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# Congestion Mitigation Fee Feasibility Study Report

Planning and Programming Committee  
February 20, 2008



**Metro**

# Background

- In 2003 the Board directed us to explore the feasibility of implementing a congestion mitigation fee
- Throughout the Study period we have worked with the PAC, COGs, local jurisdictions, the development community and other stakeholders to obtain input
- The Board adopted a set of Guiding Principles in April 2007
- The Draft Congestion Mitigation Fee Feasibility Study Report was developed based on feedback and experience of others
- The Study Report was released for public comment on January 11, 2008.
  - Comments due by April 25, 2008

# ***Congestion Mitigation Fee Program Summary***

## ***Program Authority***

- **Congestion Mitigation Fee could be authorized by the Board as a local responsibility of the Congestion Management Program (CMP)**
- **If adopted by the Board, local jurisdictions would be responsible for adopting a fee through a local ordinance**

# ***Congestion Mitigation Fee Program Summary***

## ***Program Framework***

- One time fee applied to all types of new development
- Eligible projects would include capacity increasing improvements which benefit the regional system, including:
  - State Highway Improvements;
  - Improvements to the designated Regional Arterial System;
  - Transit Capital projects; and
  - Others to be determined on a case-by-case basis
- Proposes to establish a countywide minimum fee level
  - Local jurisdictions may choose to exceed minimum

# ***Congestion Mitigation Fee Program Summary***

## ***Program Framework (continued)***

- **Fee amount will be determined as part of final Board approval action**
- **Cities and county may pool funds for sub-regional or multi-jurisdictional projects**
- **We will work with the cities and County in developing project lists for inclusion in the Countywide Nexus Study**
- **Program retains current CMP Statutory exemptions**
- **Cities and county that have existing local fee programs that fund regionally significant projects as defined in the program guidelines receive dollar-for-dollar credit**

# ***Congestion Mitigation Fee Program Summary***

## ***Program Framework (continued)***

- **Cities and county may award credit to a developer for developer constructed projects**
- **Cities and county may combine mitigation fee dollars with other available funding sources to fully fund mitigation program projects**
- **Staff will annually determine local compliance with Congestion Mitigation Fee Program through existing CMP local conformance process**
- **Cities and county that do not implement the minimum fee are not eligible to participate in the Call for Projects and will be subject to loss of Section 2105 State Gas Tax revenues**

# ***Congestion Mitigation Fee Program Summary***

## **Next Steps**

<b>Jan 11 – Apr 25, 2008</b>	<b>Circulate Draft Study Report</b>
<b>Jun 2008</b>	<b>Final Study Report to Board</b>
<b>Jul 08 – Jan 09</b>	<b>Coordination with Local Jurisdictions on Forecasts and Project Selection</b>
<b>Feb 09</b>	<b>Forecasts and projects to the Board</b>
<b>Mar – Jun 09</b>	<b>Conduct Nexus Study</b>
<b>Jul 09</b>	<b>Present Nexus Study to the Board for Final Action for fee program approval</b>
<b>Aug 09 +</b>	<b>Local Implementation</b>