

1 **BOARD OF SUPERVISORS, COUNTY OF LAKE, STATE OF CALIFORNIA**

2 **ORDINANCE NO. _____**

3 **AN ORDINANCE ESTABLISHING ARTICLE TWENTY EIGHT TO CHAPTER TWO OF THE LAKE**
4 **COUNTY CODE, ENTITLED "LAKE COUNTY MASTER FEE SCHEDULE"**

5 **THE BOARD OF SUPERVISORS OF THE COUNTY OF LAKE ORDAINS AS FOLLOWS:**

6 **Section 1:**

7 The following Article is hereby established in the Lake County Code in Chapter 2-Administration
8 set forth below:

9 **ARTICLE XXVIII. – MASTER FEE SCHEDULE**

10 **Sec. 2-201. – Intent and purpose.**

11 The intent of having a Lake County Master Fee Schedule is to provide the public and
12 others in the County with one document that has all fees for services authorized by the Board of
13 Supervisors.

14 The purpose is to facilitate review and update of the Master Fee Schedule at
15 reasonable and timely intervals, and to provide for ease of use and access to fees for services,
16 charges, and to promote a better understanding by the public of all fees charged by the County
17 of Lake. Such fees shall in no case exceed the actual cost of providing the service in
18 compliance with Article XIIB, Section 8(c) of the California Constitution.

19 **Sec.2-202. – Types of fees included.**

20 The Master Fee Schedule shall contain the County of Lake and State approved fees for
21 permits, services, and other such legal instruments which grant permission or authority to
22 conduct specific activities or to exercise a certain privilege.

23 **Sec.2-203. – Adoption and Revisions to the Master Fee Schedule.**

24 The Master Fee Schedule including, but not limited to, fee type, fee amount and the
25 department providing the service, may be adopted and amended by a Resolution of the Board
26 of Supervisors by majority vote, noticed pursuant to Government Code Section 66016 et seq.,
27 during the annual budget process, and at other times of the fiscal year as necessary, provided,
28 however, such resolutions may specify therein their applicability, if any, to applications currently
29 in the process of review.
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1 To the extent allowed by law or regulation, fees shall be annually amended to reflect
2 increases in the cost of providing the service including, but not limited to, increases resulting
3 from changes in the Consumer Price Index (CPI) calculated using the United States Department
4 of Labor's Consumer Price Index for All Urban Customers in the San Francisco/Oakland/San
5 Jose, CA. metropolitan area. Notwithstanding CPI increases, fee increases shall be based
6 upon and supported by cost studies that provide reasonable substantiation of the cost of
7 providing the service.

8 Portions of fees and charges in the Master Fee Schedule which are mandated by State
9 or Federal law may be automatically adjusted without benefit of an amending resolution when it
10 is necessary to timely apply adjustments to said fees and charges in order to maintain
11 compliance with State or Federal law. Individual fees and charges or portions thereof may be
12 waived by the State or Federal government if in the public interest.

13 **Sec.2-204. – Liability for non-payment.**

14 The amount of any fee listed in the Master Fee Schedule shall be a debt to the County
15 of Lake if services are received. Any person failing to pay a fee shall be liable to an action in
16 the name of the County in any court of competent jurisdiction for the amount of the fee and the
17 penalty imposed on such non-payment.

18 **Section 2:**

19 All ordinances or parts of ordinances or resolutions or parts of resolutions in conflict herewith
20 are hereby repealed to the extent of such conflict and no further.

21 **Section 3:**

22 This ordinance shall take effect on _____, 2017, and before the expiration of thirty days after
23 its passage it shall be published at least once in a newspaper of general circulation, printed and
24 published in the County of Lake.

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ORDINANCE NO. _____

The foregoing Ordinance was introduced before the Board of Supervisors on the _____ day of _____, 2016, and passed by the following vote on the _____ day of _____, 2016.

AYES:
NOES:
ABSENT OR NOT VOTING:

| | |
|-----------------------------------|-----------------------------|
| ATTEST: CAROL J. HUCHINGSON | COUNTY OF LAKE |
| Clerk to the Board of Supervisors | |
| By: _____ | _____ |
| Deputy | Chair, Board of Supervisors |

APPROVED AS TO FORM:
ANITA L. GRANT
County Counsel
