

Nicasio School District

Since 1862

Board of Trustees

Elaine Doss, Board President ~ Daniel Ager, Trustee ~ Mark Burton, Trustee

Agenda Item # 6e

September 6, 2023

The Honorable Judge James Chou
Marin County Superior Court
P.O. Box 4988
San Rafael, CA 94913-4988

Pat Shepherd, Foreperson
Marin County Civil Grand Jury
3501 Civic Center Drive, Room #275
San Rafael, CA 94903

Dear Judge Chou and Foreperson Shepherd,

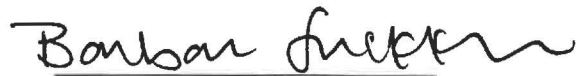
Attached please find the response requested by the 2022-2023 Marin County Civil Grand Jury from the Nicasio School District Board to recommendation (R4) and finding (F7) from the **Build More ADUs - An Rx to Increase Marin's Housing Supply** report.

Thank you for your continued interest in and support of our public schools and the health and wellness of our county's young people.

Sincerely,



Elaine Doss, President
Nicasio School Board of Trustees



Barbara Snekkevik
Nicasio School District Superintendent

RECOMMENDATION:

R4: By December 1, 2023, begin a feasibility assessment of waiving or significantly lowering impact and connection fees for units smaller than 750 square feet

Response: This recommendation is not applicable

This recommendation is not applicable to the Nicasio School District as the district does not assess nor collect development impact fees.

FINDINGS:

F7: Impact, connection, and capacity fees vary considerably throughout the County and such fees can be a disincentive to homeowners considering ADU development.

Response: I (we) *partially* disagree partially with the finding.

The Marin County Civil Grand Jury Report “Build more ADUs – An Rx to Increase Marin’s Housing Supply” builds a compelling case relative to the variability and associated uncertainty in fees faced by homeowners considering Accessory Dwelling Unit development. Nonetheless, we partially disagree with the finding as the report does not acknowledge that the government code cited as a basis for the report does not apply to public school districts.

In 1986, the California Legislature authorized school districts to levy school impact or developer fees on residential and commercial/industrial development for the purpose of funding the construction or reconstruction of school facilities. The basis of the school facilities legislation is the relationship between new development, and the impact on school districts to provide adequate school facilities for the student population new development generates. The authority for a school district’s assessment of developer fees is set forth in Education Code Section 17620, pursuant to Government Code 65995.