

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

DEPT: Board of Supervisors

BOARD AGENDA:5.A.6
AGENDA DATE: May 22, 2018

SUBJECT:

Approval to Adopt and Waive the Second Reading of Ordinance C.S. 1214 to Establish New Fees and Amend or Eliminate Existing Fees for the Department of Public Works

BOARD ACTION AS FOLLOWS:

RESOLUTION NO. 2018-0230

On motion of Supervisor Withrow , Seconded by Supervisor Chiesa
and approved by the following vote,
Ayes: Supervisors: Chiesa, Withrow, Monteith, and Chairman DeMartini
Noes: Supervisors: None
Excused or Absent: Supervisors: Olsen
Abstaining: Supervisor: None

- 1) Approved as recommended
- 2) Denied
- 3) Approved as amended
- 4) Other:

MOTION:

ATTEST: Elizabeth A. King
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: Board of Supervisors

BOARD AGENDA:5.A.6
AGENDA DATE: May 22, 2018

CONSENT:

CEO CONCURRENCE: YES

4/5 Vote Required: No

SUBJECT:

Approval to Adopt and Waive the Second Reading of Ordinance C.S. 1214 to Establish New Fees and Amend or Eliminate Existing Fees for the Department of Public Works

STAFF RECOMMENDATION:

1. Adopt and waive the second reading of Ordinance C.S. 1214 to establish new fees and amend or eliminate existing fees for the Department of Public Works

ATTACHMENT(S):

1. Ordinance C.S.1214

**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.

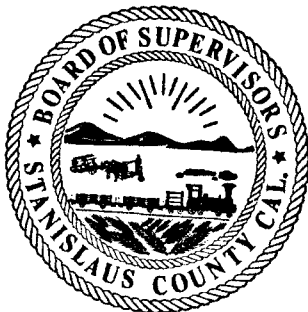
Section 2. This ordinance shall take effect 30 days from and after the date of its passage and before the expiration of fifteen (15) days after its passage, it shall be published once, with the names of the members voting for and against the same, in the Modesto Bee, a newspaper published in the County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


Upon motion of Supervisor Withrow, seconded by Supervisor Chiesa, 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 22nd day of May, 2018, by the following called vote:

AYES: Supervisors: Chiesa, Withrow, Monteith, and Chairman DeMartini

NOES: Supervisors: None

ABSENT: Supervisors: Olsen





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 Kelly Rodriguez
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

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
Excavation Permits				
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 ⁽¹⁾	2011		\$ 7.30	Per sq-ft
Pipeline Maintenance Agreement	2015		\$ 285	Each

Fee Description	Fiscal Year Adopted	New Fee?	Fee Amount	Unit
Construction Permits-Street Improvements				
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 ⁽²⁾	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
Improvement Plan Checking \$10 one-time charge	2015	CORRECTION	\$ 10	Each

Fee Description	Fiscal Year Adopted	New Fee?	Fee Amount	Unit
Road Use Permit				
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
Land Survey				
Subdivision Map Act 66451.2, Chapter 3, Article 1				
Subdivision Map Processing (per map) ⁽³⁾	2004		\$ 1,390	Each
Plus additional per lot and block	2004		\$ 10	Per Lot & Block
Parcel Map Processing (per map) ⁽³⁾	2004		\$ 1,390	Each
Plus additional per parcel	2004		\$ 10	Per Parcel
Survey Map Processing (per request-up to 4 sheets) ^{(3) & (4)}	2013		\$ 700	Each
Certificate of Compliance Processing (per request) ⁽⁵⁾	2013		\$ 695	Each
Road Abandonment Processing (per request)	2013		\$ 1,620	Each
Lot Line Adjustment Processing ⁽⁶⁾				
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.

STANISLAUS COUNTY ORDINANCE C.S. 1214

Upon motion of Supervisor Withrow, seconded by Supervisor Chiesa, Stanislaus County Ordinance C.S. 1214 was passed and adopted at a regular meeting of the Board of Supervisors of the County of Stanislaus, State of California, this 22nd day of May 2018, by the following called vote:

AYES: SUPERVISORS: Chiesa, Withrow, Monteith, and Chairman De Martini
NOES: None
ABSENT: Olsen
ABSTAINING: None

Ordinance C.S. 1214 establishes new fees and amends or eliminates 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 or at 1010 10th Street, Suite 4204, Modesto, CA.

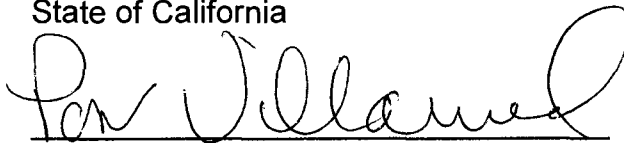
NOTICE IS FURTHER GIVEN that a full copy of the ordinance is available for review in the Clerk of the Board Office, 1010 10th Street, Suite 6700, Modesto, CA. For further information, contact Matt Machado, Director of Public Works, at (209) 525-4153 or visit the office between the hours of 8:00 a.m. and 5:00 p.m. at 1010 10th Street, Suite 4204, Modesto, CA.

BY ORDER OF THE BOARD OF SUPERVISORS

DATED: May 22, 2018

ATTEST: Elizabeth A. King,
Clerk of the Board of Supervisors
of the County of Stanislaus,
State of California

BY:


Pam Villarreal, Deputy Clerk of the Board

ORD-56-C-4