

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

DEPT: Public Works

BOARD AGENDA: 5.B.9  
AGENDA DATE: April 24, 2018

**SUBJECT:**

Approval to Set a Public Hearing on May 15, 2018 at the 6:30 p.m. meeting to Introduce and Waive the First Reading of an Ordinance to Establish New Fees and Amend or Eliminate Existing Fees for the Department of Public Works

**BOARD ACTION AS FOLLOWS:**

**RESOLUTION NO. 2018-0179**

On motion of Supervisor Chiesa \_\_\_\_\_, Seconded by Supervisor Monteith \_\_\_\_\_  
and approved by the following vote,

Ayes: Supervisors: Olsen, Chiesa, Withrow, Monteith, and Chairman DeMartini \_\_\_\_\_

Noes: Supervisors: \_\_\_\_\_ None

Excused or Absent: Supervisors: \_\_\_\_\_ None

Abstaining: Supervisor: \_\_\_\_\_ None

1)  Approved as recommended

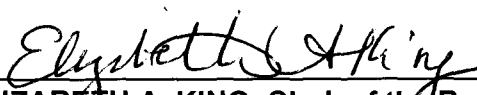
2) \_\_\_\_\_ Denied

3) \_\_\_\_\_ Approved as amended

4) \_\_\_\_\_ Other:

**MOTION:**

ATTEST:

  
\_\_\_\_\_  
ELIZABETH A. KING, Clerk of the Board of Supervisors

File No. ORD-56-C-4

**THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS  
AGENDA ITEM**

DEPT: Public Works

BOARD AGENDA:5.B.9  
AGENDA DATE: April 24, 2018

CONSENT:

CEO CONCURRENCE: YES

4/5 Vote Required: No

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**SUBJECT:**

Approval to Set a Public Hearing on May 15, 2018 at the 6:30 p.m. meeting to Introduce and Waive the First Reading of an Ordinance to Establish New Fees and Amend or Eliminate Existing Fees for the Department of Public Works

**STAFF RECOMMENDATION:**

1. Set a Public Hearing on May 15, 2018 at the 6:30 p.m. meeting to Introduce and Waive the First Reading of an Ordinance to Establish New Fees and Amend Existing Fees for the Department of Public Works as they relate to development permits, grading permits, building permits, encroachment permits, and other projects involving construction activities in Stanislaus County.
2. Authorize the Clerk of the Board to publish notice as required by law.

**DISCUSSION:**

The Public Works Department charges fees for services it provides, as required by law, to the public and the development community. Some of these services encompass construction inspection, plan review, and project review. State law mandates that fees charged for services cannot exceed actual costs and must be used to cover the costs of implementing these inspection and review services.

The Department last evaluated the cost of services provided and the fees associated with the services, in 2015. In preparation for proposed budget, Public Works staff evaluated the current fee structure, the process included the consideration of new fees, where appropriate, as well as modifications to existing fees in order to cover the review, inspection, and service costs.

**FEE REVIEW PROCESS**

To determine the appropriateness of existing fees and identify any need for change, Public Works utilizes the following process:

- Ongoing analysis is conducted on an annual basis to determine if revenue from individual fees is sufficient to cover staff time and costs to support each function that has a fee.
- In reviewing the fee structure, Public Works identifies those fees that had not kept pace with both the amount of staff time and/or the cost of staff time to complete the task as shown in Exhibit A.

- Public Works' engineering staff contacts other California counties to obtain information about the fees they charge for storm drain related activities. For the 2018 comparison the following counties were contacted: Fresno, Calaveras, Kings, Madera, Merced, and San Joaquin.
- The fees charged by other government entities are compared with Stanislaus County fees. A spreadsheet (Exhibit C) was developed listing the fees charged by those government entities along with the current Stanislaus County fees.
- The variation in methods for charging the fees is also evaluated. Variations include a flat rate, charging actual time taken to perform the service, and distinguishing between major and minor projects.

## **PROPOSED FEE CHANGES OF EXISTING FEES AND PROPOSED NEW FEES**

In 1990, the U.S. Environmental Protection Agency (EPA) established a set of rules which started Phase I of the National Pollutant Discharge Elimination System (NPDES) storm water program. The NPDES regulates storm water discharges from municipal separate storm sewer systems (MS4). MS4 permits were issued in two phases:

- The large Cities were all regulated in Phase I in the 1990s.
- Stanislaus County, as a rural county, was part of the Phase II Permit which was adopted in 2003 by the State Water Resources Control Board.

The storm water regulations are a State mandate without a dedicated funding source. Prior to 2013, Public Works had solely implemented the 2003 MS4 Permit. On February 10, 2015 the Board of Supervisors approved a Financial Plan for Implementation in Fiscal Year 2014–2015, which distributed the costs among Public Works, Department of Environmental Resources, the Ag Commissioner, General Services Agency, Planning, and Parks. This Financial Plan covered costs for implementation of the over-arching MS4 Permit, but was silent on costs generated by plan reviews, permit issuance, and field inspections associated with construction activities. Since approval of the Financial Plan in 2015, these unfunded costs associated with regulation of construction activities have been subsidized by Public Works.

For calendar year 2017 a cost recovery analysis of storm drain-related regulations associated with construction activities shows a program cost of \$468,634. Cost associated with overarching permit costs account for \$213,500, which is budgeted for by the aforementioned departments. This results in a cost attributable to construction activities of \$255,134. Of this existing fees recover \$71,411, which leaves a deficit of \$183,723 (see Exhibit B).

The cost recovery analysis of storm drain-related regulations associated with construction activities recognizes and adjusts for the various levels of work needed for each type of permit. In general, the criteria for assigning cost involves whether the construction activity is in or out of the 'Red Zone'; occurs during the rainy season; and whether it is classified as a 'small' or 'regulated' project.

The existing deficit is wholly attributable to Encroachment Permits (see Exhibit B). The hourly rate of \$95 is unchanged from the 2015 fee update for construction engineering services. The cost recovery analysis in Exhibit B utilized that hourly rate and the time to process each type of permit to correct for the existing deficit. The deficit is proposed to be eliminated through the following proposed fee adjustments:

## ROAD USE PERMIT

### Erosion and Sediment Control Plan Review:

Small Projects inside the 'Red Zone'	1 hour @ \$95/hour (New)
Small Projects outside the 'Red Zone'	½ hour @ \$95/hour (New)

### Erosion and Sediment Control Plan Inspection:

Small Projects inside the 'Red Zone' during the rainy season	6 hours @ \$95/hour (New)
Small Projects inside the 'Red Zone' during the non-rainy season	3 hours @ \$95/hour (New)
Small Projects outside the 'Red Zone' during the rainy or non-rainy season	No Cost (Clarification)

## BUILDING PERMITS

This is currently shown as a plan check fee; proposed clarification of fee title and update of time spent on activity; in addition to existing implementation cost recovery.

### Erosion and Sediment Control Plan Check:

Small Bldg Permits (0 sf to 2,500 sf)	½ hour @ \$95/hour (Update)
Regulated Bldg Permits (2,501 sf to 5,000 sf)	1 hour @ \$95/hour (Update)
Regulated Bldg Permits (5,001 sf to <1 acre)	2 hours @ \$95/hour (Update)
Regulated Bldg Permits (1 acre or more)	3 hours @ \$95/hour (Update)

As previously stated, this deficit (\$183,723 for calendar year 2017) is currently being subsidized by Public Works, which takes money away from maintenance of the road system. The new fees recover the cost of these services from those entities receiving direct benefit of the service. The new and updated fees reflect specific storm drain related activity that is readily identifiable and have been calculated to accurately recover costs of providing the service.

In addition to the changes noted above the fee schedule for Public Works includes the following changes:

- Fees for Pipeline Maintenance Agreements and Traffic Delay Notifications were originally approved with the 2015 fee update and listed as fees collected by Planning. These fees are actually collected by Public Works and have been moved to the Public Works fee page (see Exhibit A).
- The Improvement Plan Checking fee was approved to increase from \$95 to \$105 per hour with the 2015 fee update, however the table incorrectly kept the fee at \$95 per hour and added a \$10 fee that was not discussed in the agenda report. The 2018 fee update clarifies the fee is \$105 per hour and there is no additional \$10 fee (see Exhibit A).
- The Improvement Plan Checking fee had an incorrect footnote related to inspection services shown with the fee table for the 2015 fee update. The footnote has been removed from this fee (see Exhibit A).

## POLICY ISSUE:

Prior to levying a new fee or amending 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 Board of Supervisors. At that time the Board of

Supervisors may introduce and waive the first reading of an ordinance to establish new and amend existing fees of the Department of Public Works.

**FISCAL IMPACT:**

If the proposed fee adjustments are approved, the increase in revenue for the Department of Public Works is estimated to be \$185,345 in Budget Year 2018-2019. This includes anticipated revenue increases of \$39,995 from Encroachment Permit Services, and \$145,350 from Storm Drain related Encroachment Permit Field Inspection Services. The recommended fee revenue will be included in the Department's Budget Years 2018-2019 Proposed Budget.

**BOARD OF SUPERVISORS' PRIORITY:**

The recommended actions are consistent with the Board's priority of *Delivering Efficient Public Services & Community Infrastructure* by making funds available to the Department of Public Works to continue to operate efficiently and effectively, and improving the quality of life in Stanislaus County.

**STAFFING IMPACT:**

Existing Public Works staff will support these recommended actions.

**CONTACT PERSON:**

Matt Machado, Public Works Director

Telephone: 209-525-4130

**ATTACHMENT(S):**

1. Ordinance Amending Existing Fees 2018
2. EXHIBIT A - Proposed 2018 Public Works Fees
3. EXHIBIT B - Stormwater Cost Recovery Calcs
4. EXHIBIT C - Fee Comparisons
5. NOTICE OF PUBLIC HEARING

ORDINANCE NO. C.S. \_\_\_\_\_

**AN ORDINANCE AMENDING  
EXISTING FEES COLLECTED BY THE DEPARTMENT OF  
PUBLIC WORKS**

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 Public Works are amended as set forth in the Department of Public Works Fee Schedule attached hereto as Exhibit A and incorporated by reference, a 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 on 30 days from and after the date of its passage and before the expiration of fifteen (15) days after its passage, it shall be published once, with the names of 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 resolution was passed and adopted at a regular meeting of the Board of Supervisors of the County of Stanislaus, State of California, the \_\_\_\_\_ day of \_\_\_\_\_, 2018, by the following called vote:

AYES: Supervisors:

NOES: Supervisors:

ABSENT: Supervisors:

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Jim DeMartini, Chairman  
of Board of Supervisors  
County of Stanislaus, State of California

ATTEST:

ELIZABETH A. KING,  
CLERK OF THE BOARD OF SUPERVISORS OF THE  
COUNTY OF STANISLAUS, STATE OF CALIFORNIA

By \_\_\_\_\_  
Deputy Clerk

APPROVED AS TO FORM:

JOHN P. DOERING  
COUNTY COUNSEL

By  \_\_\_\_\_  
Amanda M. DeHart  
Deputy County Counsel

## EXHIBIT "A"

### STANISLAUS COUNTY 2018 DEPARTMENT OF PUBLIC WORKS FEE SCHEDULE ( EFFECTIVE JULY 1, 2018 )

1716 Morgan Road, Modesto, CA 95358

Phone: (209) 525-4130 / Fax: (209) 541-2505 / Email: [pwpermits@stancounty.com](mailto:pwpermits@stancounty.com)

[www.stancounty.com/publicworks](http://www.stancounty.com/publicworks)

The Board of Supervisors has revised the fee schedule for various functions provided by the Department of Public Works. Effective July 1, 2018 the new fee schedule is as follows:

Fee Description	Fiscal Year Adopted	New Fee?	Fee Amount	Unit
<b>Excavation Permits</b>				
California Street & Highways 1464; CCR, Division 2, Chapter 5.5, Article 2				
Permit (includes \$5 ea. FPA & GIS, \$20 stormwater)	2015		\$ 40	Each
Inspection per 500 ft of trench in unpaved area	2013		\$ 190	Per 500/lf
Inspection per 250 ft of trench in paved area	2013		\$ 190	Per 250/lf
Encroachment Permits-Driveway construction	2013		\$ 190	Each
Utility (trench) cut fee per sq-ft area <sup>(1)</sup>	2011		\$ 7.30	Per sq-ft
Pipeline Maintenance Agreement	2015		\$ 285	Each

Fee Description	Fiscal Year Adopted	New Fee?	Fee Amount	Unit
<b>Construction Permits-Street Improvements</b>				
California Street & Highways 1464				
Permit (includes \$5 ea. FPA & GIS, \$20 stormwater)	2015		\$ 60	Each
Curb & Gutter per 250 lineal feet	2013		\$ 190	Per 250/lf
Sidewalks per 250 lineal feet	2013		\$ 190	Per 250/lf
Matching Pavement per 250 lineal feet	2013		\$ 190	Per 250/lf
Drywell Inspection	2013		\$ 95	Each
Reinspections (hourly rate)	2013		\$ 95	Per hour
General Construction Inspection at hourly rate <sup>(2)</sup>	2013		\$ 95	Per hour
Erosion and Sediment Control Plan (ESCP) - Plan Review	2018	NEW	\$ 95	Per hour
Erosion and Sediment Control (ESCP) - Field Inspection	2018	NEW	\$ 95	Per hour
Improvement Plan Checking	2015	CORRECTION	\$ 105	Per hour
<del>Improvement Plan Checking \$10 one-time charge</del>	2015	CORRECTION	<del>\$ 10</del>	Each

Fee Description	Fiscal Year Adopted	New Fee?	Fee Amount	Unit
<b>Road Use Permit</b>				
California Street & Highways 982; CCR, Division 2, Chapter 2				
Parade Permit	2009		\$ 50	Each
Traffic Delay Notification	2015		\$ 190	Each
Transportation Permit				
Annual	2009		\$ 90	Each
Daily	2009		\$ 16	Each

Fee Description	Fiscal Year Adopted	New Fee?	Fee Amount	Unit
<b>Land Survey</b>				
Subdivision Map Act 66451.2, Chapter 3, Article 1				
Subdivision Map Processing (per map) <sup>(3)</sup>	2004		\$ 1,390	Each
Plus additional per lot and block	2004		\$ 10	Per Lot & Block
Parcel Map Processing (per map) <sup>(3)</sup>	2004		\$ 1,390	Each
Plus additional per parcel	2004		\$ 10	Per Parcel
Survey Map Processing (per request-up to 4 sheets) <sup>(3) &amp; (4)</sup>	2013		\$ 700	Each
Certificate of Compliance Processing (per request) <sup>(5)</sup>	2013		\$ 695	Each
Road Abandonment Processing (per request)	2013		\$ 1,620	Each
Lot Line Adjustment Processing <sup>(6)</sup>				
A2 Zoning District (per lot line application)	2004		\$ 695	Each
All Other Zoning Districts (per lot line application)	2004		\$ 210	Each

**Notes:**

(1) Excavation Permit Exceptions: pavements not maintained by County; excavations performed at request of County; excavations in pavements scheduled for resurfacing within 2 years

(2) Construction Permits & Street Improvements: Actual inspection time to be charged against a deposit of 10% of Engineer's estimate of total project cost.

(3) All projects (Parcel, Subdivision and Survey Maps) sitting dormant for 3 years or more will be recharged current applicable fees for re-evaluation of plans.

(4) For Survey Maps, add \$100 per each additional sheet if more than 4 sheets.

(5) For Certificate of Compliance, add \$20 per parcel.

(6) All Lot Line Adjustment Fees to be collected by Stanislaus County Planning Department.



## EXHIBIT "A" (Continued)

### Fees Collected by Planning

Fee Description	Fiscal Year Adopted	New Fee?	Fee Amount	Units
Adult Business Permit	2010		\$ 70	Each
Ag Grievances *(7)	2010		\$ 210	Each
Community Plan Amendment	2010		\$ 340	Each
Condition of Approval or Development Standard Modification*(8)	2010		\$ 450	Each
Development Agreement*(7)	2010		\$ 210	Each
Grading Permit - Application Processing Fee	2015		\$ 50	Each
Grading Permit - Plan Check	2013		\$ 95	Per Hour
Grading Permit - Field Inspection	2013		\$ 95	Per Hour
Building Permit - Application Processing Fee	2015		\$ 71	Each
Building Permit-Erosion and Sediment Control Plan (ESCP)-Plan Review	2018	NEW	\$ 95	Per Hour
Building Permit - ESCP - Field Inspection	2018	NEW	\$ 95	Per Hour
Grading Permit - NPDES Risk Level 1 *(9)	2012		\$ 450	Each
Grading Permit - NPDES Risk Level 2 *(9)	2012		\$ 675	Each
Grading Permit - NPDES Risk Level 3 *(9)	2012		\$ 855	Each
General Plan Amendment *(7)	2010		\$ 210	Each
Historical Site Review (Staff Approval)	2010		\$ 70	Each
Historical Site Permit (@site /Planning Commission)	2010		\$ 210	Each
Mine Use Permit/Reclamation Plan (RP)/RP Amendment *(7)	2010		\$ 255	Each
Parcel Maps (R, C, M, LI, IBP, PD, PI Zones) *(8)	2012		\$ 450	Each
Parcel Maps (A-2 Zone non-Williamson Act and < 4 parcels + remainder) *(8)	2012		\$ 450	Each
Parcel Maps (A-2 Zone with Williamson Act or > 4 parcels + remainder) *(8)	2012		\$ 450	Each
Recirculation of Mitigated Negative Declaration *(7)	2010		\$ 210	Each
Rezone *(7)	2010		\$ 210	Each
Specific Plans *(7)	2010		\$ 340	Each
Staff Approval Permit-with referral	2010		\$ 70	Each
Street Name Change	2010		\$ 125	Each
Subdivision Ordinance Exception	2010		\$ 140	Each
Tentative Subdivision Map	2010		\$ 550	Each
Use Permit-Agricultural-All Tiers *(8)	2012		\$ 450	Each
Use Permit - Non-agricultural zones *(8)	2012		\$ 450	Each
Use Permit-Required Board of Supervisors Approval *(8)	2012		\$ 450	Each
Zoning Ordinance Variance	2010		\$ 160	Each
Williamson Act Contract	2010		\$ 70	Each
Zoning Ordinance Amendment	2010		\$ 210	Each

**Notes:**

(7) Fees described above that require a deposit and are charged at "actual cost" have a minimum charge associated with them. The deposit required is the minimum charge and is non-refundable.\* This DOES NOT include any necessary consultant costs for environmental review, specialized studies, financial consulting or any other expert consulting services potentially needed by the County for processing these applications. Monthly draws against the deposit will be made based on staff time and materials needed to process the applications. Staff costs and expenses will be billed at fully burdened weighted labor rates at the time of services rendered. All additional staff time and expenses needed to complete the application processing that exceed the deposit amount will be charged at actual cost, including labor charged at the weighted labor rate. Invoices will be calculated on a quarterly basis and forwarded to the applicant for balance of payment. If the deposit reaches 20% of the initial deposit or less, the Applicant will be asked to make a subsequent deposit in an amount dependent upon the amount of work left to complete on processing. Applicants will be expected to pay the subsequent deposit within 30 days of invoice date. In the event that the account is not paid within 30 days of the invoice date, processing will be suspended until such time that payment is made. Any remainder will be used to reconcile the final bill. If there is a balance remaining after reconciling the final bill, a refund check will be mailed to applicant. Public hearings will not be scheduled until payment in full is received.

(8) Department of Public Works charges for Condition of Approval or Development Standards Modifications, Parcel Maps, and Use Permits reflect a minimum charge of 5 hours at a weighted labor rate of \$90 per hour. Additional time required for these requests will be charged at \$95 per hour for construction engineering services or \$105 per hour for plan checking/engineering services.

(9) Fees described above that require a deposit and are charged at "actual cost". Staff costs and expenses will be billed at fully burdened weighted labor rates at the time of services rendered. Any deposit balance remaining at the completion of the project will be reimbursed to the applicant.

\* Fees may be refunded if the Planning Director, or his appointed designee, determines extraordinary circumstance warranting a refund exists.

**STAFF TIME SPEND ON STORM WATER (Hours)**

EMPLOYEE	TOTAL
R. Brown	0.0
F. Clark	0.0
D. Gilton	1045.0
A. Halverson	0.0
B. Kozlow	1826.5
P. Saini	559.0
S. Song	611.0
L. Stachura	43.0
	<b>4084.5</b>
Administration (10% of Deputy Director's time)	148.4
Total Labor Cost	<b>4232.9</b>

**LABOR EXPENSE (\$)**

EMPLOYEE	TOTAL
R. Brown	\$ -
F. Clark	\$ -
D. Gilton	\$ 96,082.46
A. Halverson	\$ -
B. Kozlow	\$ 131,463.66
P. Saini	\$ 68,103.89
S. Song	\$ 51,288.07
L. Stachura	\$ 3,195.43
	<b>\$ 350,133.51</b>
Administration (10% of Deputy Director's time)	\$ 20,000.00
Total Labor Cost	<b>\$ 370,133.51</b>

**COSTS**

FY 18-19		
Permit Cost	\$	28,500.00
Consultant Cost	\$	50,000.00
Delta Monitoring Plan	\$	20,000.00
Total Labor Cost	\$	370,134.00
<b>Total Cost of Storm Water Regulation</b>	<b>\$</b>	<b>468,634.00</b>

**Cost Recovery from Split of Overarching Permit Costs**

Permit Cost	\$	28,500.00
Consultant Cost	\$	50,000.00
PSC-Permit Mgmt	\$	135,000.00
	<b>\$</b>	<b>213,500.00</b>
<b>Cost Attributable to Permits</b>	<b>\$</b>	<b>255,134.00</b>

**REVENUES**

	EXISTING	# OF PERMITS
<b>ENCROACHMENT PERMITS</b>		
No. of permits (non-risk)	502	
Base charge per permit	\$ 20.00	
Revenue (non-risk)	\$ 10,040.00 (Implementation)	502
No. of permits ( at-risk)	10	
Revenue (at-risk)	\$ 8,550.00	
	\$ 18,590.00	
<b>BUILDING PERMITS</b>		
Revenue	\$ 52,821.00	241
	\$ 71,411.00	
<b>Permit-Related Storm Water Cost Currently Subsidized by Public Works</b>	<b>\$</b>	<b>183,723.00</b>

**Equal Distribution of Permit Deficit with Proposed New Fees:**

Additional ENCR Revenue (ESCP Reviews):	\$	39,995.00
Additional ENCR Revenue (ESCP Inspections):	\$	145,350.00
Total Additional Revenue Proposed:	\$	185,345.00

Forecasted Revenue for implementing ESCP Plan Review & Inspection Time for Encroachment Permit Applications:  
 Prepared by: Frederic Clark, Deputy Director of Public Works  
 Date: April 11, 2018

Based on 2017 Calendar Year's Activities (Jan 1 to Dec 31, 2018), 502 ENCR permits were processed and issued.

**ESCP Expanded Review Cost Recovery:**

Project Type	Number of Permits	ESCP Plan Review Time (Hours)	Labor Rate (\$/Hour)	ESCP Plan Review Fee per Permit	Total ESCP Plan Review Fee
Small ENCR Project's Inside of the "Red Zone" requiring Expanded ESCP Review	340	1.0	\$ 95.00	\$ 95.00	\$ 32,300.00
Small ENCR Project's Outside of the "Red Zone" requiring Basic ESCP Review	162	0.5	\$ 95.00	\$ 47.50	\$ 7,695.00
Sub-Total:					502
					\$ 39,995.00

\*Note: Assumes 15 minutes review time for basic ESCP review and 30 minutes review time for expanded ESCP review.

**ESCP Inspection Cost Recovery:**

Project Type	Number of Permits	Inspection Frequency	Minimum Number of Inspections Required	Inspection Time (assume 1 hr per inspection)	Travel Time (assume round trip at 2 hours per inspection)	Total Inspection & Travel Time (hrs)	Labor Rate (\$/Hour)	Total ESCP Inspection Fees
Small ENCR Projects Inside of the "Red Zone" (during rainy season)**	170	Pre & Post ESCP Inspection	2.0	2.0	4.0	6.0	\$ 95.00	\$ 96,900.00
Small ENCR Projects Inside of the "Red Zone" (during non-rainy season)***	170	Post Inspection Only	1.0	1.0	2.0	3.0	\$ 95.00	\$ 48,450.00
Small ENCR Projects Outside of the "Red Zone" (rainy or non-rainy season)	162	No Inspection Required	0.0	0.0		0.0	\$ 95.00	\$ -
Sub-Total:								502
								\$ 145,350.00

\*\* Note: Assume 1/2 of all Small ENCR Projects Inside of the Red Zone are constructed during the rainy season

\*\* Note: Assume 1/2 of all Small ENCR Projects Inside of the Red Zone are constructed during the non-rainy season

**ESCP Inspection for Risk Level Projects:**

Project Type	Number of Permits	Inspection Frequency based on Rain or Non-Rainy Period	NPDES Fee based on Risk Level	NPDES Fees Collected
NPDES Regulated ENCR Projects or Projects Under CGP	8	NPDES Risk Level 1	\$ 450	\$ 3,600
NPDES Regulated ENCR Projects or Projects Under CGP	2	NPDES Risk Level 2	\$ 675	\$ 1,350
NPDES Regulated ENCR Projects or Projects Under CGP	0	NPDES Risk Level 3	\$ 855	\$ -
Sub-Total:				10
				\$ 4,950
				Plan Review SWPPP
				Inspection
				\$ 3,600
				Total for Risk 1, 2, 3
				\$ 8,550
				Total NPDES Fees collected:

## EXHIBIT "C"

### FEE COMPARISON WITH OTHER COUNTIES

Storm Water Quality Fees	Stanislaus Proposed	Fresno <sup>(1)</sup>	Madera <sup>(2)</sup>	Calveras <sup>(3)</sup>	San Joaquin <sup>(4)</sup>	Merced	Kings
1. ESCP - Expanded Plan Review (1/2 hour minimum)	\$95/hour	Per Plan Set Fee + Storm Drain Fee based on gross acreage	Based on Percentage of Total Project Cost + Basic Fees + Storm Water Impact Fees	Based on Percentage of Total Project Cost	Basic Permit Fees + Percentage of Total Project Cost	Based on Percentage of Total Project Cost	Site plan review \$65.00 subdivision - % of cost
2. ESCP Construction Inspection (Project's in Red Zone will require a minimum of 3-hours for projects constructed during non-rainy season and 6-hour minimum during rainy season)	\$95/hour	Per Plan Set Fee + Storm Drain Fee based on gross acreage	Based on Percentage of Total Project Cost + Basic Fees + Storm Water Impact Fees	Based on Percentage of Total Project Cost	Basic Permit Fees + Percentage of Total Project Cost	Based on Percentage of Total Project Cost	Cost is actual cost of improvements ENCR Permits

Notes:

#### (1) FRESNO COUNTY

Description of Fees	Fee Amount
Encroachment Permit Plan Review Fees	\$705 per set
Road Improvement Plan Review Fees	\$1,430 per set
Strom Drain Costs and Fees	See note below.

Note: Although Fresno is not a Phase II Agency, local drainage fees are required by Chapter 17.64 of Title 17 of the Fresno County Ordinance Code. Fees are calculated in accordance with a schedule of per gross acre fees. The fee applicable to any parcel of land or division shall be the product of the gross acreage of the parcel or division multiplied by the rate or rates per gross acre applicable to the land use district, local drainage area and local drainage area zone within which the parcel or division is located. The per gross acre rates and estimated total cost of the planned local drainage facilities are set forth on a separate schedule. Copies of that schedule are kept and maintained in the offices of the County Public Works Department, County Auditor-Controller/Treasurer-Tax Collector, and Clerk to the Board of Supervisors.

#### (2) MADERA COUNTY

##### A. Basic Fees in addition to above cost includes:

Description of Fees	Fee Amount
Permit Processing Fee	\$82
Encroachment Permit Inspection Fee (minimum)	\$115

##### B. Plan Review Fees:

Description of Fees	Fee Amount
First \$100,000 of Improvement Cost	2.0% of Proj Cost
Improvement Cost Between \$100,001 and \$250,000	1.2% of Proj Cost
Improvement Cost Between \$250,001 and \$1,000,000	0.5% of Proj Cost
Improvement Cost over \$1,000,000	0.15% of Proj Cost

##### C. Development Impact Fees:

Impact Fee Category	Single Family Dwelling Fee	Medium Family Dwelling Fee	Commercial Fee (per sq-ft)	Industrial Fee (per sq-ft)
Storm drain impact fee -northwest	\$ 2,028.12	\$ 1,044.03	\$ 1.33	\$ 0.56
Storm drain impact fee -northeast	\$ 3,099.39	\$ 1,453.79	\$ 1.21	\$ 0.56
Storm drain impact fee -southwest	\$ 1,250.00	\$ 559.07	\$ 1.19	\$ 0.56
Storm drain impact fee -southeast	\$ 3,472.10	\$ 1,394.94	\$ 1.09	\$ 0.56
Storm drain impact fee -existing service area	\$ 1,132.30	\$ 545.99	\$ 0.63	\$ 0.56

**(3) CALAVERAS COUNTY**

<b>Total Estimated Cost of Improvements</b>	<b>Plan Check</b>	<b>Inspection</b>	<b>Total</b>
Less than \$10,000	\$ 300.00	\$1,200.00	\$1,500.00
\$ 10,000 to \$ 49,999	\$ 500.00	\$2,000.00	\$2,500.00
\$ 50,000 to \$ 99,999	\$1,000.00	\$5,000.00	\$6,000.00
\$100,000 to \$399,999	1%	\$6,000.00	\$6,000.00 + 1%
\$400,000 and over	1%	1.50%	2.50%

Note: The applicant shall deposit an estimated fee to cover the county's actual costs of inspection of the project. This fee may be deposited in two installments. The first installment shall be paid when plans are submitted for checking. The balance of the inspection fee shall be deposited prior to the start of work.

**(4) SAN JOAQUIN COUNTY**

**A. Basic Permit Processing Fees:**

<b>Permit Type</b>	<b>Plan Check</b>
Encroachment Permit Processing	\$315
Building Permit Processing	\$80
Grading Permit Processing Fee	\$38

**B. Plan Review Fees:**

<b>Total Estimated Cost of Improvements</b>	<b>Fee Amount</b>
First \$150,000 of Improvement Cost	7.22% of Proj Cost
Improvement Cost Between \$150,001 and \$400,000	4.20% of Proj Cost
Over \$400,000	1.95% of Proj Cost
Storm Water Quality Control Criteria Program (SWQCCP) - Plan Review	\$665 to \$1,000

**C. Field Inspection Fees**

<b>Total Estimated Cost of Improvements</b>	<b>Fee Amount</b>
First \$200,000 of Improvement Cost	9.08% of Proj Cost
Improvement Cost Between \$200,001 and \$500,000	3.95% of Proj Cost
Improvement Cost Between \$500,001 and \$1,000,000	2.82% of Proj Cost
Improvement Cost over \$1,000,000	2.31% of Proj Cost
Storm Water Quality - Field Inspection	\$150 to \$225

## NOTICE OF PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that on May 15, 2018, at 6:30 p.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 the introduction and waiving of the first reading of the following proposed ordinances:

- A.** An Ordinance to establish new and amend existing fees for the Department of Environmental Resources. The proposed new fees and fee adjustments would consist of:

- Increased Weighted Labor Rate of the Department
- Public Water Systems Penalty Fee
- Hazardous Materials CUPA Program Penalty Fees
- Changes in the Landfill Fees: Elimination of the Solid Material (Inert) Fee, Increase in Ash Tipping Fee, and Hard-to-Handle Description Clarification

For further information, contact Julie Mendoza at (209) 525-6700, [jmendoza@envres.org](mailto:jmendoza@envres.org) or at 3800 Cornucopia Way, Suite C, Modesto, CA.

- B.** An Ordinance to amend and eliminate existing fees for the Department of Parks and Recreation. The proposed fee adjustments would consist of:

- Elimination of the Stanislaus County Resident Day Use Discount Fee
- Increase in Camping Fees and Camping Discounted Fees

For further information, contact Julie Mendoza at (209) 525-6700, [jmendoza@envres.org](mailto:jmendoza@envres.org) or at 3800 Cornucopia Way, Suite C, Modesto, CA.

- C.** An Ordinance to establish new fees and amend existing fees for Planning Services. For further information, contact Angela Freitas, Director of Planning and Community Development at (209) 525-6330, [planning@stancounty.com](mailto:planning@stancounty.com) or at 1010 10th Street, Suite 3400, Modesto, CA.

- D.** An Ordinance to establish new fees and amend or eliminate existing fees for the Public Works Department. The proposed new fees and fee adjustments would consist of:

- Erosion and Sediment Control Plan-Plan Review Fee for Construction Permits
- Erosion and Sediment Control Plan-Construction Field Inspection Fee for Construction Permits
- Erosion and Sediment Control Plan-Plan Review for Building Permits
- Erosion and Sediment Control Plan-Construction Field Inspection Fee for Building Permits

For further information, contact Frederic Clark at (209) 525-4302, [clarkf@stancounty.com](mailto:clarkf@stancounty.com) or at 1010 10th Street, Suite 4204, Modesto, CA.

ADDITIONAL NOTICE IS GIVEN that the proposed Ordinances and Fee Schedules will be available for review on May 4, 2018, in the Clerk of the Board Office, 1010 10th Street, Suite 6700, Modesto, CA.

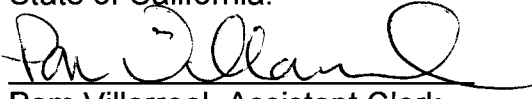
NOTICE IS FURTHER GIVEN that at the said time and place, interested persons will be given the opportunity to be heard. Material submitted to the Board for consideration (i.e. photos, petitions, etc.) will be retained by the County. If a challenge to one or more of the above items is made in court, persons 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: April 24, 2018

ATTEST: ELIZABETH A. KING, Clerk of  
the Board of Supervisors  
of the County of Stanislaus,  
State of California.

BY:

  
Pam Villarreal, Assistant Clerk

**DECLARATION OF PUBLICATION  
(C.C.P. S2015.5)**

**COUNTY OF STANISLAUS  
STATE OF CALIFORNIA**

I am a citizen of the United States and a resident Of the County aforesaid; I am over the age of Eighteen years, and not a party to or interested In the above entitle matter. I am a printer and Principal clerk of the publisher of THE MODESTO BEE, printed in the City of MODESTO, County of STANISLAUS, State of California, daily, for which said newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of STANISLAUS, State of California, Under the date of February 25, 1951, Action No. 46453; that the notice of which the annexed is a printed copy, has been published in each issue there of on the following dates, to wit:

May 04, 2018, May 10, 2018

I certify (or declare) under penalty of perjury That the foregoing is true and correct and that This declaration was executed at

MODESTO, California on

May 10th, 2018

(By Electronic Facsimile Signature)

Cynthia A. Villalobos

STANISLAUS COUNTY  
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BY ORDER OF THE BOARD OF SUPERVISORS. DATED: April 24, 2018. ATTEST: ELIZABETH A. KING, Clerk of the Board of Supervisors of the County of Stanislaus, State of California. BY: Pam Villarreal, Assistant Clerk. Pub Dates May 4,10, 2018