

**ORDINANCE NO. 451  
IMPACT FEE TABLE  
TITLE 7, CHAPTER 4, KOOTENAI COUNTY CODE**

AN ORDINANCE OF KOOTENAI COUNTY, IDAHO, A POLITICAL SUBDIVISION OF THE STATE OF IDAHO, RELATING TO DEVELOPMENT IMPACT FEES; ENACTING A TABLE FOR SHERIFF'S DEPARTMENT IMPACT FEES, JAIL IMPACT FEES, EMERGENCY MEDICAL SERVICE (EMS) SYSTEM IMPACT FEES, PARKS AND WATERWAYS IMPACT FEES, HIGHWAY IMPACT FEES, AND FIRE IMPACT FEES ON DEVELOPMENT BEGINNING ON JUNE 1, 2011; PROVIDING FOR SEVERABILITY; PROVIDING THAT ADOPTION OF THIS ORDINANCE SHALL HAVE NO EFFECT ON PROSECUTIONS MADE UNDER ANY PREVIOUSLY EFFECTIVE ORDINANCE; PROVIDING THAT KOOTENAI COUNTY ORDINANCE NO. 446, ADOPTED ON SEPTEMBER 9, 2010, SHALL CONTINUE IN FULL FORCE AND EFFECT; AND ESTABLISHING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF KOOTENAI COUNTY, IDAHO AS FOLLOWS:

**SECTION 1.** That Section 7-4-14, Kootenai County Code, be and the same is hereby added to read as follows:

**7-4-14: FEE TABLE:** Except as otherwise provided in section 7-4-5 of this chapter, the amount of each Development Impact Fee shall be as follows:

A. Kootenai County Development Impact Fees:

<b>Department</b>	<b>Maximum Allowable Fee (Full Cost Recovery Fee)</b>	<b>Adopted Development Impact Fee</b>
<i>Sheriff's Department</i>		
Residential	\$310.81 per Dwelling Unit	\$310.81 per Dwelling Unit
Non-Residential	\$0.14 per square foot	\$0.14 per square foot
<i>Jail</i>		
Residential	\$579.10 per Dwelling Unit	\$579.10 per Dwelling Unit
Non-Residential	\$0.27 per square foot	\$0.27 per square foot
<i>Emergency Medical Services System</i>		
Residential	\$16.30 per Dwelling Unit	\$16.30 per Dwelling Unit
Non-Residential	\$0.01 per square foot	\$0.01 per square foot
<i>Parks and Waterways</i>		
Residential	\$621.34 per Dwelling Unit	\$621.34 per Dwelling Unit
Non-Residential	None	None

B. Highway Development Impact Fees:

<b>Highway District</b>	<b>Maximum Allowable Fee (Full Cost Recovery Fee)</b>	<b>Adopted Development Impact Fee</b>
<i>East Side Highway District</i>		
Residential	\$1,813.92 per Dwelling Unit	\$1,813.92 per Dwelling Unit
Commercial	\$5.68 per square foot	\$5.68 per square foot
Industrial	\$1.71 per square foot	\$1.71 per square foot
<i>Post Falls Highway District</i>		
Residential	\$305.00 per Dwelling Unit	\$305.00 per Dwelling Unit
Commercial	\$0.95 per square foot	\$0.95 per square foot
Industrial	\$0.32 per square foot	\$0.32 per square foot
<i>Lakes Highway District</i>	Not participating	
<i>Worley Highway District</i>	Not participating	

C. Fire Development Impact Fees:

<b>Fire Protection District</b>	<b>Maximum Allowable Fee (Full Cost Recovery Fee)</b>	<b>Adopted Development Impact Fee</b>
<i>East Side Fire Protection District</i>		
Residential	\$833.00 per Dwelling Unit	\$833.00 per Dwelling Unit
Non-Residential	\$0.39 per square foot	\$0.39 per square foot
<i>Kootenai County Fire and Rescue</i>		
Residential	\$771 per Dwelling Unit	\$771 per Dwelling Unit
Non-Residential	\$0.37 per square foot	\$0.37 per square foot
<i>Mica-Kidd Island Fire Protection District</i>		
Residential	\$1,740.00 per Dwelling Unit	\$1,740.00 per Dwelling Unit
Non-Residential	\$0.82 per square foot	\$0.82 per square foot
<i>Northern Lakes Fire Protection District</i>		
Residential	\$1,343.90 per Dwelling Unit	\$1,343.90 per Dwelling Unit
Non-Residential	\$0.64 per square foot	\$0.64 per square foot
<i>Shoshone Fire Protection District #2</i>		
Residential	\$1,333.00 per Dwelling Unit	\$1,333.00 per Dwelling Unit
Non-Residential	\$0.63 per square foot	\$0.63 per square foot
<i>Spirit Lake Fire Protection District</i>		
Residential	\$2,254.00 per Dwelling Unit	\$2,254.00 per Dwelling Unit
Non-Residential	\$1.07 per square foot	\$1.07 per square foot

<b>Fire Protection District</b>	<b>Maximum Allowable Fee (Full Cost Recovery Fee)</b>	<b>Adopted Development Impact Fee</b>
<i>Timberlake Fire Protection District</i>		
Residential	\$2,377.19 per Dwelling Unit	\$2,377.19 per Dwelling Unit
Non-Residential	\$1.65 per square foot	\$1.65 per square foot
<i>Worley Fire Protection District</i>		
Residential	\$2,277.00 per Dwelling Unit	\$2,277.00 per Dwelling Unit
Non-Residential	\$1.08 per square foot	\$1.08 per square foot

- D. The Development Impact Fees set forth in this section shall be in effect from June 1, 2011 through December 31, 2011.
- E. On January 1, 2012 and on January 1 of each year thereafter in which Development Impact Fees are in effect, the amount of the Development Impact Fees shall be automatically adjusted to account for inflation increases in the cost of providing highway, fire, EMS, Sheriff's Department, jail, and parks and waterways Public Facilities to serve new growth and development, utilizing an inflation factor for building material from a reputable source such as McGraw Hill's Engineering News Record. Nothing herein shall prevent the County from electing to maintain then-existing highway, fire, EMS, Sheriff's Department, jail, and parks and waterways Development Impact Fees or from electing to waive the inflation adjustment for any given fiscal year. Any action to maintain then-existing Development Impact Fees or to waive or reduce an inflation adjustment shall be adopted by duly enacted resolution of the Board.
- F. Kootenai County shall charge an administrative fee for the collection, administration and disbursement of Impact Fees as set forth in the intergovernmental agreement between the County and each Highway District or Fire District then in effect.
- G. Disbursements of Impact Fees collected, less the County administrative fee, shall be forwarded to Highway Districts and Fire Districts in accordance with the terms of the intergovernmental agreement between the County and each Highway District or Fire District then in effect. No disbursement to a Highway District or Fire District shall be made until an intergovernmental agreement between the County and that Highway District or Fire District has been executed and is in effect.

**SECTION 2.** If any section, subsection, sentence, clause, phrase or portion of this Ordinance is, for any reason, held to be invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, independent provision and such holding shall not affect the validity of the remaining portions thereof.

**SECTION 3.** Neither the adoption of this Ordinance nor the repeal of any ordinance shall, in any manner, affect the prosecution for violation of such ordinance committed prior to the effective date of this Ordinance or be construed as a waiver of any license or penalty due under any such

ordinance or in any manner affect the validity of any action heretofore taken by the Kootenai County Board of Commissioners or the validity of any such action to be taken upon matters pending before the Kootenai County Board of Commissioners on the effective date of this Ordinance.

**SECTION 4.** Kootenai County Ordinance No. 446, adopted on September 9, 2010, shall continue in full force and effect on and after March 1, 2011.

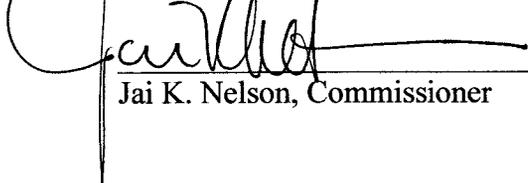
**SECTION 5.** This Ordinance shall take effect and be in full force from and after its passage, approval, and publication in the *Coeur d'Alene Press*.

ADOPTED this 17th day of March 2011

**KOOTENAI COUNTY  
BOARD OF COMMISSIONERS**

  
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W. Todd Tondee, Chairman

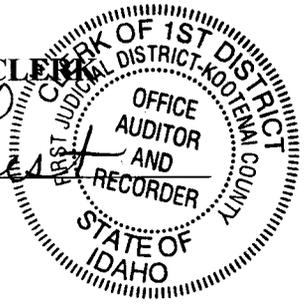
  
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Daniel H. Green, Commissioner

  
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Jai K. Nelson, Commissioner

*Date of Publication:* March 23, 2011

**ATTEST:  
CLIFFORD T. HAYES, CLERK**

By:   
\_\_\_\_\_  
Deputy Clerk



C: Building and Planning, Prosecuting Attorney (Civil and Criminal Divisions), Sterling Codifiers, All Fire Protection Districts (except Hauser and St. Maries Fire Protection Districts), Lakes Highway District, Post Falls Highway District, East Side Highway District, Kootenai County EMS System