

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS
ACTION AGENDA SUMMARY

DEPT: Department of Environmental Resources *GA*

BOARD AGENDA # *B-10(c)

Urgent

Routine

AGENDA DATE March 25, 2008

CEO Concurs with Recommendation YES NO

4/5 Vote Required YES NO

(Information Attached)

SUBJECT:

Approval to Set a Public Hearing on April 22, 2008, at 9:15 a.m., to Introduce and Waive the First Reading of an Ordinance to Establish New Fees and Amend Existing Fees of the Department of Environmental Resources

STAFF RECOMMENDATIONS:

Set a public hearing on April 22, 2008, at 9:15 a.m., to introduce and waive the first reading of an Ordinance to establish new fees and amend existing fees of the Department of Environmental Resources.

FISCAL IMPACT:

If the proposed fee adjustments are approved, the increase in revenues for the Department of Environmental Resources is estimated to be \$299,026. The increase in revenues for the individual programs are the following estimated amounts: Food Program, \$68,074; Recreational Health Program, \$2,602; Water Program, \$72; Liquid Waste Program, \$5,676; Land Use Program, \$6,039; Hazardous Waste Generator Program, \$11,037; Small Business Program, \$5,483; Medical Waste Program, \$2,541; Underground Storage Tank Program, \$13,232;

BOARD ACTION AS FOLLOWS:

No. 2008-216

On motion of Supervisor Monteith, Seconded by Supervisor DeMartini

and approved by the following vote,

Ayes: Supervisors: Grover, Monteith, DeMartini, and Chairman Mayfield

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: O'Brien

1) Approved as recommended

2) Denied

3) Approved as amended

4) Other:

MOTION:

THIS ITEM WAS REMOVED FROM THE CONSENT CALENDAR AND PLACED ON NON-CONSENT FOR DISCUSSION AND CONSIDERATION

Christine Ferraro

ATTEST: CHRISTINE FERRARO TALLMAN, Clerk

File No. ORD-55-G-9

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FISCAL IMPACT (Cont'd):

Household Hazardous Waste Disclosure Program, \$17,699; Milk and Dairy Program, \$51,481; and the Landfill Enterprise Fund, \$115,090.

DISCUSSION:

The Department charges fees for services it provides in the program areas of Environmental Health, Solid Waste, Hazardous Materials, Milk and Dairy, Landfill, and Code Enforcement. Revenue generated by the fees is used to pay the costs of running the programs. State Realignment and County Match funding help offset these costs that are not recovered through fees.

Annually, in preparation for the Proposed Budget, the Department of Environmental Resources (Department) evaluates the cost of services provided and the fees associated with programs administered. This process includes the consideration of new or additional fees, where appropriate, as well as modifications to existing fees in order to cover the cost of County services. The Department's fees were last increased in 2006, except for the tipping fee, which has been in place since 1998. Fees and revenues were reviewed in 2007, and it was determined that a fee adjustment was not necessary at that time.

The Department continues to experience increases in program costs such as salaries and benefits, gas and utilities, and charges from support services. These program costs continue to exceed revenues. As discussed in previous years, the increased regulatory requirements imposed on the Department also add to the costs of doing business. In the case of the Landfill Division, difficulties in handling particular waste type categories have increased costs as well, the specifics of which will be discussed later within the Landfill Division section of this report.

While the external costs of doing business are increasing, the Department continues to evaluate their processes to develop and implement more efficient business practices and improvements. The adoption of the Customer Relations Management (CRM) database allows customers to make on-line inquiries and track complaints 24 hours a day. It enables staff to communicate through email, which reduces the amount of time previously spent returning phone calls or assisting walk-in customers. Staff is able to utilize the time researching and processing complaints, resulting in increased efficiency.

In the Landfill Division, manual surveying has been replaced with a laser leveling system, and daily cover (dirt) has been eliminated by using a tarp system, which saves

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valuable landfill space. Each of these changes reduces staff time as well and has resulted in cost savings. These changes, coupled with savings from vacancies that occurred due to employee turnover, allowed the Department to operate within its budget during Fiscal Year 2007-2008. Despite these efficiencies and savings, however, projections show that without fee increases the Department budget will be operating in a deficit in Fiscal Year 2008-2009. If the proposed fee adjustments are not approved, the level of service that the Department delivers will be impacted. An assessment would be made of the programs and their associated services and consideration would be given to those programs that could be returned to State agencies for oversight. As opportunities arise, Department staff aggressively pursue grant funding for Environmental Health, Hazardous Materials, Solid Waste and Code Enforcement.

California State law specifies that fees for services cannot exceed the costs of providing the services. Department staff reviewed program revenues and costs and have prepared proposals for fee increases and the establishment of new fees. The total cost is determined by the number of hours necessary to implement the programs. The proposed fee adjustments will help to close the gap between program costs and revenues.

In developing the proposed fees, consideration was given to the comments made since the April 4, 2006, fee adjustment. As a result, the Category 3 food facility definition has been expanded to include very small facilities of 150 square feet or less that have limited food preparation, such as small espresso shops. The request to increase the discounts for better operators has also been considered and incorporated in the proposed reduced fee incentive programs for food and water programs. In addition, the request to increase the fees for the operators that are problematic has been addressed in the proposed fee increase for food facilities operating without a valid permit.

These proposals have been discussed with the public and industry representatives through two workshops held by the Department on March 4, 2008 (Exhibit A). The information about the workshops was disseminated through a mass mail-out to all parties affected or potentially affected by the fees. Department staff reviewed the proposed changes and solicited input from representatives of the Milk and Dairy, Hazardous Materials, Environmental Health and Landfill programs.

A variety of opinions were expressed regarding the proposed fee increases, which included suggestions that the proposed 5.5 percent increase in well permits was too low and a fee reduction request for non-profit businesses that operate on a part-time basis. Attendees voiced concerns about their increasing operating costs yet acknowledged the

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Department's efforts in working toward an equitable solution. The proposed fee schedule is attached (Exhibit B).

The programs provided by the Department support and implement the Board's priorities of ensuring a safe community, a healthy community, a well-planned infrastructure system, and efficient delivery of public services. These programs include, but are not limited to, the following:

ENVIRONMENTAL HEALTH (EH)

- Food Program
- Recreational Health Program
- Water Program
- Liquid Waste Program
- Land Use Program

Fee increases and/or adjustments are being proposed for all of the above programs. Projected costs to run these programs total \$3,179,232. Revenues generated by existing fees for these programs will be about \$2,082,839. Therefore, the projected deficit is \$1,096,393. Revenues for EH programs would increase by the following estimated amounts from proposed fee adjustments:

PROGRAM	FEE INCREASE
Food	\$68,074
Recreational Health	\$2,602
Water	\$72
Liquid Waste	\$5,676
Land Use	\$6,039
Total revenues estimate	\$82,463

FOOD PROGRAM

EH has regulatory responsibility over 2,300 facilities that serve food to the public. These facilities include restaurants, markets, bars, bakeries, bed & breakfasts, cafeterias, food vehicles, swap meets, farmers markets, and temporary food facilities. Oversight for these facilities include food borne illness investigations, responding to and addressing complaints, plan reviews for new construction and remodels, routine inspections, annual permit inspections, consultations, construction inspections, follow-ups, legal action/enforcement and providing education to industry and the public.

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Prior to 2003, fees for food facilities were based on the size of the facility. Restaurant and bakery fees were based on seating capacity and market fees were based on square footage. In 2003, the Department changed the way fees are charged in this program, instead basing them on the risk and type of food operation. Certain facilities have more complex menus and multi-step food processes that present an increase in food borne illness risk factors. Consequently, staff spend more time at these types of facilities. Therefore, the fees for these multi-step facilities are higher than those facilities with more simple food menus and less food preparation steps.

The following year, the Department adjusted the fees once again to include size (square footage and seating capacity) as a factor in establishing fees. This adjustment was in response to feedback received from the food industry. In 2004, with the Board's approval, the fee schedule in the Food Program was restructured to include both the size of the facility and the risk type of food operation as factors in the fees, making it more equitable.

Also in 2003, the Department introduced a Reduced Fee Incentive Program whereby food facility operators could qualify for a reduction of fees provided they met certain food safety and sanitation criteria, such as zero critical violations and no more than three minor violations in a 24-month period. Critical violations are those that require a reinspection and minor violations are those that do not pose an imminent public health risk, but do warrant correction. The proposed Reduced Fee Incentive Program fees allow all operators of food facilities that qualify to take full advantage of the discounts.

An adjustment to the Swap Meet Prepackaged Food Stand category is proposed that will better reflect the amount of time spent in registering these vendors and encourage those operating at multiple sites to identify themselves. To be consistent with the other food reduced fee incentive programs, an adjustment has been made in the proposed fee for the Swap Meet Operator Reduced Fee Incentive Program, which reflects the same 25% reduction as other food incentive programs.

The California Uniform Retail Food Facilities Law, which governs food facilities, has been changed and is now the California Retail Food Code. The new code addresses hazard analysis critical control point plans, which can be reviewed by the enforcement agency. It also requires mobile food facilities to submit plans for review. Fees have been established to recover the cost of reviewing such plans.

On occasion, it is necessary to close a food facility to protect the public's health and safety. Staff makes every effort to accommodate a request for reopening the facility once the violations have been corrected. Typically it is necessary for staff to return to

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the field for this procedure. It has been determined that these calls take a minimum of two hours, so the fee for reopening following a Department closure has been adjusted to reflect this. The fee for operating without a valid permit has been increased to defray the cost associated with investigating illegal operators and bringing them into compliance.

Over the last 12 months, from February 2007 to February 2008, EH has conducted 3,050 inspections of food facilities, 1,069 reinspections, and 181 complaint inspections, some of which were related to alleged food borne illnesses. Also, 125 plans for food facilities construction and /or remodeling have been submitted and reviewed.

If the proposed fee adjustments are approved, the fees in the food program will increase approximately 5.5% and will help close the gap between program costs and revenues.

RECREATIONAL HEALTH

EH also has oversight of 449 public swimming pools and spas. Most of the pools are open only during the warmer months of the year. This compresses the time during which pools are used and inspected to approximately five months of the year. In addition to performing routine inspections of the public pools, EH conducts inspections in response to complaints. Staff reviews plans of public swimming pools for compliance with State construction standards. If the proposed fees are increased 5.5%, the gap between program costs and revenues will be reduced.

Over the last 12 months, EH conducted 608 routine inspections of public swimming pools, some of which are multiple pools at a single site, 166 reinspections, and responded to 8 complaints regarding public swimming pools.

WATER PROGRAM

As part of the Local Primacy Agreement in 1993, the State Department of Health Services (DHS) delegated the regulatory oversight of the small public water systems to EH, of which there are currently 180. These water systems require constant monitoring for various contaminants and their acceptable levels. Since 1993, DHS has increased the number of potential contaminants that must be monitored. State mandated reporting requirements have resulted in a 25% increase in staff time.

In addition to the public water systems, EH is responsible for inspecting the installation of wells in the unincorporated area of Stanislaus County. The time involved in this process varies, depending on circumstances beyond the inspector's control, such as

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equipment breakdown and environmental variables. These factors have been taken into consideration in establishing the fees for well construction.

The current fee schedule is patterned after the fee structure outlined in the Health and Safety Code, which was developed considering the size of the system by the number of connections it has and the population it serves. The premise for the fee structure was that the larger systems require more time than smaller systems, thus larger systems would pay a higher fee. Through time, there have been changes in science, technology, and treatment as well as regulatory requirements and State Department of Public Health requirements made of Local Primacy Agencies. The current fee structure is outdated and does not distribute the cost to administer the program fairly. The proposed fee structure will more appropriately recover cost where time is actually spent. Although there are significant changes made to the small water system fees, whereby some water system fees will increase and other water system fees will decrease, the total increase in fees for the water program is less than 1%.

The water system types are delineated in the water codes, with the most stringent requirements made of the community water systems (CWS), fewer requirements made of the non-transient non-community water systems (NTNCWS), even fewer requirements of the transient non-community water systems (TNCWS), and the fewest requirements of the State small water systems (SS).

While maintaining these water system types and identifying where the time is spent in this program, it was logical that a single source system takes less time than a multiple source system, in that each source has monitoring requirements resulting in samples taken, submitted, analyzed, responded to and entered into the database. Thus, each water system type was divided into single source and multiple sources. In addition, recognizing that water systems with treatment take more time than systems without treatment, the next natural delineation was treatment or no treatment. Finally, staff has to spend a great deal of time monitoring, communicating, and tracking and often times conducting enforcement activity on water systems with violations, so systems with violations became the last criteria. In contrast, so as to reward those water systems that save staff time because they do not have violations and are under direct supervision of a certified distribution operator, a fee incentive has been created with a reduced fee for these water systems. Coupled with the criteria of this fee incentive, is an additional fee reduction for water systems that also use laboratories that report bacteriological sampling results online which saves staff time (Exhibit C).

The last change in the fee structure for the water program is nomenclature. The California Retail Food Code has replaced the California Uniform Retail Food Facilities

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Law (CURFFL). Therefore, the CURFFL Water Systems will be replaced with Food Code Water Systems.

Over the last 12 months, EH staff has spent over 900 hours conducting 97 inspections of the 180 small water systems (which exceeded the required frequency level), 20 reinspections, and responded to 42 complaints. Over 1,600 hours have been spent providing customer service through consultations, evaluations, responding to questions, giving guidance, working through violations, monitoring and tracking lab sample submittals, file review, and data management.

In addition to the public water systems, EH is responsible for inspecting the installation of drinking water wells in the unincorporated area of Stanislaus County. In the last 12 months, out of the 240 well permits issued, 194 wells have been installed and inspected and 633 staff hours were spent on these well inspections.

LIQUID WASTE

The proposed fee increases for the Liquid Waste Program are to recover costs incurred for the inspection of septic pumper trucks and construction/destruction of onsite wastewater treatment systems. If the proposed fees are increased 5.5%, the gap between program costs and revenues will be reduced.

Advancements have been made in onsite wastewater treatment, which improves the quality of the effluent prior to distribution into the leach field. Existing wastewater systems are being modified with these advanced technologies. A new fee in the Liquid Waste Program is being proposed to allow cost recovery for inspections of these modifications to existing onsite wastewater systems. Over the last 12 months, EH has conducted 633 construction/destruction inspections of onsite wastewater treatment systems.

LAND USE

EH has a shared responsibility with the Departments of Planning and Community Development, Public Works and Stanislaus Consolidated Fire Protection District in reviewing applications and plans for various permits and approvals, including building permits, parcel maps, lot line adjustments, use permits, subdivisions, and environmental impact reviews. The proposed adjustments to the fees are a closer approximation to the actual cost to the Department for services rendered. Currently, subdivision/project road improvement plans are being forwarded by Public Works to this Department for review. The cost incurred through this process has not been recovered to date. The

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new fee for Subdivision/Project Road Improvement Plan Review will capture revenue to cover the cost of reviewing these plans. The new fee will be established at \$50.00. Over the last 12 months, the processes listed above have required 2,290 staff hours.

Solid Waste

In 2003, a fee was instituted for the Bulky Waste Collection Program located in Oakdale to defray a portion of the expenses. While the current fee is only \$10.00, experience with a fee at this facility suggests that to increase this fee will cause an additional decrease in participation. Therefore, no fee adjustment for the Solid Waste Program is being proposed at this time. The estimated program expense for 2007-2008 is \$117,633, and revenues are estimated to be \$9,500 for that same period. Consequently, the Department subsidy for 2007-2008 is about \$108,133.

Hazardous Materials

- Underground Storage Tank Program
- Medical Waste Program
- Hazardous Material Disclosure Program
- Household Hazardous Waste
- Farm Disclosure Program
- Tiered Permitting Program
- Conditionally Exempt Small Quantity Generator Program
- Hazardous Waste Generator Program

In the Hazardous Materials Division, the Department is proposing 5.5 percent fee increases in the Underground Storage Tank, Medical Waste, Conditionally Exempt Small Quantity Generator, Hazardous Material Disclosure, Tiered Permitting and the Hazardous Waste Generator Programs. The projected costs to run these programs are \$854,819. Revenues generated by existing fees for these programs will be about \$745,799. Therefore, the projected deficit is \$109,020. Revenues would be increased for the programs by the following estimated amounts if fees were adjusted as requested: Hazardous Waste Generators Program, \$11,037; Conditionally Exempt Small Quantity Generator Program, \$5,483; Medical Waste Program, \$2,541; Underground Storage Tank Program, \$13,232; and Household Hazardous Waste Disclosure Program, \$17,699. The total of this revenue is estimated to be \$49,992. The remaining deficit \$59,028 will be funded by the department fund balance.

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Underground Storage Tank (UST) Program

The Board last amended the current UST Program fees in 2006. Regulatory requirement changes, such as designated operator certification as well as inspector certification, approval and oversight of Enhanced Vapor Recovery systems, and enhanced leak detection requirements, have increased staff time within the program. In addition, the more stringent construction standards set in place by the State have increased the demand of UST staff time in the program. The proposed fees reflect a 5.5% increase and would produce additional estimated revenue of \$13,232 for this program.

Medical Waste Program

The program staff regulates healthcare facilities, companies and private citizens that produce, treat, transport or dispose of infectious medical waste. Medical waste consists of sharps (needles & syringes), bloodied materials, bandages, and other items contaminated by body fluids. In 2006, Medical Waste Program fees were adjusted and approved by the Board of Supervisors. The proposed increase in fees of 5.5% would produce additional estimated revenue of \$2,541.

Conditionally Exempt Small Quantity Generator Program (CESQG)

The CESQG Program allows small businesses that generate hazardous waste and meets certain criteria to bring this waste to the Household Hazardous Waste Collection Facility for disposal. The Board first authorized a fee for this service in 2003 and approved the existing fees in 2006. The proposed fee adjustments for the CESQG Program will help recover additional cost incurred by the Department for hazardous waste disposal and help offset some staff costs.

The Department believes the proposed fee adjustments would not cause an increase of illegal dumping of hazardous materials. The companies that use the small business services know that State laws require them to handle, store and dispose of their electronic and hazardous wastes properly. In addition to wanting to be good business citizens, they know the severity of the law should they be caught illegally dumping hazardous wastes. The proposed fees would produce additional estimated revenue of \$5,483 for this program and represent a 5.5% increase.

Hazardous Waste Generator Program

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The Board approved the existing Hazardous Waste Generator Program fees in 2006. The new proposed fees will help offset the additional cost incurred by the Department for the operation of the program. The proposed fees would produce additional estimated revenue of \$11,037 for this program and represent a 5.5% increase.

Household Hazardous Waste Disclosure Program

The Board approved the existing Household Hazardous Waste Disclosure Program fees in 2004. The new proposed fees will help offset the additional cost incurred by the Department for the operation of the program. The proposed increase in fees will produce additional estimated revenue of \$17,699 for this program and represent a 5.5% increase.

Milk and Dairy

- Grade A and B Dairies Inspection Programs
- Grade A and B Goat Dairies Inspection Programs

In 2005, the Board approved the existing fees for the Milk and Dairy Program. The proposed fees would provide an estimated 9% increase and approximately \$51,481 in revenue, which will bring the Milk and Dairy Program within one percent (1%) of budget. The Department has a long history of working with producers to be the best dairy county in California.

Landfill

The Fink Road Landfill is an enterprise fund that is fully funded through the collection of tipping fees. The Board of Supervisors receives its authority for collecting disposal fees from Government Code Section 25823. Capital improvement costs are incorporated into the tipping fee calculations and the Department is proposing fee adjustments in two waste categories: hard-to-handle and special waste.

Prior to the year 2002, the Fink Road Landfill maintained in its rate structure a separate and higher disposal fee for materials that were considered hard-to-handle or required special handling. Materials in these categories include but are not limited to the following: tree stumps/logs, non-friable asbestos-containing waste, mobile homes/trailers, boats and treated wood waste.

The types of extra or “special” handling that these materials require are: needing to digress from a typical day’s operation to prepare a special area (hole) for materials to be deposited into directly, immediately needing to cover the waste rather than waiting until the end of the day, taking extra care when dealing with items that could become wrapped around or cause damage to equipment during handling, and needing to crush the material using heavy equipment in order to make it manageable.

In November 2001, the Board lowered the tipping fee at the Waste-to-Energy (WTE) facility; an effort that was made possible due to higher than expected energy revenues. At that same time, the tipping fee was also lowered at the Landfill because there was a strong desire to keep the tipping fee at a rate equal to or higher than the tipping fee at the WTE facility as an incentive to keep waste that was more acceptable for burning out of the Landfill. For simplicity in the Landfill’s rate structure, the hard-to-handle and special waste fees were also eliminated at that time making all general waste coming in to the Landfill charged at a flat fee of \$30 per ton.

In the summer of 2006, the valley experienced a severe heat wave that lasted for an extended period. The extreme heat significantly increased animal mortality during that period and the local rendering facilities were unable to keep up with the demand for their services. With a lack of places for the dead animals to go, land filling became the best option.

At that time, in order to accept the dead animals, a variance from the California Integrated Waste Management Board was obtained, however, it seemed that only Stanislaus County took this proactive step. Consequently, the Fink Road Landfill became the summer’s unintended disposal site for truckloads of large dead animals and poultry for the entire San Joaquin Valley, taking in approximately 4,600 tons over a fairly short period of time. This figure amounts to 60% of the total tonnage of hard-to-handle and special wastes processed for all of 2006. This placed a significant burden upon Landfill staff and the operation as a whole. In addition, staff also learned that rendering facilities may have profited from this simply by transporting the dead animals to the Landfill because their removal fee was considerably higher than the County’s disposal fee.

At this time, it seems prudent for Stanislaus County to reinstate a separate and higher fee for hard-to-handle and special wastes in order to recover its costs. The costs to manage these categories of wastes are nearly four times that of normal refuse; hence the proposed increase from \$30 per ton to \$100 per ton so as to eliminate the deficit.

Revenues generated by these two waste categories in the year 2007 were \$49,324 (1,644.14 tons x \$30/ton). Processing the waste in these categories, however, requires nearly four times more staff time. Charging only \$30/ton resulted in a loss of \$115,090 for the year. It is recommended that the tipping fee for these two waste categories be increased to \$100 per ton. The total estimated revenue (annualized) for the coming year based upon the 1,644 tons disposed in 2007, at the proposed \$100/ton fee would be \$164,414, allowing the department to recover program costs.

Staff is recommending that the fee structure be set such that all large/bulky items, and in particular, truckloads of hard-to-handle or special wastes be singled out from small loads (5 or fewer) of dead animals. In these cases, staff is recommending a fee of \$30 each for large dead animals and \$10 each for small dead animals.

Code Enforcement

- Nuisance Abatement Program
- Mobile Home Park Enforcement Program
- Enforcement of No-Smoking Regulations
- Graffiti Abatement
- Abandon Vehicle Abatement
- Zoning Enforcement

Code Enforcement will continue striving to make communities safe and healthy through the removal of blight, and/or pursuit of any other non-permitted activity that negatively impacts the quality of life in Stanislaus County. At this time, program revenue is sufficient to support the current service level and no fee adjustments are proposed in the Code Enforcement Program.

PUBLIC HEARING

Prior to levying a new fee or increasing an existing fee, the County is required by Government Code Section 54985 *et seq.*, to hold a scheduled public hearing as part of a regularly scheduled meeting of the local agency. If the public hearing is set for April 22, 2008, as recommended, Department staff will bring the recommended new fees and adjustments as specified in Exhibit "B" to the Board of Supervisors for consideration and approval.

ADOPTION OF FEE INCREASES

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The Department would be able to perform inspections at a frequency that would protect health and safety and meet our legal mandates if the fees are adopted. The additional revenue is expected to enhance the Department's mission of ensuring a safe and healthy community.

REJECTION OF FEE INCREASES

The Department would not be able to maintain the existing level of service, and programs would be negatively impacted if the fees are not adopted. Service levels, such as response time to customer requests and complaints, would be affected in Environmental Health and Hazardous Materials programs.

The above-described program impacts have the potential to affect the health and safety of the public. The impacts would impede the Departments efforts to carry out and implement the Board's priorities.

If approved, these fee increases will correspond with Fiscal Year 2008-2009 and will become effective on July 01, 2008.

POLICY ISSUES:

The Board of Supervisors should determine if it should set and hold a public hearing as required. An ordinance of the Board of Supervisors is required to increase or establish fees of the Department of Environmental Resources. Further, the Board should determine if approving staff's recommendations are consistent with its priorities of a safe community, a healthy community, a well-planned infrastructure system and the efficient delivery of public services.

STAFFING IMPACT:

There is no staffing impact associated with this item.

ORDINANCE NO. C.S. _____

AN AORDINANCE ADOPTING NEW FEES AND INCREASING EXISTING FEES COLLECTED BY THE DEPARTMENT OF ENVIRONMENTAL REESOURCES

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS, STATE OF CALIFORNIA ORDAINS AS FOLLOWS:

Section 1. Fees to be collected by the Department of Environmental Resources are adopted and amended as set forth in the Department of Environmental Resources Fee Schedule attached hereto as Exhibit B and incorporated by reference, copy of which is on file with the Clerk of the Board of Supervisors and is available for public inspection and copying in that office in accordance with the California Public Records Act.

Section 2. This ordinance shall take effect 30 days from and after the date of its passage and before the expiration of 15 days after its passage it shall be published once, with the members voting for and against the same, in the Modesto Bee, a newspaper published in the County of Stanislaus, State of California.

Upon motion of Supervisor _____ seconded by Supervisor _____, the foregoing Ordinance was passed and adopted at a regular meeting of the Board of Supervisors of the County of Stanislaus, State of California, this ____ day of _____, 2008, by the following-called vote:

AYES: Supervisors:

NOES: Supervisors:

ABSENT: Supervisors:

Thomas Mayfield, Chairman
of the Board of Supervisors of the
County of Stanislaus, State of California

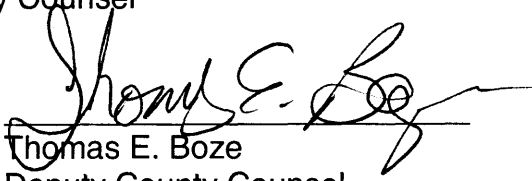
ATTEST:

CHRISTINE FERRARO TALLMAN, Clerk of the
Board of Supervisors of the County of Stanislaus,
State of California

By _____
Liz King, Deputy Clerk

APPROVED AS TO FORM:

MICHAEL H. KRAUSNICK
County Counsel

By 
Thomas E. Boze
Deputy County Counsel

H:\PROJECTS\DER\Fees\Draft Fee Ordinance #2.doc



DEPARTMENT OF ENVIRONMENTAL RESOURCES
3800 Cornucopia Way, Suite C Modesto, CA 95358-9492
Phone: 209.525.6700 Fax: 209.525.6774

WORKSHOP
For
PROPOSED FEE INCREASE

**STANISLAUS COUNTY AGRICULTURAL CENTER
HARVEST HALL
TUESDAY, MARCH 4, 2008
3:00 PM – 4:30 PM and
5:30 PM - 7:00 PM
3800 CORNUCOPIA WAY
MODESTO, CA 95358**

This notice is an invitation to attend a public meeting to discuss proposed revisions to the Stanislaus County Master Schedule of Fees for the Department of Environmental Resources (DER). The mission of DER is to promote a safe and healthy environment and improve the quality of life in our community. To achieve and maintain an appropriate level of protection, DER recognizes that it is necessary to have collaboration with the County's business community. It is the hope of this Department that you would make every effort to attend the upcoming workshop. Your input and expertise are valuable to our community to ensure that we accomplish this goal.

This workshop is being conducted prior to the Board of Supervisors approval of the fee proposal. The proposed fee adjustments are available for Environmental Resources at www.stancounty.com/er/index.shtm. Please let us know if you would like a copy mailed or faxed to you.

Please join our staff to discuss a new fee schedule.

If you have questions, please feel free to call 525-6700 (DER) or 837 4800 (Landfill). Your feedback is important to us. If you are not able to attend, you may submit any comments in writing to the attention of Denise Wood (for EH), Jim Simpson (for HM), Don Rowley (for Milk and Dairy), or Ron Grider (for Landfill) at the above listed address, or e-mail your comments to erweb@envres.org.

Hazardous Materials Fees

Fee Description	Current Fee		Proposed Fee
	Fee Amount	Fiscal Year Adopted	Fee Amount
Underground Storage Tank (UST) Program			
California Health and Safety 25404.5; California Code of Regulations, Title 27, Division 1, Subdivision 4, Chapter 1			
UST Upgrades (5 Hours)	\$ 489.00	2006	WLR* (5 hr min)
UST (1-3 Tanks)	\$ 495.00	2006	\$ 522.00
UST (4-6 Tanks)	\$ 610.00	2006	\$ 644.00
UST (7+ Tanks)	\$ 852.00	2006	\$ 899.00
UST Transfer (2.5 Hours)	\$ 244.00	2006	WLR (2.5 hr min)
UST Closure (6 Hours)	\$ 586.00	2006	WLR (6 hr min)
UST Installation Inspection (10 Hours)	\$ 977.00	2006	WLR (10 hr min)
UST Plan Review (3 Hours)	\$ 293.00	2006	WLR (7 hr min)
Justified Complaint	WLR (1 hr min)	2006	No Change
*WLR is \$103.00			

Hazardous Materials Fees

Fee Description	Current Fee		Proposed Fee
	Fee Amount	Fiscal Year Adopted	Fee Amount
Medical Waste Program			
California Health and Safety Code 117825			
Large Generator (>200 Pounds/Month)	\$ 263.00	2006	\$ 277.00
Small Generator (<200 Pounds/Month)	\$ 131.00	2006	\$ 138.00
Specialty Clinic	\$ 446.00	2006	\$ 471.00
Primary Care Clinic	\$ 446.00	2006	\$ 471.00
Licensed Clinical Lab	\$ 263.00	2006	\$ 277.00
Limited Quantity Hauling Exemption	\$ 131.00	2006	\$ 138.00
Common Storage Facility (1-10 Generator Facility)	\$ 131.00	2006	\$ 138.00
Common Storage Facility (11-49 Generator Facility)	\$ 336.00	2006	\$ 354.00
Common Storage Facility (50+ Generators Facility)	\$ 656.00	2006	\$ 692.00
General Acute Care Facility (1-99 Beds)	\$ 782.00	2006	\$ 825.00
General Acute Care Facility (100-199 Beds)	\$ 1,134.00	2006	\$ 1,196.00
General Acute Care Facility (200-250 Beds)	\$ 1,481.00	2006	\$ 1,562.00
General Acute Care Facility (251+ Beds)	\$ 1,901.00	2006	\$ 2,006.00
Acute Psychiatric Hospital	\$ 263.00	2006	\$ 277.00
Intermediate Care Facility	\$ 394.00	2006	\$ 416.00
Skilled Nursing Facility (1-99 Beds)	\$ 357.00	2006	\$ 377.00
Skilled Nursing Facility (100-199 Beds)	\$ 446.00	2006	\$ 471.00
Skilled Nursing Facility (200+ Beds)	\$ 525.00	2006	\$ 554.00
Health Care Service Plan Facility	\$ 446.00	2006	\$ 471.00
Medical Waste Transfer Facility	\$ 656.00	2006	\$ 692.00
Veterinary Clinic Or Hospital	\$ 263.00	2006	\$ 277.00
Justified Complaint	WLR* (1 hr min)	2006	No Change
*WLR is \$103.00			

Hazardous Materials Fees

Fee Description	Current Fee		Proposed Fee
	Fee Amount	Fiscal Year Adopted	Fee Amount
Hazardous Material Disclosure Program			
California Health and Safety 25404.5; California Code of Regulations, Title 27, Division 1, Subdivision 4, Chapter 1			
Business Plan (1-4 Chemicals)	\$ 127.00	2004	\$ 134.00
Business Plan (5-10 Chemicals)	\$ 180.00	2004	\$ 190.00
Business Plan (11-16 Chemicals)	\$ 200.00	2004	\$ 211.00
Business Plan (17-30 Chemicals)	\$ 575.00	2004	\$ 607.00

Hazardous Materials Fees

Fee Description	Current Fee		Proposed Fee
	Fee Amount	Fiscal Year Adopted	Fee Amount
Hazardous Material Disclosure Program - Continued			
Business Plan (> 31 Chemicals)	\$ 717.00	2004	\$ 756.00
Acutely Hazardous Gases (0-999 Pounds)	\$ 185.00	2004	\$ 195.00
Acutely Hazardous Gases (1,000-20,000 Pounds)	\$ 448.00	2004	\$ 473.00
Acutely Hazardous Gases (> 20,000 Pounds)	\$ 527.00	2004	\$ 556.00
Acutely Hazardous Solids/Liquids (0-1,999 Pounds Or Gallons)	\$ 185.00	2004	\$ 195.00
Acutely Hazardous Solids/Liquids (2,000-10,000 Pounds Or Gallons)	\$ 264.00	2004	\$ 279.00
Acutely Hazardous Solids/Liquids (≥10,000 Pounds Or Gallons)	\$ 395.00	2004	\$ 417.00
Justified Complaint	WLR* (1 hr min)	2006	No Change
*WLR is \$103.00			

Hazardous Materials Fees

Fee Description	Current Fee		Proposed Fee
	Fee Amount	Fiscal Year Adopted	Fee Amount
Farm Disclosure Program			
California Health and Safety 25404.5; California Code of Regulations, Title 27, Division 1, Subdivision 4, Chapter 1			
Inspection	\$ 28.00	1996	\$ 30.00

Hazardous Materials Fees

Fee Description	Current Fee		Proposed Fee
	Fee Amount	Fiscal Year Adopted	Fee Amount
Tiered Permitting Program			
California Health and Safety 25404.5; California Code of Regulations, Title 27, Division 1, Subdivision 4, Chapter 1			
Permit by Rule	\$ 700.00	1998	\$ 738.50
Conditional Authorization	\$ 700.00	1998	\$ 738.50
Conditional Exempt	\$ 90.00	2006	\$ 95.00

Hazardous Materials Fees

Fee Description	Current Fee		Proposed Fee
	Fee Amount	Fiscal Year Adopted	Fee Amount
Conditionally Exempt Small Quantity Generator (CESQG) Program			
California Health and Safety 25404.5; California Code of Regulations, Title 27, Division 1, Subdivision 4, Chapter 1			
Dry Cleaning Waste			
Filters	\$1.73 Per Pound	2006	\$1.83 Per Pound
Oil	\$0.72 Per Pound	2006	\$0.76 Per Pound
Water	\$0.85 Per Pound	2006	\$0.90 Per Pound
Paint Waste			
Latex	\$0.26 Per Pound	2006	\$0.27 Per Pound
Oil Base	\$0.88 Per Pound	2006	\$0.93 Per Pound

Hazardous Materials Fees

Fee Description	Current Fee		Proposed Fee
	Fee Amount	Fiscal Year Adopted	Fee Amount
Conditionally Exempt Small Quantity Generator (CESQG) Program - Continued			
AntiFreeze Waste	\$0.25 Per Pound	2006	\$0.26 Per Pound
Oil Filters	\$0.25 Per Pound	2006	\$0.26 Per Pound
PCB Ballast	\$5.00 Each	2006	\$5.28 Each
Car Batteries	No Fee	2005	No Change
Paint Booth Filters	\$4.00 Per Pound	2006	\$4.22 Per Pound
Waste Oil	\$0.09 Per Pound	2005	No Change
Misc. Waste			
	(1-50 Pounds) \$ 16.80	2006	\$ 17.72
	(51-100 Pounds) \$ 35.00	2006	\$ 36.93
	(101-150 Pounds) \$ 58.80	2006	\$ 62.03
	(151-220 Pounds) \$ 84.00	2006	\$ 88.62
Straight Fluorescent Lamp	New	New	\$ 0.25 / Foot
Compact / Small Lamp	New	New	\$0.60 Each
U-Tube and Circular Lamp	New	New	\$3.00 Each
High Intensity Discharge Lamp (HID)	New	New	\$3.00 Each
CESQG (< 220 Pounds/Month)	\$ 104.00	2006	\$ 110.00
CESQG Who Recycles	\$ 52.00	2006	\$ 55.00
Small Quantity Gen. (< 2,220 Pounds/Month)	\$ 328.00	2006	\$ 346.00
Small Gen. Who Recycles	\$ 173.00	2006	\$ 183.00
Large Quantity Generator (> 2,220 Pounds/Month)	\$ 753.00	2006	\$ 794.00
Large Gen. Who Recycles	\$ 575.00	2006	\$ 607.00
*WLR is \$103.00			

Hazardous Materials Fees

Fee Description	Current Fee		Proposed Fee
	Fee Amount	Fiscal Year Adopted	Fee Amount
Miscellaneous Fees			
California Health and Safety Code 101325; California Water Code 13801			
Reinspections	WLR*	2003	WLR (1 hr min)
Plan Review	WLR	1992	WLR (1 hr min)
Administrative Office Hearing	WLR	2006	WLR (1 hr min)
Monitoring Well Permits (Site Mitigation Program) First Well	\$ 75.00	2003	No Change
Each Well Thereafter	\$ 35.00	2003	No Change
Monitoring Wells Plan Reviews/Permits (Other Programs)	WLR	2003	WLR (1 hr min)
Subdivision Review	WLR (8 hr min)	2003	No Change
*WLR is \$103.00			

Environmental Health Fees

Fee Description	Current Fee		Proposed Fee
	Fee Amount	Fiscal Year Adopted	Fee Amount
Food Program			
California Health and Safety Code 113920; California Code of Regulations, Title 17, 1276			
Food Bank/Food Pantry	\$ 152.00	2006	\$ 160.00
Food Establishment Prepackage Non-Potentially Hazardous Food	\$ 101.00	2006	\$ 107.00

Environmental Health Fees

Fee Description	Current Fee		Proposed Fee
	Fee Amount	Fiscal Year Adopted	Fee Amount
Food Program - Continued			
Food Establishment Category 3	\$ 406.00	2006	\$ 428.00
Food Establishment Category 3 Reduced Fee Incentive Program "B"	\$ 305.00	2006	\$ 322.00
Food Establishment Category 3 Seasonal	\$ 303.00	2006	\$ 320.00
Food Establishment Category 2 A: 0-2000 sq. ft. or 0-20 seats	\$ 556.00	2006	\$ 587.00
Food Establishment Category 2A Reduced Fee Incentive Program "A"	New	New	\$ 382.00
Food Establishment Category 2A Reduced Fee Incentive Program "B"	New	New	\$ 440.00
Food Establishment Category 2 B: 2001-6000 sq. ft. or 21-50 seats	\$ 568.00	2006	\$ 599.00
Food Establishment Category 2B Reduced Fee Incentive Program "A"	New	New	\$ 389.00
Food Establishment Category 2B Reduced Fee Incentive Program "B"	New	New	\$ 449.00
Food Establishment Category 2 C: 6001-15000 sq. ft. or 51-100 seats	\$ 619.00	2006	\$ 653.00
Food Establishment Category 2C Reduced Fee Incentive Program "A"	New	New	\$ 424.00
Food Establishment Category 2C Reduced Fee Incentive Program "B"	New	New	\$ 490.00
Food Establishment Category 2 D: 15000 sq. ft. or Over, or 101 seats or Over	\$ 623.00	2006	\$ 657.00
Food Establishment Category 2D Reduced Fee Incentive Program "A"	New	New	\$ 427.00
Food Establishment Category 2D Reduced Fee Incentive Program "B"	New	New	\$ 493.00
Food Establishment Category 2 E: 0-2000 sq. ft. or 0-20 seats With Drive Thru, Take Out, or Delivery	\$ 592.00	2006	\$ 625.00
Food Establishment Category 2E Reduced Fee Incentive Program "A"	New	New	\$ 406.00
Food Establishment Category 2E Reduced Fee Incentive Program "B"	New	New	\$ 469.00
Food Establishment Category 2 F: 2001-6000 sq. ft. or 21-50 seats With Drive Thru, Take Out, or Delivery	\$ 598.00	2006	\$ 631.00
Food Establishment Category 2F Reduced Fee Incentive Program "A"	New	New	\$ 410.00
Food Establishment Category 2F Reduced Fee Incentive Program "B"	New	New	\$ 473.00
Food Establishment Category 2 Reduced Fee Incentive Program "A"	\$ 394.00	2006	Delete
Food Establishment Category 2 Reduced Fee Incentive Program "B"	\$ 455.00	2006	Delete
Food Establishment Category 2 Caterer Using Rental Kitchen	\$ 354.00	2006	\$ 373.00
Category 1 A: 0-2000 sq. ft. or 0-20 seats	\$ 759.00	2006	\$ 801.00
Food Establishment Category 1A Reduced Fee Incentive Program "A"	New	New	\$ 521.00
Food Establishment Category 1A Reduced Fee Incentive Program "B"	New	New	\$ 601.00
Category 1 B: 2001-6000 sq. ft. or 21-50 seats	\$ 771.00	2006	\$ 813.00

Environmental Health Fees

Fee Description	Current Fee		Proposed Fee
	Fee Amount	Fiscal Year Adopted	Fee Amount
Food Program - Continued			
Food Establishment Category 1B Reduced Fee Incentive Program "A"	New	New	\$ 528.00
Food Establishment Category 1B Reduced Fee Incentive Program "B"	New	New	\$ 610.00
Category 1 C: 6001-15000 sq. ft. or 51-100 seats	\$ 811.00	2006	\$ 856.00
Food Establishment Category 1C Reduced Fee Incentive Program "A"	New	New	\$ 556.00
Food Establishment Category 1C Reduced Fee Incentive Program "B"	New	New	\$ 642.00
Category 1 D: 15001 sq. ft. and Over, or 101 seats or Over	\$ 837.00	2006	\$ 833.00
Food Establishment Category 1D Reduced Fee Incentive Program "A"	New	New	\$ 574.00
Food Establishment Category 1D Reduced Fee Incentive Program "B"	New	New	\$ 662.00
Category 1 E: 0-2000 sq. ft. or 0-20 seats with Drive Thru, Take Out or Delivery	\$ 789.00	2006	\$ 832.00
Food Establishment Category 1E Reduced Fee Incentive Program "A"	New	New	\$ 541.00
Food Establishment Category 1E Reduced Fee Incentive Program "B"	New	New	\$ 624.00
Category 1 F: 2001-6000 sq. ft. or 0-20 seats with Drive Thru, Take Out or Delivery	\$ 801.00	2006	\$ 845.00
Food Establishment Category 1F Reduced Fee Incentive Program "A"	New	New	\$ 549.00
Food Establishment Category 1F Reduced Fee Incentive Program "B"	New	New	\$ 634.00
Food Establishment Category 1 Reduced Fee Incentive Program "A"	\$ 528.00	2006	Delete
Food Establishment Category 1 Reduced Fee Incentive Program "B"	\$ 607.00	2006	Delete
Food Establishment Category 1 Caterer Using Rental Kitchen	\$ 406.00	2006	\$ 428.00
Food Establishment Category 1 Rental Kitchen	\$ 406.00	2006	\$ 428.00
Bed & Breakfast/Agricultural Homestay	\$ 303.00	2006	\$ 320.00
County Fair Concession Stand/Truck	\$ 84.00	2006	\$ 89.00
Temp Food Facilities (2-10)	\$ 200.00	2006	\$ 211.00
Temp Food Facilities (11-20)	\$ 398.00	2006	\$ 420.00
Temp Food Facilities (21-30)	\$ 598.00	2006	\$ 631.00
Temp Food Facilities (31-40)	\$ 798.00	2006	\$ 842.00
Temp Food Facilities (>40)	\$ 1,056.00	2006	\$ 1,114.00
Mobile Food Facility	\$ 203.00	2006	\$ 214.00
Mobile Food Prep Unit	\$ 455.00	2006	\$ 480.00
Non-Motorized Confectionary	\$ 50.00	2006	\$ 53.00
Non-Motorized Confectionary Additional Carts	\$ 25.00	2006	\$ 26.00
Mobile Support Unit	\$ 203.00	2006	\$ 214.00
Satellite Food Distribution Facility (Kiosk)	\$ 203.00	2006	\$ 214.00
Certified Farmers Market	\$ 203.00	2006	\$ 214.00
Produce Stand	\$ 101.00	2006	\$ 107.00
Swap Meet Prepackaged Food Stand Single Site	\$ 50.00	2006	\$ 53.00
Swap Meet Prepackaged Food Stand Multiple Sites	\$ 203.00	2006	\$ 100.00
Swap Meet Operator	WLR* (9 hr min)	2003	No Change
Swap Meet Operator Reduced Fee Incentive Program	\$ 195.00	2006	\$ 695.00

Environmental Health Fees

Fee Description	Current Fee		Proposed Fee
	Fee Amount	Fiscal Year Adopted	Fee Amount
Food Program - Continued			
Food Handler's Class	New	New	\$ 103.00
Food Handler's Class-Voluntary	\$ 69.00	2006	Delete
Food Handler's Class-Enforcement	\$ 138.00	2006	Delete
Food Handler's Class-Permit Required	\$ 92.00	2006	Delete
Food Certification Class	\$ 115.00	2006	No Change
HACCP Review	New	New	WLR (2 hr min)
Plan Check	WLR (6 hr min)	2003	No Change
Construction - New, Major Remodel Of Food Facility - Prepackaged Food Only	WLR (2 hr min)	2003	No Change
Construction - New, Major Remodel Of Food Facility - Preparation Without Hood (< 2,000 sq.ft.)	WLR (2 hr min)	2003	No Change
Construction - New, Major Remodel Of Food Facility - Preparation Without Hood (2,001-6,000 sq.ft.)	WLR (2 hr min)	2003	No Change
Construction - New, Major Remodel Of Food Facility - Preparation Without Hood (6,001-15,000 sq.ft.)	WLR (3 hr min)	2003	No Change
Construction - New, Major Remodel Of Food Facility - Preparation Without Hood (15,001 sq.ft. or more)	WLR (3 hr min)	2003	No Change
Construction - New, Major Remodel Of Food Facility - Preparation With Hood (< 2,000 sq.ft.)	WLR (3 hr min)	2003	No Change
Construction - New, Major Remodel Of Food Facility - Preparation With Hood (2,001-6,000 sq.ft.)	WLR (3 hr min)	2003	No Change
Construction - New, Major Remodel Of Food Facility - Preparation With Hood (6,001-15,000 sq.ft.)	WLR (4 hr min)	2003	No Change
Construction - New, Major Remodel Of Food Facility - Preparation With Hood (15,001 sq.ft. or more)	WLR (5 hr min)	2003	No Change
Minor Remodel Less Than 25% Food Service Area Or Equipment	WLR (2 hr min)	2003	No Change
Mobile Food Facility Plan or Operational Procedure Review	New	New	WLR (2 hr min)
Food Facility Operating Without A Valid Permit	\$ 309.00	2006	\$ 600.00
Reopening Following DER Closure	WLR (1 hr min)	2005	WLR (2 hr min)
Justified Complaint	WLR (1 hr min)	2005	No Change
*WLR is \$103.00			

Environmental Health Fees

Fee Description	Current Fee		Proposed Fee
	Fee Amount	Fiscal Year Adopted	Fee Amount
Recreational Health			
California Health and Safety Code 101325; California Code of Regulations Title 17, 1276			
Public Pool/Spa Single	\$ 242.00	2006	\$ 255.00
Public Pool/Spa Additional - Each (Same Site)	\$ 169.00	2006	\$ 178.00
Water Slide	\$ 242.00	2006	\$ 255.00
Plan Check	WLR* (6 hr min)	2003	No Change
Public Pool Construction (<1,000 Gallons)	WLR (2 hr min)	2003	No Change
Public Pool Construction (1,001 - 20,000 Gallons)	WLR (3 hr min)	2003	No Change
Public Pool Construction (20,001 Gallons Or More)	WLR (4 hr min)	2003	No Change
Plan Check/Remodel	WLR (3 hr min)	2003	No Change
Plan Check - Over The Counter Clearance	\$ 49.00	2006	\$ 52.00
Reopening Following DER Closure	WLR (1 hr min)	2003	WLR (2hr min)
Justified Complaint	WLR (1 hr min)	2003	No Change
*WLR is \$103.00			

Environmental Health Fees

Fee Description	Current Fee		Proposed Fee
	Fee Amount	Fiscal Year Adopted	Fee Amount
Water Program			
California Health and Safety Code 116565, 116570, 116577, 116580, 116585, 116595; California Water Code 13801; Health and Safety Code 113920			
Water System Technical, Managerial, and Financial Review	WLR* (3 hr min)	2003	No Change
Water System Permit Issuance	WLR (3 hr min)	2006	No Change
Permit Amendment	WLR (5 hr min)	2003	No Change
Community 25+ Residents	\$ 606.00	2006	Delete
Community (15-24 Service Connections)	\$ 550.00	2006	Delete
Community (25-99 Service Connections)	\$ 838.00	2006	Delete
Community (100-199 Service Connections)	\$ 1,030.00	2006	Delete
Non-Community Water System	\$ 744.00	2006	Delete
State Small	\$ 382.00	2006	Delete
Non-Transient Non-Community	\$ 744.00	2006	Delete
Community Single Source No Treatment (1A)	New	New	\$ 900.00
Community Single Source No Treatment Incentive Program "A" (1AA)	New	New	\$ 650.00
Community Single Source No Treatment Incentive Program "B" (1AB)	New	New	\$ 750.00
Community Single Source Treatment (1B)	New	New	\$ 1,000.00
Community Single Source Treatment Incentive Program "A" (1BA)	New	New	\$ 750.00
Community Single Source Treatment Incentive Program "B" (1BB)	New	New	\$ 850.00
Community Multiple Source No Treatment (1C)	New	New	\$ 1,200.00
Community Multiple Source No Treatment Incentive Program "A" (1CA)	New	New	\$ 950.00
Community Multiple Source No Treatment Incentive Program "B" (1CB)	New	New	\$ 1,050.00
Community Multiple Source Treatment (1D)	New	New	\$ 1,300.00
Community Multiple Source Treatment Incentive Program "A" (1DA)	New	New	\$ 1,050.00
Community Multiple Source Treatment Incentive Program "B" (1DB)	New	New	\$ 1,150.00
Non-Transient Non-Community Single Source No Treatment (2A)	New	New	\$ 850.00
Non-Transient Non-Community Single Source No Treatment Incentive Program "A" (2AA)	New	New	\$ 600.00
Non-Transient Non-Community Single Source No Treatment Incentive Program "B" (2AB)	New	New	\$ 700.00
Non-Transient Non-Community Single Source Treatment (2B)	New	New	\$ 950.00
Non-Transient Non-Community Single Source Treatment Incentive Program "A" (2BA)	New	New	\$ 700.00
Non-Transient Non-Community Single Source Treatment Incentive Program "B" (2BB)	New	New	\$ 800.00
Non-Transient Non-Community Multiple Source No Treatment (2C)	New	New	\$ 1,150.00
Non-Transient Non-Community Multiple Source No Treatment Incentive Program "A" (2CA)	New	New	\$ 900.00
Non-Transient Non-Community Multiple Source No Treatment Incentive Program "B" (2CB)	New	New	\$ 1,000.00
Non-Transient Non-Community Multiple Source Treatment (2D)	New	New	\$ 1,250.00
Non-Transient Non-Community Multiple Source Treatment Incentive Program "A" (2DA)	New	New	\$ 1,000.00

Environmental Health Fees

Fee Description	Current Fee		Proposed Fee
	Fee Amount	Fiscal Year Adopted	Fee Amount
Water Program - Continued			
Non-Transient Non-Community Multiple Source Treatment Incentive Program "B" (2DB)	New	New	\$ 1,100.00
Transient Non-Community Single Source No Treatment (3A)	New	New	\$ 750.00
Transient Non-Community Single Source No Treatment Incentive Program "A" (3AA)	New	New	\$ 500.00
Transient Non-Community Single Source No Treatment Incentive Program "B" (3AB)	New	New	\$ 600.00
Transient Non-Community Single Source Treatment (3B)	New	New	\$ 850.00
Transient Non-Community Single Source Treatment Incentive Program "A" (3BA)	New	New	\$ 600.00
Transient Non-Community Single Source Treatment Incentive Program "B" (3BB)	New	New	\$ 700.00
Transient Non-Community Multiple Source No Treatment (3C)	New	New	\$ 1,050.00
Transient Non-Community Multiple Source No Treatment Incentive Program "A" (3CA)	New	New	\$ 800.00
Transient Non-Community Multiple Source No Treatment Incentive Program "B" (3CB)	New	New	\$ 900.00
Transient Non-Community Multiple Source Treatment (3D)	New	New	\$ 1,150.00
Transient Non-Community Multiple Source Treatment Incentive Program "A" (3DA)	New	New	\$ 900.00
Transient Non-Community Multiple Source Treatment Incentive Program "B" (3DB)	New	New	\$ 1,000.00
State Small Single Source No Treatment (4A)	New	New	\$ 550.00
State Small Single Source No Treatment Incentive Program "A" (4AA)	New	New	\$ 300.00
State Small Single Source No Treatment Incentive Program "B" (4AB)	New	New	\$ 400.00
State Small Single Source Treatment (4B)	New	New	\$ 750.00
State Small Single Source Treatment Incentive Program "A" (4BA)	New	New	\$ 500.00
State Small Single Source Treatment Incentive Program "B" (4BB)	New	New	\$ 600.00
Water Samples	\$ 104.00	2006	\$ 110.00
Well Permits Private	\$ 548.00	2006	\$ 578.00
Well Modification Private	\$ 210.00	2006	\$ 222.00
Well Destruction	\$ 294.00	2006	\$ 310.00
Well Destruction Without A Permit	\$ 491.00	2006	\$ 581.00
Concurrent Well Installation And Well Destruction - One Inspection Only	\$ 548.00	2006	\$ 578.00
Well Call-Back	WLR	2003	No Change
Well Permits Public	\$ 548.00	2006	\$ 578.00
Well Modification Public	\$ 421.00	2006	\$ 444.00
Well Installation Without a Valid Permit	\$ 670.00	2006	\$ 707.00
Dry Well Permit	\$ 210.00	2006	\$ 222.00
Dry Well Permit, 2 Or More, Installed Concurrently, Same Property	WLR (3 hr min)	2006	No Change
Dry Well Destruction	\$ 351.00	2006	\$ 370.00
Dry Well Destruction, 2 Or More, Destroyed Concurrently, Same Property	WLR (3 hr min)	2006	No Change
Consultation	WLR	2003	No Change
CURFFL Water System Level 1	\$ 292.00	2006	Delete

Environmental Health Fees			
Fee Description	Current Fee		Proposed Fee
	Fee Amount	Fiscal Year Adopted	Fee Amount
Water Program - Continued			
CURFFL Water System Level 2	\$ 195.00	2006	Delete
Food Code Water System Level 1	New	New	\$ 308.00
Food Code Water System Level 2	New	New	\$ 206.00
Enforcement	WLR	2003	WLR (6hr mn)
Public Water System Violation	WLR	2006	WLR (2hr mn)
Variance/Exemption/Waiver	WLR	2003	No Change
Plan Review	WLR	2003	No Change
Maximum Contaminant Level Violations	WLR (1 hr min)	2003	No Change
Justified Complaint	WLR (1 hr min)	2003	No Change
*WLR is \$103.00			

Fee Description	Current Fee		Proposed Fee
	Fee Amount	Fiscal Year Adopted	Fee Amount
Liquid Waste Program			
California Health and Safety Code 101325; California Code of Regulations, Title 17, 1276			
Septic Pumper Truck-1st Truck	\$ 126.00	2006	\$ 133.00
Septic Pumper Truck-Additional Trucks	\$64.00 Each	2006	\$67.00 Each
Operating Without A Valid Permit	\$ 309.00	2006	\$ 326.00
Sewage Treatment Operation Permit	\$ 150.00	2003	No Change
New Installation of Septic/Primary/Secondary Onsite Wastewater Treatment System (Building Permit)	\$ 507.00	2006	\$ 535.00
Replacement of Septic/Primary/Secondary On-site Wastewater Treatment System	\$ 507.00	2006	\$ 535.00
Septic/Primary/Secondary On-site Wastewater Treatment System Repair	\$ 322.00	2006	\$ 340.00
Septic/Primary/ Secondary Onsite Wastewater Treatment System Modification	New	New	\$ 340.00
Septic/Primary/ Secondary Onsite Wastewater Treatment System Installation / Repair Without A Valid	Double Fee	2006	No Change
Septic Tank Destruction Independent Of Installation	\$ 216.00	2006	\$ 228.00
Septic Tank Destruction Without a Valid Permit	\$ 326.00	2006	\$ 344.00
Call Back	WLR*	2003	No Change
Justified Complaint	WLR	2003	No Change
Site Evaluation/Consultation	WLR	2003	No Change
Plan Check	WLR (2 hr min)	2003	No Change
*WLR is \$103.00			

Environmental Health Fees			
Fee Description	Current Fee		Proposed Fee
	Fee Amount	Fiscal Year Adopted	Fee Amount
Land Use Program			
California Health and Safety Code 101325; California Code of Regulations, Title 17, 1276			
Land Use Fee Minor	\$ 150.00	2006	\$ 160.00
Land Use Fee Major	\$ 390.00	2006	\$ 410.00
Subdivision/ Project Road Improvement Plan Review	New	New	\$ 50.00
Building Permit/Review Permit	\$ 35.00	2006	\$ 40.00
Subdivision Review	WLR* (8 hr min)	2003	No Change
*WLR is \$103.00			

Environmental Health Fees

Fee Description	Current Fee		Proposed Fee
	Fee Amount	Fiscal Year Adopted	Fee Amount
Housing Program			
Health and Safety Code 17910 et seq., 101325 through 101345; Government Code 25845, 50022.1 through 50022.8, 53069.4, 54895; Stanislaus County Ordinance 2.92			
Inspection/Enforcement	WLR*	2004	No Change
*WLR is \$103.00			

Environmental Health Fees

Fee Description	Current Fee		Proposed Fee
	Fee Amount	Fiscal Year Adopted	Fee Amount
Employee Camps Program			
Health and Safety Code 17910 et seq., 101325 through 101345; Government Code 25845,50022.1 through 50022.8, 53069.4, 54895; Stanislaus County Ordinance 2.92, (LEA = Local Enforcement Agency)			
Permit to Operate	\$ 45.00	2004	No Change
Per Employee	\$ 12.00	2004	No Change
Transfer	\$ 20.00	2004	No Change
Operation of Camp Without Permit (Health and Safety Code #17037)	Double Normal Permit Fees	2006	No Change
Operation of Camp Without Permit twice within 5 years (Health and Safety Code #17037)	10 X Normal Permit Fees	2006	No Change
Amended Permit	\$ 20.00	2004	No Change
Employee Housing State LEA Resinspection Fee - 1st hour or any part	\$ 178.00	2006	No Change
Employee Housing State LEA Resinspection Fee - additional 1/2 hour or part	\$ 41.00	2006	No Change
Employee Housing State LEA Technical Service Fee - 1st hour or any part	\$ 196.00	2006	No Change
Employee Housing State LEA Technical Service Fee - additional 1/2 hour or part	\$ 41.00	2006	No Change
*WLR is \$103.00			

Environmental Health Fees

Fee Description	Current Fee		Proposed Fee
	Fee Amount	Fiscal Year Adopted	Fee Amount
Administration			
California Health and Safety Code 101325; California Code of Regulations, Title 17, 1276			
Application Fee	\$ 50.00	2006	\$ 53.00
Revoked Permit Reinstatement	Double Fee	2003	No Change
Reinspection #2	\$ 119.00	2006	\$ 126.00
Reinspection #3	\$ 299.00	2006	\$ 315.00
Reinspection #4	\$ 598.00	2006	\$ 631.00
Permit Sticker Replacement	\$ 50.00	2006	\$ 53.00
Permit Amendment	\$ 50.00	2006	\$ 53.00
Change Of Ownership	\$ 50.00	2006	\$ 53.00
Consultation	WLR*	2005	No Change
After-Hours Inspection	WLR	2003	No Change
After-Hours Rush Plan Review	WLR (6 hr min plus 50%)	2004	No Change
Administrative Office Hearing	WLR	2003	WLR (6hr min)
Justified complaint	WLR	2003	No Change
*WLR is \$103.00			

Milk and Dairy Fees

Fee Description	Current Fee		Proposed Fee
	Fee Amount	Fiscal Year Adopted	Fee Amount
Milk and Dairy Program Fees			
Food and Agriculture Code, Division 15, Chapter 4, Article 8, 33251-33265			
Grade A Inspection / per quarter	\$.008/Gal up to a max \$360.00	2005	\$.00875/Gal up to a max \$393.75
Grade B Inspection / per quarter	\$.008/Gal up to a max \$176.00	2005	\$.00875/Gal up to a max \$192.50
Grade A Goat Inspection / per quarter	\$ 360.00	2005	\$ 393.75
Grade B Goat Inspection / per quarter	\$ 176.00	2005	\$ 192.50
Ownership Change Fee	\$ 507.00	2005	WLR (6 hr min) (\$618 min)
Plan Check Fee	\$ 845.00	2003	WLR (10 hr min) (\$1030 mn)
Antibiotics	\$ 254.25	2003	WLR (3 hr min) (\$309 mn)
*WLR is \$103.00			

Code Enforcement Fees

Fee Description	Current Fee		Proposed Fee
	Fee Amount	Fiscal Year Adopted	Fee Amount
Code Enforcement Program			
Government Code 25845; Stanislaus County Ordinance 2.92.070			
Nuisance Abatement Recovery	WLR*	2003	No Change
Nuisance Abatement Hearing	WLR	2003	No Change
Incidental Costs - Fees To Other Agencies	Actual Cost	2003	No Change
Nuisance Abatement - 1st Violation Citation	\$ 100.00	2003	No Change
Nuisance Abatement - 2nd Violation Citation	\$ 200.00	2003	No Change
Nuisance Abatement - 3rd Violation Citation	\$ 400.00	2003	\$ 500.00
Justified Complaint - Surfacing Sewage	WLR	2003	Delete
Graffiti Abatement - Incidental Costs	Actual Cost	1994	No Change
*WLR is \$103.00			

Code Enforcement Fees

Fee Description	Current Fee		Proposed Fee
	Fee Amount	Fiscal Year Adopted	Fee Amount
Mobilehome Park Program			
Health and Safety Code 18200 et seq., 18860 et seq., 101325 through 101345; Government Code 25845, 50022.1 through 50022.8, 53069.4, 54895; CCR Title 25 1004.5, 1008, 1009, 1014, 1017, 2004.5, 2008, 2009, 2014, 2017; SCC 2.92, 16.100			
MHP Permit to Operate State Fee (2-19)	\$ 40.00	2005	No Change
MHP Permit to Operate State Fee (20-49)	\$ 75.00	2005	No Change
MHP Permit to Operate State Fee (50-99)	\$ 175.00	2005	No Change
MHP Permit to Operate State Fee (100-249)	\$ 400.00	2005	No Change
MHP Permit to Operate State Fee (250-499)	\$ 800.00	2005	No Change
MHP Permit to Operate State Fee (500 or more)	\$ 1,600.00	2005	No Change
MHP Permit State Late Penalty Fee - 30 Days	10% x Fees	2005	No Change
MHP Permit State Late Penalty Fee - 60 Days	100% x Fees	2005	No Change
MHP MHP/SOP Per Lot Fee - All Lots	\$ 2.00	2005	No Change
MHP MHP Per MH Lot Fee - MH Lots Only	\$ 4.00	2005	No Change
MHP Amended Permit to Operate Fee	\$ 10.00	2005	No Change
MHP State Complaint Investigation - 2nd Reinspection Fee - 1st hour or any part	\$ 196.00	2006	No Change
MHP State Complaint Investigation - 2nd Reinspection Fee - additional 1/2 hour or part	\$ 41.00	2006	No Change

Code Enforcement Fees

Fee Description	Current Fee		Proposed Fee
	Fee Amount	Fiscal Year Adopted	Fee Amount
Mobilehome Park Program - Continued			
MHP State Enforcement Agency Technical Service Fee - 1st hour or any part	\$ 196.00	2006	No Change
MHP Permit to Operate County Fee (2-99)	\$ 50.00	2004	No Change
MHP Permit to Operate County Fee (100-249)	\$ 100.00	2004	No Change
MHP Permit to Operate County Fee (250+)	\$ 200.00	2004	No Change
MHP Permit to Operate Late Penalty Fee - 30 Days	10% x Fees	2004	No Change
MHP Permit to Operate Late Penalty Fee - 60 Days	100% x Fees	2004	No Change
*WLR is \$103.00			

Solid Waste Management Fees

Fee Description	Current Fee		Proposed Fee
	Fee Amount	Fiscal Year Adopted	Fee Amount
Solid Waste Management Program			
Government Code 54985			
Franchise Hauler Annual Permit Fee	\$ 118.00	1991	No Change
Franchise Hauler Quarterly Gross Receipts	8% of Gross Receipts	1989	No Change
Industrial Hauler Annual Permit Fee	\$ 118.00	1991	No Change
Industrial Hauler Quarterly Gross Receipts	8% of Gross Receipts	1989	No Change
Small Hauler Annual Permit Fee	\$ 40.00	1992	No Change
Small Hauler Annual Truck Fee	\$25 per truck	1992	No Change
Food Processors Residue Use Site - Annual Permit	\$97.65 per hour	1985	No Change
Food Processors Monitoring Fee	\$33.29 per hour	1985	No Change
Food Processors By-Product Research Project - Tonnage	10 cents per ton	2006	No Change
Oakdale Drop-Off (Bulky Items)	\$10 per load	2003	No Change
Miscellaneous			
Change of Ownership/Transfer	\$97.65 per hour	n/a	No Change
Inert Disposal/Land Reclamation Permit	\$ 177.00	1991	No Change
Farm/Ranch Disposal Permit	\$ 30.00	1991	No Change

Landfill Fees

Fee Description	Current Fee		Proposed Fee
	Fee Amount	Fiscal Year Adopted	Fee Amount
Landfill			
Price by load			
Passenger cars, Station wagons, Blazers and Mini Vans	\$5.00 per load	Adopted 11/6/01; Effective 1/1/02	No Change
Pickups (without sideboards) and Full Size Vans	\$10.00 per load	Adopted 11/6/01; Effective 1/1/02	No Change
Two-wheel trailers (without sideboards - 8' Maximum length, 3' Maximum height)	\$10.00 per load	Adopted 11/6/01; Effective 1/1/02	No Change

Landfill Fees

Fee Description	Current Fee		Proposed Fee
	Fee Amount	Fiscal Year Adopted	Fee Amount
Landfill			
Price by load - Continued			
Four-wheel trailers (without sideboards - 8' Maximum length, 3' Maximum height)	15.00 per load	Adopted 11/6/01; Effective 1/1/02	No Change
Tires			
Car/pick-up (9 or less with or without rims)	\$1.00 each	Adopted 11/6/01; Effective 1/1/02	No Change
Truck (9 or less with or without rims)	\$5.00 each	Adopted 11/6/01; Effective 1/1/02	No Change
Tractor (with or without rims) - Smaller than 20.5 x 25	\$7.00 each	Adopted 11/6/01; Effective 1/1/02	No Change
Earthmover Tires - 20.5 x 25 or larger	\$45.00 each	Adopted 11/6/01; Effective 1/1/02	No Change
*Hauling 10 or more tires requires a Waste Tire Hauler's Permit Issued by the State of California			
Price by the ton			
Normal Refuse: Garbage, paper, lumber, bottles, cans, small dead animals, household trash, garden refuse, demolition, construction debris	\$30.00 per ton (See minimum charge below)	Adopted 11/6/01; Effective 1/1/02	No Change
Non-Friable Asbestos: Taken only with approval letter from the Stanislaus County Department of Environmental Resources	\$30.00 per ton (with minimum fee of \$20.00)	Adopted 11/6/01; Effective 1/1/02	\$100 per ton as noted under Hard-to-Handle (with a minimum fee of \$20)
Hard-to-Handle (Bulk Material): RV trailers, mobilehomes, large loads of small dead animals, large dead animals, large plastic sheets, wire, bailing twine, tree stumps/logs & whole trees, treated wood waste, non-friable asbestos, large tanks, long/large pipe (over 4 feet), large chunks of concrete, boats, pontoons, large sheets of foam or aluminum siding, sensitive records, spoiled/damaged finished food products, and all other material in pieces over 4X4. Must call ahead to arrange an appointment.	\$30.00 per ton (with minimum fee of \$10.00)	Adopted 11/6/01; Effective 1/1/02	\$100.00 per ton or \$10.00 each for 5 or fewer small dead animals
Special Handling: Any material that has to have a special hole dug and buried immediately. Must call to arrange an appointment.	\$30.00 per ton (with minimum fee of \$20.00)	Adopted 11/6/01; Effective 1/1/02	\$100.00 per ton* (*Loads of large dead animals require a written request from the Director of the Office of Emergency Services) or \$30.00 each** for 5 or fewer Lg. Dead animals (**Must be pre-approved by landfill staff)

Landfill Fees

Fee Description	Current Fee		Proposed Fee
	Fee Amount	Fiscal Year Adopted	Fee Amount
Landfill			
Price by the ton - Continued			
Solid Material (Inert): Dirt, rock, gravel, concrete, asphalt, plaster, brick, roofing, tile and sheetrock	\$5.00 per ton (See minimum charge below)	Adopted 11/6/01; Effective 1/1/02	No Change
Tires: Car/pick-up and Truck Only (10 or more - with or without rims)	\$100.00 per ton	Adopted 11/6/01; Effective 1/1/02	No Change
Waste-to-Energy Ash	\$16.00 per ton	Adopted 5/1/01; Effective 6/1/01	No Change
Minimum Charge:			
Trucks or Two-wheel trailers	\$10.00 per load	Adopted 11/6/01; Effective 1/1/02	No Change
Four -wheel trailers	\$15.00 per load	Adopted 11/6/01; Effective 1/1/02	No Change
Truck and Two-wheel trailer*	\$20.00 per load	Adopted 11/6/01; Effective 1/1/02	No Change
Truck and Four-wheel trailer*	\$25.00 per load	Adopted 11/6/01; Effective 1/1/02	No Change
Tires	Actual Cost	Adopted 11/6/01; Effective 1/1/02	No Change
(*If both contain any amount of any type of refuse)			

SMALL WATER SYSTEM REDUCED FEE INCENTIVE PROGRAMS

In an effort to accurately place our resources where they will benefit both the citizens and water system owners in an efficient cost-effective manner, we will be offering two fee incentive options that would reward compliance. The water systems will be reviewed annually to determine if they qualify for either of the Reduced Fee Incentive Programs (A or B).

Qualification Requirements for Small Water System Reduced Fee Incentive Program "A"

Upon acceptance into this program, the water system owner/operator will receive a \$250 reduction in the annual base line fees.

- No violations reported to the California Department of Public Health within the last twelve months.
- No permit violations within the last twelve months.
- No maximum contaminant level (MCL) notification failures within the last twelve months.
- Possession of an active distribution operator (for CWS and NTNCWS only).
- **Bacteriological lab sample results submittal by a laboratory utilizing the Stanislaus County WaterLabs Online, a web-based reporting system.**

Qualification Requirements for Small Water System Reduced Fee Incentive Program "B"

Upon acceptance into this program, the water system owner/operator will receive a \$150 reduction in the annual base line fees.

- No violations reported to the California Department of Public Health within the last twelve months.
- No permit violations within the last twelve months.
- No maximum contaminant level (MCL) notification failures within the last twelve months.
- Possession of an active distribution operator (for CWS and NTNSWS only).

Prior to billing, the annual review will determine if the water system is eligible for the Reduced Fee Incentive Program.

NOTICE OF PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that on April 22, 2008, at 9:15 a.m., or as soon thereafter as the matter may be heard, the Stanislaus County Board of Supervisors will meet in the Basement Chambers, 1010 10th St., Modesto, CA, to consider:

- A. Approval to Introduce and Waive the First Reading of an Ordinance to Amend the Indigent Cremation/Burial Fees to Cover Basic Costs of Cremation and/or Burial in the Sheriff's Department Coroner's Division (for further information, contact the Gina Leguria, Stanislaus County Sheriff's Department at (209) 567-4466 or at 250 E. Hackett Road, Modesto, CA)
- B. Approval to Introduce and Waive the First Reading of an Ordinance Establishing A New Fee for the Social Security Number Truncation Program in the Clerk-Recorder's Department (for further information, contact the Clerk-Recorder's Office at (209) 525-5211 or at 1021 I Street, Modesto, CA)
- C. Approval to Introduce and Waive the First Reading of an Ordinance Establishing Fees for the Stanislaus County Assessment Appeals Board (for further information, contact the Clerk of the Board Office at (209) 525-4494 or at 1010 10th Street, Suite 6700, Modesto, CA)
- D. Approval to Introduce and Waive the First Reading of an Ordinance Establishing New Fees and Amending Existing Fees for the Department of Environmental Resources (for further information, contact Denise Wood at (209) 525-6700, erweb@envres.org, or at 3800 Cornucopia Way, Suite C, Modesto, CA)

ADDITIONAL NOTICE IS GIVEN that the proposed Ordinances and Fee Schedules will be available for review on April 11, 2008, in the Clerk of the Board Office, 1010 10th Street, Suite 6700, Modesto, CA.


NOTICE IS FURTHER GIVEN that at the said time and place, interested persons will be given the opportunity to be heard. Material submitted to the Board for consideration (i.e. photos, petitions, etc.) will be retained by the County. If a challenge to one or more of the above items is made in court, persons may be limited to raising only those issues they or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors.

BY ORDER OF THE BOARD OF SUPERVISORS

DATED: March 25, 2008

ATTEST: CHRISTINE FERRARO TALLMAN, Clerk of
the Board of Supervisors
of the County of Stanislaus,
State of California.

BY:


Elizabeth A. King, Assistant Clerk