

ARTICLE V. - COMMERCIAL WEIGHING AND MEASURING DEVICE REGISTRATION PROGRAM

Sec. 3-50. - Title.

50.1 The title of this Article shall be, "Commercial Weighing and Measuring Device Registration Program."

(Ord. No. 1658, § 1, 7-7-87)

Sec. 3-51. - Purpose.

51.1 The purpose of this Article is to establish a system for the registration of weighing and measuring devices for the recovery of costs incurred from the inspecting and testing of such devices, as established in the California Business and Professions Code Sections 12210 and 12240, et seq.

(Ord. No. 1658, § 1, 7-7-87)

Sec. 3-52. - Definitions.

52.1 For the purpose of this Article, the following terms and phrases shall be defined as set out below:

- a) Weighing and Measuring Devices means the devices specified in Business and Professions Code Section 12210.

(Ord. No. 1658, § 1, 7-7-87; Ord. No. 2012, § 1, 6-11-91; Ord. No. 2292, § 1, 7-25-95; Ord. No. 2814 § 1, 2-20-2007)

- b) Commercial Purposes shall have the meaning assigned to it by the California Business and Professions Code, Section 12500.

(Ord. No. 1658, § 1, 7-7-87; Ord. No. 2012, § 1, 6-11-91)

- c) County Sealer shall mean the Sealer or Director of the Lake County Department of Weights and Measures as appointed by the Board of Supervisors of the County of Lake, State of California, as well as any duly authorized agents appointed by the Sealer or Director.

(Ord. No. 1658, § 1, 7-7-87; Ord. No. 2012, § 1, 6-11-91)

- d) Each "business location" shall consist of all of the combined fixed and mobile facilities of the owner of commercial weighing and measuring device(s). The combined facilities at each business location shall pay only one (1) business location fee for each inspection at the site.

(Ord. No. 1658, § 1, 7-7-87; Ord. No. 2012, § 1, 6-11-91; Ord. No. 2814 § 2, 2-20-2007)

Sec. 3-53. - Device Registration.

53.1 No person shall use any weighing or measuring device for commercial purposes in Lake County without first registering the device with the County Sealer. The registration shall be in addition to any other certificate license or permit which may be required by the County of Lake or any other governmental activity.

53.2 Annual Fee: An annual registration fee shall be charged for the calendar year (January 1 through December 31), or any part thereof, for all commercial weighing or measuring devices. For purposes of this section, the annual registration fee for a business that uses a commercial weighing or measuring device or devices shall consist of a business location fee, a Department of Food and Agriculture administrative fee, as specified in Business and Professions Code Section 12241, and a device fee, as [outlined in the latest County of Lake's Master Fee Schedule adopted by the County of Lake Board of Supervisors in accordance with prescribed in Section 12240 of the California Business and Professions Code.](#) ~~specified in subsections (a) through (c) below. Pursuant to the California Business and Professions Code, Section 12240, the annual registration fees are established as follows:~~

~~a) Beginning December 1, 2012 and thereafter, eighty dollars (\$80.00) per business location, plus applicable device fee listed in subsections (e)(1) to (e)(9) below:~~

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~~b) For marinas, mobilehome parks, recreational vehicle parks and apartment complexes, where the owner of the marina, park, or complex owns and is responsible for the water submeters, electric submeters, and/or vapor submeters, the device fee shall be two dollars (\$2.00) per device per space or apartment:~~

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~~c) (1) For weighing devices, other than livestock, with capacities of ten thousand (10,000) pounds or greater, the device fee shall be two hundred fifty dollars (\$250.00) per device; for weighing devices, other than livestock scales, with capacities of at least two thousand (2,000) pounds but less than ten thousand (10,000) pounds, the device fee shall be one hundred fifty dollars (\$150.00) per device:~~

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~~(2) For livestock scales with capacities of ten thousand (10,000) pounds or greater, the device fee shall be one hundred fifty dollars (\$150.00) per device; for livestock scales with capacities of at least two thousand (2,000) pounds but less than ten thousand (10,000) pounds, the device fee shall be one hundred dollars (\$100.00) per device:~~

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~~(3) For liquefied petroleum gas (LPG) meters, truck mounted or stationary, the device fee shall be one hundred seventy-five [dollars] (\$175.00) per device:~~

~~(4) For wholesale and vehicle meters, the device fee shall be twenty-five dollars (\$25.00) per device:~~

~~(5) For computing scales, the device fee shall be twenty dollars (\$20.00) per device. For purposes of this subsection, a computing scale shall be a weighing device with a capacity of less than one hundred (100) pounds that indicates the money value of any commodity weighed, at predetermined~~

unit prices, throughout all or part of the weighing range of the scale. For the purposes of this subsection, the portion of the annual registration fee consisting of the business location fee and the device fees authorized by this subsection shall not exceed the sum of one thousand dollars (\$1,000.00) for each business location:

(6) For jewelry scales, the device fee shall be twenty dollars (\$20.00) per device. For purposes of this subsection, a jewelry scale shall be a scale that meets the specifications, tolerances, and sensitivity requirements established or adopted by the secretary applicable to those devices in accordance with Business and Professions Code Section 12107.

(7) For weighing devices, other than computing and jewelry scales as defined in subsections (5) and (6), with capacities of at least one hundred (100) pounds but less than two thousand (2,000) pounds the device fee shall be twenty dollars (\$20.00) per device.

(8) A scale or device used in a certified farmer's market, as defined by Section 113742 of the Health and Safety Code is not required to be registered in the county where the market is conducted.

(9) For commercial weighing or measuring devices not listed in subsections (1) to (8) above, the device fee shall be twenty dollars (\$20.00) per device. For the purposes of this section, the total annual registration fee shall not exceed the sum of one thousand dollars (\$1,000.00), for each business location.

53.3 Billing. The County Sealer shall on or before February 1 of each year send a billing statement to each owner of a commercial weighing and measuring device requesting payment of the applicable fee set forth in subsection 53.2 above.

53.4 Transfer. A device registration is transferable from one (1) person to another, and is valid only for the specific devices and if the devices are to be used at a fixed location for the specific location for which it is issued. Replacement of specific devices shall be allowed without a new registration fee being required.

53.5 Delinquency. Any person failing to renew a device registration on or before March 15 of each year shall be required to pay an additional sum equal to fifty (50) percent of the registration fee as a penalty for each year of delinquency.

53.6 The County Sealer may recover costs for testing devices found out of tolerance after the initial test and first re-test pursuant to Business and Professions Code Section 12210.5.

(Ord. No. 1658, § 1, 7-7-87; Ord. No. 2012, §§ 2—4, 6-11-91; Ord. No. 2292, § 2, 7-25-95; Ord. No. 2814, § 3, 2-20-2007)

(Ord. No. 2980, § 1, 11-27-2012)

53.7 Reserved.

(Ord. No. 1658, § 1, 7-7-87; Ord. No. 2012, § 5, 6-11-91; Ord. No. 2814, § 4, 2-20-2007)

53.8 Reserved.

(Ord. No. 1658, § 1, 7-7-87; Ord. No. 2814, § 4, 2-20-2007)

Secs. 3-54—3-59. - Reserved

