

RESOLUTION NO. 16-04

**A RESOLUTION OF THE MORAGA-ORINDA FIRE
DISTRICT REVISING A 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, based on the services provided, that it should increase fees and charges based on an annual adjustment each Jan. 1 based on the annual change in the Consumer Price Index (CPI) Urban Wage Earners, San Francisco-Oakland-San Jose, CA region, measured as of October of each year; and,

WHEREAS, the annual change in the Consumer Price Index (CPI) Urban Wage Earners, San Francisco-Oakland-San Jose, CA region, measured as of October, 2015 was determined to be 2.6 percent; and,

WHEREAS, the fees and charges set forth in Exhibit A, attached hereto and made a part hereof, have been increased by a maximum of 3 percent rounded to the nearest whole number and found to be based upon the actual costs of performing such District services and are reasonable,

NOW THEREFORE BE IT RESOLVED by the District Board of Directors that:

1. Each of the recitals of this Resolution is found to be determinations of fact which are true and correct;
2. The fees and charges set forth in Exhibit A attached and incorporated by this reference shall be effective February 4, 2016;
3. The Board of Directors delegates its authority to the Fire Chief or his/her designee to administer the fees and charges as set forth in Exhibit A;
4. The fees and charges authorized by this Resolution are statutorily exempt from review under the California Environmental Quality Act ("CEQA") as confirmed in CEQA Guidelines Section 15273.

PASSED, APPROVED and ADOPTED this 3rd day of February 2016 at the regular meeting of the District Board of Directors held at 22 Orinda Way, Orinda California 94563, on motion made by Director Famulener, seconded by Director Barber, and duly carried with the following roll call vote:

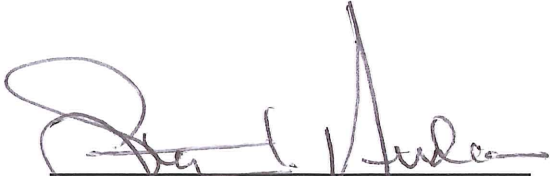
AYES: **Directors Anderson, Barber, Evans, Famulener and Weil**

NOES: **None**


ABSENT: **None**

ABSTAIN: **None**

Dated: February 3, 2016



Stephen Anderson, President
Board of Directors

ATTEST:


Grace Santos
Clerk to the Board