

RESOLUTION NO. 20-14

**A RESOLUTION OF THE MORAGA-ORINDA FIRE DISTRICT
ADOPTING A MODIFIED SCHEDULE OF
FEES FOR DISTRICT SERVICES**

WHEREAS, on November 20, 2013, the Moraga-Orinda Fire District of Contra Costa County (“District”) enacted District Ordinance No. 13-02 (the “Ordinance”), which authorized the schedule of fees as provided in Fire Protection Law of 1987 (Health and Safety Code sections 13800 *et seq.*, the “Act; and,

WHEREAS, Ordinance No. 13-02 set forth District fees and costs which are subject to reimbursement; and,

WHEREAS, it is necessary from time to time to revise the fees and charges that assist in defraying the costs of specific services provided by the Moraga-Orinda Fire Protection District (“District”); and,

WHEREAS, the District has given notice of its intent to increase such fees and charges contained in Ordinance No. 13-02 as may be adopted by Resolution and noticed in accordance with Health and Safety Code Section §13916 *et seq.*, and Government Code Section §6066; and,

WHEREAS, Health and Safety Code Section §13916 (d) provides that the schedule of fees established by Ordinance No. 13-02 must indicate an amount to be charged which is based on the estimated cost to provide the service and that schedule was made available to the public at least ten days before the adoption of this Resolution; and,

WHEREAS, the District has determined, with the adoption of the new fire code MOFD Ordinance 20-01, there is a need to add new fees to comply with fire code section 325.9.10. Sale or Transfer of Property. Prevention staff has added a way for Realtors to check property status online. There will still be cases where staff will have to perform in-person inspections and educate the property owner on the scope of work required for compliance with the fire code; and,

WHEREAS, The District has implemented an online payment option (in addition to paying by check) in response to COVID19 and improved efficiencies for plan reviews, operational permits, and others. There is a need to recover user fees charged by the credit card processing company.

NOW THEREFORE BE IT RESOLVED that the fees for District Services as adopted in a Master Fee Schedule of the District for district services are modified to provide for the imposition of the following fees upon rendering of the described service effective October 22, 2020:

New Rates as follows:

- Property Sale or Transfer Online Self Check- no charge
- Property Sale or Transfer On Site First Inspection Fee- \$150
- Property Sale or Transfer On Site Re-Inspection Fee- \$200
- Seller or Buyer Phone or Over the Counter Compliance Check Fee- \$20
- Online payment Debit and Credit Card User Fee – 2.45% of gross volume
- Online payment ACH/eCheck User Fee - \$1

PASSED, APPROVED and ADOPTED by the Board of Directors of the Moraga-Orinda Fire District at the regular meeting of the District Board held virtually on the 21st day of October 2020, on a motion made by Director Jorgens, seconded by Director Baitx, and duly carried with the following roll call vote:

AYES: DIRECTORS BAITX, DONNER, JEX, JORGENS AND DANZIGER

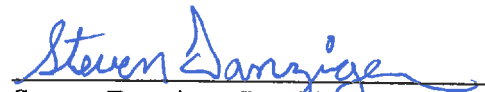
NOES: NONE

ABSENT: NONE


ABSTAIN: NONE

Resolution 20-14

Dated: October 21, 2020


Steven Danziger, President
Board of Directors

ATTEST:



Marcia Holbrook
District Secretary/District Clerk