § 1, 1985)

Section 16.64.040 Transportation impact fee.

A transportation impact fee is hereby imposed on the construction of all new dwelling units and mobile home spaces in accordance with the schedule of fees that may be established by the City Council by resolution. No fee shall be assessed on any City, County, State or Federal governmental use.

Fees required by this section shall be paid prior to final inspection for any construction which adds a new dwelling unit or new mobile home space to any parcel of real property. No final inspection shall be conducted until the fee is paid. Computation of the amount required shall be made by the Building Official or a designated representative. (Ord. 7079 § 4, 2010; Ord. 6393 § 42, 1997; Ord. 5592 § 1, 1987)

Section 16.64.050 Use of traffic signal and railroad signal mitigation fees.

A special traffic signal and railroad crossing Improvement mitigation fee account is hereby established and all fees collected pursuant to Section 16.07.030 shall be deposited therein. Such funds shall be expended solely for the purchase and installation of traffic signals and railroad signals including crossing gates and other protective devices, and all costs associated with railroad crossing protection, including, but not limited to, planking, sidewalks and curbs and gutters. (Ord. 6393 § 42, 1997; Ord. 5592 § 1, 1987; Ord. 5313 § 1, 1985)

Section 16.64.060 Use of transportation impact fees.

A special transportation impact fee account is established and all fees collected pursuant to Section 16.07.040 shall be deposited therein. Such funds shall be expended solely for the construction of improvements on those streets or portions thereof as designated from time to time by the City Council in order to increase or improve the transportation capacity of such streets. (Ord. 6393 § 42, 1997; Ord. 5592 § 1, 1987; Ord. 5477 § 2, 1987; Ord. 5313 § 1, 1985)

Section 16.64.070 Appeals.

Any person aggrieved by the computation of fees pursuant to this chapter shall have the right to appeal to the Planning Commission in accordance with the appeal procedure set forth in Section 2.40.030 of this code. (Ord. 6462 § 21, 1999; Ord. 6393 § 42, 1997; Ord. 5592 § 1, 1987; Ord. 5313 § 1, 1985)