

<p style="text-align: center;"><u>Measure E</u></p> <p><u>Underlined text</u> indicates language Measure E added to the particular General Plan Policy.</p> <p>Strikethrough text indicates language Measure E deleted.</p>	<p style="text-align: center;"><u>COURT'S RULING</u></p>
<p>TC-Xa 1: Traffic from single family residential subdivision development projects of five or more <u>units or parcels</u> of land shall not result in, or worsen, Level of Service F (gridlock, stop-and-go) traffic congestion during weekday, peak-hour periods on any highway, road, interchange or intersection in the unincorporated areas of the county.</p>	<p>Denied petition; amendments upheld.</p>
<p>TC-Xa 2: The County shall not add any additional segments of U.S. Highway 50, or any other <u>highways and roads</u>, to the County's list of roads <u>from the original Table TC-2 of the 2004 General Plan</u> that are allowed to operate at Level of Service F without first getting the voters' approval or by a 4/5ths vote of the Board of Supervisors.</p>	<p>Denied petition; amendments upheld.</p>
<p>TC-Xa 3: Developer paid traffic impact fees combined with any other available funds shall fully pay for building <u>All necessary road capacity improvements shall be fully completed to prevent to fully offset and mitigate all direct and cumulative traffic impacts from new development from reaching Level of Service F during peak hours upon any highways, arterial roads and their intersections during weekday, peakhour periods in unincorporated areas of the county before any form of discretionary approval can be given to a project.</u></p>	<p>Granted petition; amendments struck down.</p>
<p>TC-Xa 4: <u>County tax revenues shall not be used in any way to pay for building road capacity improvements to offset traffic impacts from new development projects. Non-county tax sources of revenue, such as federal and state grants, may be used to fund road projects. Exceptions are allowed if county voters first give their approval.</u></p>	<p>Granted petition; amendments struck down.</p>
<p>TC-Xa 5: <u>The County shall not create an Infrastructure Financing District unless allowed by a 2/3rds majority vote of the people within that district.</u></p>	<p>Denied petition; amendments upheld.</p>
<p>TC-Xa 6: <u>Mitigation fees and assessments collected for infrastructure shall be applied to the geographic zone from which they were originated and may be applied to existing roads for maintenance and improvement projects.</u></p>	<p>Granted petition; amendments struck down.</p>
<p>TC-Xa 7: <u>Before giving approval of any kind to a residential development project of five or more units or parcels of land, the County shall make a finding that the project complies with the policies above. If this finding cannot be made, then the County shall not approve the project in order to protect the public's health and safety as provided by state law to assure that safe and adequate roads and highways are in place as such development occurs.</u></p>	<p>Denied petition; amendments upheld.</p>
<p>Policy TC-Xf: At the time of approval of a tentative map for a single family</p>	<p>Granted petition;</p>

<p>residential subdivision of five or more parcels that worsens (defined as a project that triggers Policy TC-Xe [A] or [B] or [C]) traffic on the County road system, the County shall do one of the following: (1) condition the project to construct all road improvements necessary to maintain or attain Level of Service standards detailed in this Transportation and Circulation Element based on existing traffic plus traffic generated from the development plus forecasted traffic growth at 10-years from project submittal; or (2) ensure the commencement of construction of the necessary road improvements are included in the County's 10-year CIP. For all other discretionary projects that worsen (defined as a project that triggers Policy TC-Xe [A] or [B] or [C]) traffic on the County road system, the County shall do one of the following: (1) condition the project to construct all road improvements necessary to maintain or attain Level of Service standards detailed in this Transportation and Circulation Element; or (2) ensure the construction of the necessary road improvements are included in the County's 20-year CIP.</p>	<p>amendments struck down.</p>
<p>Policy TC-Xg: Each development project shall dedicate right-of-way, <i>design*</i> and construct or fund any improvements necessary to mitigate the effects of traffic from the project. The County shall require an analysis of impacts of traffic from the development project, including impacts from truck traffic, and require dedication of needed right-of-way and construction of road facilities as a condition of the development. For road improvements that provide significant benefit to other development, the County may allow a project to fund its fair share of improvement costs through traffic impact fees or receive reimbursement from impact fees for construction of improvements beyond the project's fair share. The amount and timing of reimbursements shall be determined by the County.</p>	<p>Denied petition; amendments upheld.</p>
<p>Implementation Statement 1: This measure is not applicable within the jurisdictions of the Tahoe Regional Planning Agency and the City of Placerville.</p>	<p>Denied petition; amendments upheld.</p>
<p>Implementation Statement 2: This measure shall take effect upon certification of election results.</p>	<p>Denied petition; amendments upheld.</p>
<p>Implementation Statement 3: All 2004 General Plan Traffic Impact Mitigation Fees for all projects shall be paid at the building permit stage.</p>	<p>Denied petition; amendments upheld.</p>
<p>Implementation Statement 4: No Traffic mitigation fee shall be required for remodeling of existing residential units including adding a second kitchen, shower or bath in the house or garage that were built pursuant to a valid building permit from the County of El Dorado.</p>	<p>Denied petition; amendments upheld.</p>
<p>Implementation Statement 5: Tenant Improvements of existing buildings shall receive T.I.M. fee credit for prior use, unless the new use is less impacting, then there shall be no fee required.</p>	<p>Denied petition; amendments upheld.</p>
<p>Implementation Statement 6: Mobile homes on permanent foundation shall be</p>	<p>Denied petition;</p>

subject to the single-family residential fee.	amendments upheld.
Implementation Statement 7: Second dwelling as defined under County Code Chapter 17.15.030* shall be subject to the multi-family fee.	Denied petition; amendments upheld.
Implementation Statement 8: LOS traffic levels on Highway 50 on-off ramps and road segments shall be determined by Caltrans and fully accepted by the County for traffic planning purposes.	Granted petition; implementation statement struck down.
Implementation Statement 9: If any provision of this measure is for any reason held to be invalid, the remaining provisions shall remain in full force and effect.	Denied petition; amendments upheld.