

ORDINANCE NO. 1771

AN ORDINANCE REPEALING CHAPTER 7.42 OF THE AMADOR COUNTY CODE AND ADDING A NEW CHAPTER 7.42 OF THE AMADOR COUNTY CODE RELATING TO ENVIRONMENTAL HEALTH DEPARTMENT FEES

The Board of Supervisors of the County of Amador, State of California, ordains as follows:

SECTION 1. Chapter 7.42 of the Amador County Code is hereby repealed in its entirety.

SECTION 2. A new Chapter 7.42 is hereby added to the Amador County Code which shall read as follows:

7.42.010 TITLE

This ordinance shall be known as the Environmental Health Department Fee Ordinance.

7.42.020 PURPOSE

The provisions of this Chapter establishing fees associated with Environmental Health Services are enacted pursuant to the provisions of California Health and Safety Code, Sections 101325 and 101280; California Health and Safety Code, Division 20, Chapter 6.5 (commencing with Section 25100), Chapter 6.7 (commencing with Section 25280), Chapter 6.95 (commencing with Section 25500) and Chapter 6.11 (commencing with Section 25404); California Water Code (commencing with Section 13700), and California Constitution, Article XI, Section 7.

Fees are necessary as a source of revenue to defray the costs of personnel, materials, support services, and other costs incurred by the County in conducting the regulatory programs established by State and local laws and regulations. The costs incurred by the County for the majority of such regulatory purposes are not met by any grants by the State of California.

7.42.030 HOURLY RATE

The term "Hourly Rate" refers to the rate used to calculate the majority of program fees. The rate is calculated using methodologies approved by the Amador County Board of Supervisors and the Amador County Auditor's Office. The Board of Supervisors establishes that the hourly rate for Environmental Health Department services shall be \$120.00. The Board may increase or decrease the hourly rate by ordinance revision at any time if it determines that there has been a significant change in program or departmental costs. The hourly rate shall be reviewed and, if necessary, revised no less frequently than once every three years.

7.42.040 BASIS FOR FEES

Fees are based on the expected time and materials required to conduct inspections, review plans, program administration, or processing the necessary information for the normal maintenance of records and issuance of those permits or registrations, or other services rendered by the Environmental Health Department. Unusual circumstances requiring additional staff time in excess of that budgeted for the adopted fee shall require payment of additional fees to be levied by the Department at the hourly rate, based on one half hour increments, at the time the service is rendered. Cost recovery for materials or services required above and beyond standard forms, tests, laboratory services, etc., will be charged to the permittee, registrant, or responsible party and shall be due and payable within thirty days of the invoice date. Specific fee amounts are itemized in sections 7.42.050 through 7.42.160, inclusive. Established fees shall be reviewed for revision no less frequently than every three years. Fees for calendar years 2018, 2019 and 2020 are hereby established according to the following schedules. Fees established for calendar year 2020 shall remain in effect thereafter unless and until altered by the Amador County Board of Supervisors.

7.42.050 RETAIL FOOD FACILITIES

			2018	2019	2020
A.		Bed & Breakfast	\$174	\$179	\$185
B.	1.	Restaurant 0-20 Seats	\$182	\$196	\$210
	2.	Restaurant 21-50 Seats	\$224	\$242	\$260
	3.	Restaurant 51-100 Seats	\$277	\$298	\$320
	4.	Restaurant 101+ Seats	\$381	\$410	\$440
	5.	Plus Bar or Catering	\$69	\$74	\$80
C.		Bar Only	\$145	\$163	\$180
D.	1.	Temp Food Facility – Annual	\$104	\$112	\$120
	2.	Temp Food Facility – Single Event	\$41	\$51	\$60
	3.	Event Organizer	\$104	\$112	\$120
E.	1.	Liquor/Convenience Store	\$127	\$138	\$150
	2.	Retail Market <1000 Sq. Ft.	\$173	\$186	\$200
	3.	Retail Market 1000 - 5000 Sq. Ft.	\$312	\$336	\$360
	4.	Retail Market >5000 Sq. Ft.	\$416	\$448	\$480
	5.	Each Add'l Food Prep	\$69	\$74	\$80
F.	1.	Bakery <1000 Sq. Ft.	\$270	\$300	\$330
	2.	Bakery 1000+ Sq. Ft.	\$302	\$316	\$330
G.		Catering	\$170	\$173	\$175
H.		Produce Stand	\$149	\$155	\$160
I.		Mobile or Stationary/Mobile Food Prep Unit	\$173	\$186	\$200
J.		Mobile Food Facility – No Prep	\$130	\$140	\$150
K.		Commissary	\$52	\$56	\$60
L.		Major Plan Review and Pre-opening Inspection – Deposit	\$360	\$360	\$360
M.	1.	Private School Food Prep Kitchen	\$213	\$266	\$320
	2.	Private School Satellite Kitchen	\$144	\$192	\$240

N.	1.	Public School Food Prep Kitchen	\$277	\$298	\$320
	2.	Public School Satellite Kitchen	\$208	\$224	\$240
O.		Vending Machine – Potentially Hazardous Food	\$52	\$56	\$60
P.	1.	Cottage Food Operation – Class A	\$57	\$58	\$60
	2.	Cottage Food Operation – Class B	\$147	\$153	\$160
Q.		Farmer’s Market	\$149	\$155	\$160
R.		CalCode Water System	\$104	\$112	\$120

7.42.051 REDUCED ANNUAL FEES

Annual fees are reduced 50% for those facilities opening on or after July 1. Reduced fees do not apply to businesses closing prior to July 1.

7.42.052 PENALTY FOR OPERATING FOOD FACILITY WITHOUT VALID PERMIT

The penalty for operating without a valid permit shall not exceed three times the normal permit fee per Health and Safety Code Section 114387.

7.42.060 WATER

			2018	2019	2020
A.		Community System - 100+ service connections	\$1109	\$1109	\$1109
B.		Community System – 25 - 99 service connections	\$887	\$887	\$887
C.		Community System – 15 - 24 service connections	\$554	\$554	\$554
D.		Non-Transient, Non-Community	\$720	\$720	\$720
E.		Non-Community Without Add’l Permitted Facilities	\$355	\$377	\$400
F.		Non-Community With Add’l Permitted Facilities	\$248	\$274	\$300
G.		State Small Water System	\$182	\$196	\$210
H.		Water System Plan Check - Deposit	\$360	\$360	\$360

7.42.070 RECREATION

			2018	2019	2020
A.		Public Pool	\$156	\$168	\$180
B.		Each Additional Pool or Spa at Same Location	\$104	\$112	\$120
C.		Public Spa	\$139	\$149	\$160
D.		Beach/Freshwater Bathing Place	\$156	\$168	\$180
E.		Private Pool Site Inspection and Clearance	Hourly	Hourly	Hourly
F.		Public Pool Plan Check & Construction Inspections - Deposit	\$360	\$360	\$360

7.42.080 HOUSING AND INSTITUTIONS

			2018	2019	2020
A.		Detention Facility – Approximately 8 Hours/Year	NC	NC	NC
B.		Organized Camp (includes non-comm. water system)	\$659	\$710	\$760

7.42.090 SOLID WASTE

			2018	2019	2020
A.		Permit Processing Deposit	\$1000	\$1000	\$1000
B.		Active Landfill Annual Fee	\$2976	\$3648	\$4320
C.		Closed Landfill Annual Fee (post 1987)	\$1872	\$2016	\$2160
D.		Transfer Station Annual Fee	\$1248	\$1344	\$1440
E.		Truck Inspection - Annual License Fee	\$69	\$74	\$80
F.		EA Notification Annual Fee	\$416	\$448	\$480

7.42.100 LIQUID WASTE

			2018	2019	2020
A.		Septic Tank Pumper Truck	\$195	\$197	\$200
B.		Chemical Toilet Pumper Truck	\$120	\$120	\$120
C.	1.	Onsite Sewage Application and Investigation – New Construction	\$260	\$280	\$300
	2.	Onsite Sewage Application and Investigation – Repair / Expansion	\$218	\$229	\$240
	3.	Winter Groundwater Monitoring	\$208	\$224	\$240
D.		Plan Review Deposit	\$312	\$336	\$360
E.	1.	Onsite Sewage Permit – Conventional	\$145	\$163	\$180
	2.	Onsite Sewage Permit – Non-Engineered with Pump Station	\$208	\$224	\$240
	3.	Onsite Sewage Permit – Engineered Non-Alternative	\$290	\$325	\$360
	4.	Onsite Sewage Permit – Alternative	\$624	\$672	\$720
	5.	Minor Repair Permit	\$124	\$152	\$180
	6.	Tank Only Permit	\$104	\$112	\$120
F.	1.	OS Permit Renewal/Reactivation – Non-Engineered	\$104	\$112	\$120
	2.	OS Permit Renewal/Reactivation – Engineered	\$156	\$168	\$180
G.		County Service Area #6 Monitoring	\$224	\$237	\$250
H.		Holding Tank Use Permit	\$211	\$231	\$250
I.	1.	Graywater System Application and Site Investigation	\$120	\$120	\$120
	2.	Graywater System Permit	\$180	\$180	\$180
J.		Appeal/Variance – Deposit	\$360	\$360	\$360

7.42.101 PENALTY FOR CONSTRUCTION WITHOUT PERMIT

The penalty for construction without the required permit is a minimum of 2 hours investigation, \$240.00, in addition to any application, plan review, permit, or other fees.

7.42.110 WELLS

			2018	2019	2020
A.		Water Supply Well Permit	\$292	\$296	\$300
B.		Well Deepening Permit	\$146	\$148	\$150
C.	1.	Monitoring Well Permit - Initial	\$220	\$220	\$220
	2.	Monitoring Well Permit – Each Additional	\$30	\$30	\$30
D.	1.	Soil Boring – Initial	\$120	\$120	\$120
	2.	Soil Boring – Each Additional	\$30	\$30	\$30
E.	1.	Ground Source Heat Pump - Initial	\$214	\$217	\$220
	2.	Ground Source Heat Pump – Each Additional	\$69	\$74	\$80
F.		Well Destruction Permit	\$130	\$140	\$150
G.		Lab Fees	At Cost		

7.42.111 PENALTY FOR CONSTRUCTION WITHOUT PERMIT

The penalty for construction without the required permit is a minimum of 2 hours investigation, \$240.00, in addition to any permit or other fees.

7.42.120 LAND DEVELOPMENT

			2018	2019	2020
A.	1.	Parcel Map - Existing PWS	\$360	\$360	\$360
	2.	New OSS – Per Undeveloped Parcel	\$271	\$285	\$300
B.		Subdivision – Deposit (Includes Environmental Document)	\$1,000	\$1,000	\$1,000
C.		Zone Change	\$176	\$208	\$240
D.		Gen Plan Amendment	\$176	\$208	\$240

E.		Use Permit	\$208	\$224	\$240
F.	1.	Neg Dec	\$144	\$192	\$240
	2.	EIR – Deposit (Includes Project Processing Fee)	\$1,000	\$1,000	\$1,000
G.		BLA – Per Parcel to be Investigated	\$260	\$280	\$300

7.42.130 UNIFIED PERMITS – CUPA

			2018	2019	2020
A.	1.	Lg Bus Plan	\$497	\$513	\$530
	2.	Med Bus Plan	\$312	\$336	\$360
	3.	Sm BP or Fuel Only	\$156	\$168	\$180
B.	1.	CAL-ARP Initial - Deposit	\$1,000	\$1,000	\$1,000
	2.	CAL-ARP Annual	\$312	\$336	\$360
C.	1.	UST PC - Deposit	\$1,000	\$1,000	\$1,000
	2.	Annual Fee - 1st Tank	\$269	\$315	\$360
	3.	Annual Fee – Add'l Tank	\$165	\$203	\$240
	4.	PC – UST/Piping Alterations – Dep	\$360	\$360	\$360
	5.	Insp Alterations	hourly	hourly	hourly
	6.	UST Closure	\$373	\$427	\$480
	7.	Temp Closure	Same as Annual Fee		

Authority” shall be deemed to refer to the Land Use and Community Development Committee unless or until another body is appointed this duty by the Amador County Board of Supervisors.

7.42.200 NONTRANSFERABILITY

Unless specific provision to the contrary is found in law, permits or registrations issued by this office for programs addressed by this ordinance may not be transferred to successors in interest. Exceptions to this section include permits for individual on site wastewater systems and individual water supply wells.

7.42.210 COLLECTION


The Department shall be responsible for initial notification and collection of all fees prescribed by this Chapter. Fees over 90 days in arrears shall be subject to late payment penalties and may result in referral to a collections service for further action. Additional costs which may arise in the collection process are not the responsibility of the Department.

SECTION 3. This ordinance was introduced and the title thereof read at the regular meeting of the Board of Supervisors on January 9, 2018 and on January 23, 2018 further reading was waived by majority vote.


This ordinance shall take effect and be in full force on and after thirty (30) days from the date of its passage, and before the expiration of fifteen (15) days from the date of its passage it shall be published once with the names of the members of the Board of Supervisors voting for and against the same, said publication to be made in a newspaper of general circulation published in the County of Amador.

On a motion by Supervisor Forster, seconded by Supervisor Crew, the foregoing ordinance was passed and adopted by the Board of Supervisors of the County of Amador, State of California, this 13th day of February, 2018, by the following vote:

AYES: Supervisors Forster, Crew, Morgan and Axe
NOES: Supervisor Oneto
ABSENT: None



Lynn A. Morgan, Chairperson

ATTEST: 
Jennifer Burns
Clerk of the Board of Supervisors