

11-24-92 CAB
DATE: November 17, 1992
AGENDA ITEM NO. ~~CAB~~

MARIPOSA COUNTY
BOARD OF SUPERVISORS

AGENDA
ACTION FORM

DATE: November 17, 1992
AGENDA ITEM NO. ~~CAB~~

DEPT.: COUNTY COUNSEL

BY: JEFFREY G. GREEN

PHONE: 966-3625

RECOMMENDED ACTION AND JUSTIFICATION:

(Policy Item: Yes ___ No x)

1) ~~Waive first reading and introduce ordinance~~ Waive second reading and adopt ordinance attached hereto which amends section 15.11.020 entitled "State Fire Marshal service fees" of the County Code. These fees were not included in the Master Fee Schedule, which was recently adopted by Resolution of the Board, as they are listed in the Code and must be adopted by Ordinance. Removing the fees from this section of the Code and incorporating them in the Master Fee Schedule will facilitate the adoption of future amendments to the State Fire Marshal fees.

92-604

2) Pass and adopt this Resolution amending the Master Fee Schedule by adding the State Fire Marshal service fees attached hereto. All departmental fees, including the State Fire Marshal fees collected by the Planning/Building Department, need to be incorporated in the Master Fee Schedule.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

On October 6, 1992, the Board adopted Resolution No. 92-524 which adopted a Master Fee Schedule that included fees and charges for services performed by County Departments.

LIST ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

Do not adopt this Resolution nor the ordinance. The adoption of future amendments to the State Fire Marshal fees would continue as in the past.

COST: () Not Applicable

- A. Budgeted current FY \$ _____
- B. Total anticipated costs \$ _____
- C. Required add'l funding \$ _____
- D. Internal Transfers \$ _____

SPECIAL INSTRUCTIONS:

List the attachments and number the pages consecutively:

Ordinance
State Fire Marshal Fee Schedule

SOURCE: () 4/5ths Vote Required

- A. Unanticipated revenues \$ _____
- C. Reserve for cntngncies \$ _____
- D. Source Description: _____

Balance in Reserve for Contingencies, if approved: \$ _____

CLERK'S USE ONLY:

Res. No.: 92-604 Ord. No.: 841
 Vote: Ayes: 5 Noes: _____
 Absent: _____ Abstained: _____
 Approved () Denied
 () Minute Order Attached
 () No Action Necessary

ADMINISTRATIVE OFFICER'S

RECOMMENDATION:

- This item on agenda as:
- Recommended
- Not Recommended
- For Policy Determination
- Submitted with Comment
- Returned for Further Action

The foregoing instrument is a correct copy of the original on file in this office.

DATE: _____

Comment: _____

MARIPOSA COUNTY ORDINANCE NO. 841

**AN ORDINANCE AMENDING SECTION 15.11.020
ENTITLED "STATE FIRE MARSHAL SERVICES FEES"**

WHEREAS, a Master Fee Schedule was recently adopted by Resolution of the Board of Supervisors which included fees and charges for services performed by County Departments, pursuant to an amendment to the statute permitting such action, and

WHEREAS, the State Fire Marshal fees, which are collected by the Planning/Building Department, were not included in the Master Fee Schedule in that those fees are outlined in Title 15 of the County Code and must be adopted by Ordinance, and

WHEREAS, the Board of Supervisors desires to establish a conformed fee schedule by amending that section of Title 15 which pertains to the State Fire Marshal fees so that future amendments to these fees are simplified allowing adoption by Resolution;

NOW, THEREFORE, the Board of Supervisors of Mariposa County, a political subdivision of the State of California, does ordain as follows:

SECTION I: Section 15.11.020 entitled "State fire marshal services fees" of Chapter 15.11 entitled "Permit Fees" shall be amended in its entirety to read as follows:

15.11.020 State fire marshal services fees.

The county has entered into an agreement with the state fire marshal's office to provide timely inspections for commercial and industrial projects based upon service fees, and the costs incurred for these services shall be collected from the developer as "state fire marshal service fees" in an amount prescribed by resolution of the board of supervisors adopted from time to time.

The planning and building department shall be responsible for the collection and reimbursement of any funds."

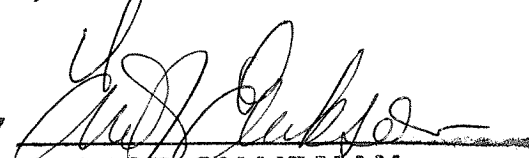
SECTION II: This ordinance shall become effective thirty (30) days from the date of final passage, pursuant to California Government Code Section 25123.

"State Fire Marshal Fees" Ordinance

PASSED AND ADOPTED this 24th day of November, 1992 by the Board of Supervisors of Mariposa County by the following vote:

AYES: BAGGETT, PUNTE, ERICKSON, RADANOVICH
NOES: NONE
ABSENT: TABER
ABSTAINED: NONE


BY



VICE CHAIRMAN

SALLY S. PUNTE, Chairperson
Board of Supervisors

ATTEST:


MARGIE WILLIAMS
Clerk of the Board

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:


JEFFREY G. GREEN
County Counsel

**PLANNING/BUILDING DEPARTMENT
STATE FIRE MARSHAL SERVICE FEES**

<u>ACTIVITY</u>	<u>FEE</u>
Inspection services for industrial or commercial projects	Hourly rate established by agreement with State Fire Marshal plus 10% administrative fee
Filing of completed building permit application (billed against developer by County at the above rate)	\$500 deposit

If the final inspection fees are less than \$500, the applicant receives a refund of the original deposit or the applicant may request that the balance apply to other permit fees.

If the final inspection fees exceed \$500, the applicant shall pay the balance due and owing to the County at the hourly rate established by agreement, before a certificate of occupancy is issued by the County.