

ORDINANCE NO. 22-01

**AN ORDINANCE OF THE MORAGA-ORINDA FIRE DISTRICT
OF CONTRA COSTA COUNTY REVISING A SCHEDULE OF FEES
FOR DISTRICT SERVICES**

The Board of Directors of the Moraga-Orinda Fire District of Contra Costa County (“District”) ordains as follows:

SECTION 1. Authorization and Purpose.

This ordinance and the fees for District Services established herein is adopted pursuant to the provisions of Fire Protection Law of 1987 (Health and Safety Code sections 13800 et seq., the “Act”). Specifically, as authorized under Health and Safety Code section 13916, the District hereby establishes and adopts the schedule of fees, established for the purpose of recovering for the District the cost of providing services and enforcing regulations.

The provisions of this ordinance and schedule of fees are consistent with, and authorized by, the provisions of Health and Safety Code section 13916 and other laws pertaining to fee schedules. Except as otherwise indicated, the definitions of the Act are incorporated herein, and this ordinance shall be interpreted in a manner consistent with the Act.

SECTION 2. Fee Schedule

The fees established and adopted by this ordinance are attached hereto as “Exhibit A” entitled District Fee Schedule.

SECTION 3. Public Notice of Intent to Establish Fee Schedule

Pursuant to the provisions of Health and Safety Code section 13916(b), the District gave public notice pursuant to Section 6066 of the Government Code, of its intent to establish and impose the fees contained in the Fee Schedule attached as Exhibit “A”.

SECTION 4. Findings Regarding Costs of Services

The District Board finds that it must charge fees to cover the costs of (a) services which the District provides or (b) enforcement of any regulation for which the District has responsibility.

The District Board finds that no fee included in the District Fee Schedule exceeds the costs reasonably incurred by the District in providing the service or enforcing the regulation for which the fee is charged in accordance with Health and Safety Code section 13916(a).

The District Board finds that, consistent with the provisions of Health and Safety Code section 13916(a), the District Fee Schedule does not include fees on new construction or development for the construction of public improvements or facilities or the acquisition of equipment.

SECTION 5. Repeal

The following Ordinance previously adopted by the Board of Directors is hereby repealed:
Ordinance #13-02 Moraga-Orinda Fire District of Contra Costa County Revising a Schedule of Fees for District Services.

SECTION 6. Effective Date

This Ordinance and the Fee Schedule shall become effective on March 19, 2022, and within fifteen (15) days of passage, shall be published once with the names of the Directors voting for and against it, in the Contra Costa Times, a newspaper of general circulation in this District. Passed and Adopted on February 16, 2022 by the following Vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Michael Donner, President
Board of Directors

I certify that this is a full, true, and correct copy of the original document which is on file in my office that was passed and adopted by the Moraga-Orinda Fire District on the date shown.

ATTEST:

Marcia Holbrook
District Secretary/District Clerk