

ORDINANCE NO. 13-02

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 schedule of fees 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 those services.

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 Permit and Inspection and Plan Review 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 Fee Schedule listed on Exhibit “A”.

SECTION 4. Modification of Fee Schedule.

Any modification of the Fee Schedule imposed and adopted by this ordinance may be modified annually by resolution of the District Board.

SECTION 5. 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 there is a reasonable relationship between the amount of the fee charged and the service performed, i.e., pursuant to Health and Safety Code section 13916(a), no fee on the Fee Schedule exceeds the costs reasonably borne by the District in providing the service or enforcing the regulation for which the fee is charged.

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

SECTION 6. Effective Date

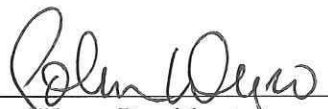
This Ordinance and the Fee Schedule shall become effective after its second reading and adoption by the District after January 1, 2014, and within fifteen (15) days of passage, shall be published once with the names of the Directors voting for and against it, in the Contra Costa Times, a newspaper of general circulation in this District. Passed and Adopted on November 20 2013 by the following Vote:

AYES: Directors Anderson, Evans, Famulener, Weil and President Wyro

NOES: None

ABSENT: None

ABSTAIN: None



John Wyro, 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:



Grace Santos,
Secretary to the Board