

- (3) DETERMINE SCHOOL CAPACITY STANDARDS;
- (4) DETERMINE THE STUDENT YIELD FACTORS FOR SCHOOLS AT VARIOUS LEVELS;
- (5) ESTABLISH CATEGORIES OF DEVELOPMENTS THAT WILL BE EXEMPT FROM THE APPLICATION OF THE ORDINANCE;
- (6) ESTABLISH FORMULAS FOR MEASURING AVAILABLE CAPACITY OF PUBLIC FACILITIES;
- (7) DETERMINE THE ADEQUACY OF PUBLIC FACILITIES IN AREAS AFFECTED BY NEW DEVELOPMENTS IN THE DEVELOPMENT PLAN REVIEW PROCESS;
- (8) ENTER INTO AGREEMENTS WITH DEVELOPERS PROVIDING FOR THE PAYMENT OF MONETARY COMPENSATION TO ADDRESS INADEQUACIES IN PUBLIC FACILITIES CAUSED BY PROPOSED DEVELOPMENTS AS A PART OF THE DEVELOPMENT PLAN APPROVAL PROCESS;
- (9) DETERMINE THE VALUE OF IN-KIND CONTRIBUTIONS OF EQUIVALENT VALUE SUCH AS REAL ESTATE;
- (10) ~~FORFEIT~~ REQUIRE FORFEITURE OF CONTRIBUTIONS 3 YEARS AFTER FINAL PLAT APPROVAL;
- (11) ESTABLISH AN APPEAL PROCESS FOR DECISIONS MADE UNDER THE ORDINANCE;
- (12) LIMIT THE NUMBER OF BUILDING PERMITS IN ANY SCHOOL DISTRICT; AND
- (13) LIMIT THE NUMBER OF RESIDENTIAL BUILDING LOTS APPROVED FOR DEVELOPMENT ON AN ANNUAL BASIS.

(E) THE ORDINANCE UNDER SUBSECTION (D) OF THIS SECTION MAY AUTHORIZE THE COUNTY COMMISSIONERS TO IMPOSE CIVIL FINES AND PENALTIES FOR ANY VIOLATION OF THE ORDINANCE.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act does not apply to any development or proposed development in Washington County with respect to which a preliminary plat was formally approved prior to July 1, 2003.

SECTION 2. 3. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2004.

Approved May 11, 2004.