

ORDINANCE NO. 9290 (New Series)

AN ORDINANCE AMENDING THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES, ZONING ORDINANCE, AND ADMINISTRATIVE CODE RELATED TO PUBLIC WORKS FEES AND DEPOSITS

The Board of Supervisors of the County of San Diego ordains as follows:

Section 1. The Board of Supervisors finds and determines that it is necessary to revise the following provisions pertaining to existing deposits and fees for the Department of Public Works land development related projects. The amendments made by this ordinance are intended to comply with Board of Supervisors Policy B-29 to assure full cost recovery.

PASSED, APPROVED AND ADOPTED this 13th day of December, 2000.

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Section 2. Section 364.2 of the San Diego County Administrative Code is hereby amended to read as follows:

SEC. 364.2. DEPARTMENT OF PUBLIC WORKS

The following fees and initial deposits shall be paid to the Department of Public Works for processing of the following permits and applications:

SCHEDULE A – PUBLIC WORKS FEES AND DEPOSITS

APPLICATION NAME	AUTHORITY	FEE/DEPOSIT	FEE/DEPOSIT
		FY 00-01	01-02
ADMINISTRATIVE PERMIT:			
Application	459 (CAC)	\$370	\$370
Time Extension		\$220	\$220
AGRICULTURAL EXEMPTIONS			
	460.35 (CAC)	\$50	\$50
APPEALS:			
Administrative Decision	459.2 (CAC)	\$480	\$480
To Board of Supervisors	459.1 (CAC)	\$480	\$480
To Planning Commission	459.1 (CAC)	\$760	\$760
BOUNDARY ADJUSTMENT PLATS:			
Application (2-4 Lots)	459.3 (CAC)	\$590	\$590
Each Additional Lot Increment		\$40 Per Lot	\$40 Per Lot
CENTERLINE REVIEW			
	81.804 (CRC))	\$700	\$700
CERTIFICATE OF COMPLIANCE:			
Application (1 Lot)	459.4 (CAC)	\$260	\$260
Application (2-4 Lots)		\$260	\$260
Each Additional Lot Increment		\$40 Per Lot	\$40 Per Lot
Per Lot W/Boundary Adjustment (2-4 Lots)		\$590	\$590
Each Additional Lot Increment		\$40 Per Lot	\$40 Per Lot
TM, Violation Deposit	81.1105 (CC)	\$2,600	\$2,600
TPM, Designated Remainder Parcel	81.1105 (CC)	\$640	\$640
TPM, Conversion Project		\$640	\$640
TPM, Violation	81.1105 (CC)	\$1,200	\$1,200
CONSTRUCTION PROJECT:			

Inspection	71.408 (b) (CRC)	5% Const. Cost <=\$100K + 3% Const. Cost >\$100K	5% Const. Cost <=\$100K + 3% Const. Cost >\$100K
		\$600 Minimum	
Material Testing	71.408 (b) (CRC)	1.5% Const. Cost <=\$50K + 1% Const. Cost >\$50K	1.5% Const. Cost <=\$50K + 1% Const. Cost >\$50K
		\$400 Minimum	
Permit Fee	71.407 (CRC)	\$40 Fee	\$40 Fee
ENCROACHMENT PROJECT:			
Inspection	71.609	5% Const. Cost <=\$100K + 3% Const. Cost >\$100K	5% Const. Cost <=\$100K + 3% Const. Cost >\$100K
		\$600 Minimum	
Material Testing		1.5% Const. Cost <=\$50K + 1% Const. Cost >\$50K	1.5% Const. Cost. <=\$50K + 1% Const. Cost. >\$50K
		\$400 Minimum	
Permit Fee		\$30 Fee	\$30 Fee
ENVIRONMENTAL ACTIONS (EIR):			
	459.5 (CAC)		
CEQA Exempt Policy		\$140	\$140
Policy I-119 Review		\$760	\$760
EIR Review		\$760	\$760
Extended Initial Studies, Technical Review		\$1,050	\$1,050
Negative Declaration review		\$950	\$950
EXCAVATION PROJECT:			
	71.314 (CRC)		
Inspection*		\$5 Per Lineal Foot	\$5 Per Lineal Foot
		\$600 Minimum Deposit	\$600 Min. Deposit
		*Material Testing Included w/Inspection	*Material Testing Included w/Inspection
Permit Fee		\$40 Fee	\$40 Fee
GENERAL PLAN AMENDMENT W/OUT REZONE			
	460.27 (CAC)	\$480	\$480
GRADING PERMIT (PLAN CHECK BY CU. YDS):			
100 or less	87.206 (a)	\$380	\$380
101 – 200	87.206 (c)	\$520	\$520
201 – 1,000	87.206 (d) (CRC)	\$610	\$610
1,000 – 3,000		\$700	\$700
3,001 – 4,000		\$750	\$750
4,001 - 5,000		\$770	\$770

5,001 - 6,000		\$790	\$790
6,001 - 7,000		\$810	\$810
7,001 - 8,000		\$830	\$830
8,001 - 9,000		\$850	\$850
9,001 - 10,000		\$860	\$860
10,001 - 11,000		\$890	\$890
11,001 - 12,000		\$900	\$900
12,001 - 20,000		\$940	\$940
20,001 - 50,000		\$1,030	\$1,030
50,001 or more		\$1,130	\$1,130
Major Grading Mandatory Cost	459.6 (CAC)	20% of Major Grading Permit + Inspection Cost	20% of Major Grading Permit + Inspection Cost
IMPROVEMENT PLAN REVIEW:			
Curb Grade Review	81.206 (CRC)	\$1,000	\$1,000
Inspection		5% Const. Cost <=\$100K + 3% Const. Cost >\$100K \$3,000 Minimum	5% Const. Cost <=\$100K + 3% Const. Cost >\$100K \$3,000 Minimum
Material Testing		1.5% Const. Cost <=\$50K + 1% Const. Cost >\$50K \$400 Minimum	1.5% Const. Cost. <=\$50K + 1% Const. Cost >\$50K \$400 Minimum
Permit Fee		\$30 Fee	\$30 Fee
Parcel Map Review (TPM)		\$700	\$700
Inspection-Public Improvement		\$3,000 Minimum	\$3,000 Minimum
Inspection-Private Improvement		5% Const. Cost <=\$100K + 3% Const. Cost >\$100K \$800 Minimum	5% Const. Cost <=\$100K + 3% Const. Cost >\$100K \$800 Minimum
Material Testing		1.5% Const. Cost <=\$50K + 1% Const. Cost >\$50K \$350 Minimum	1.5% Const. Cost <=\$50K + 1% Const. Cost >\$50K \$350 Minimum
Subdivision Map Review (TM)		\$3,300	\$3,300
Inspection		5% Const. Cost <=\$100K + 3% Const. Cost >\$100K \$1,100 Minimum	5% Const. Cost <=\$100K + 3% Const. Cost >\$100K \$1,100 Minimum

Material Testing		1.5% Const. Cost <=\$50K + 1% Const. Cost >\$50K \$1,100 Minimum	1.5% Const. Cost <=\$50K + 1% Const. Cost >\$50K \$1,100 Minimum
LOT STAKING:			
Deposit 300.00 + 20.00 per acre 1st 50 acres, 10.00 per acre 2nd 50 acres 1.0 Per acre 101 + acres	81.206 (CRC)		
Area:			
1 – 13		320 – 560	320 – 560
14 – 26		580– 820	580 – 820
27 – 39		840– 1,000	840 – 1,000
40 – 52		1,100– 1,320	1,100 – 1,320
53 – 65		1,330– 1,450	1,330 – 1,450
66 – 78		1,460– 1,580	1,460 – 1,580
79 – 104		1,590– 1,710	1,590 – 1,710
MAJOR USE PERMIT:			
	460.32 (CAC)		
Review		\$1,200	\$1,200
Modification		\$650	\$650
Time Extension		\$650	\$650
MINOR USE PERMIT:			
	459.7 (CAC)		
Application		\$520	\$520
Minor Deviation		\$260	\$260
Modification		\$520	\$520
MOVING PERMITS			
	71.204.1 (CRC)	\$25 Fee	\$25 Fee
PRE APPLICATION CONFERENCE			
	81.206 (CRC)	\$700 + Time & Materials	\$700 + Time & Materials
RECLAMATION PLAN:			
	459.9 (CAC)		
Application		\$1,480	\$1,480
Modification		\$780	\$780
RECORD OF SURVEY			
	460 (CAC)	\$300 Fee	\$300 Fee
REZONE-RECLASS W/OUT GPA			
	460.33 (CAC)	\$800	\$800
ROAD MATTERS:			
Opening/Vacation	7505 (ZO)	\$360	\$360

Remandment Review	460.1 (CAC)	\$380	\$380
ROUTE EVALUATION, MOVING	71.209.5 (CRC)	\$130 Fee	\$130 Fee
SEWER PLAN REVIEW	460.2 (CAC)	\$250	\$250
SENSITIVE LAND ORDINANCE	460.33 (CAC)	\$240	\$240
SITE PLAN REVIEW:	460.2 (CAC)		
Application		\$560	\$560
Minor Deviation		\$220	\$220
Modification		\$480	\$480
Plan Review		\$220	\$220
Time Extension		\$190	\$190
SPECIFIC PLAN/LARGE SCALE	395 (CAC)	\$240	\$240
STREET LIGHT REVIEW	460.3 (CAC)	\$100	\$100
STREET NAME SIGNS:	460.3 (CAC)		
New Sign Installation		\$139 Fee	\$139 Fee
Sign Replacement		\$66 Fee	\$66 Fee
SUBDIVISION, MAJOR (TENTATIVE MAPS):			
Final Map Review:			
1-20 Lots	81.205 (CRC)	\$6,400	\$6,400
21-50 Lots		\$6,900	\$6,900
51 or more Lots		\$8,000	\$8,000
Map Modification	81.205 (CRC)	\$500	\$500
TM Review	81.202 (CRC)	\$2,600	\$2,600
TM Review, Expired	81.203 (CRC)	\$1,600	\$1,600
TM Review, Replacement	81.311 (CRC)	\$210	\$210
TM Review, Revised	81.203 (CRC)	\$650	\$650
TM Review, Time Extension	81.202 (CRC)	\$180	\$180
TM Resolution Amendment	81.203.5 (CRC)	\$600	\$600

SUBDIVISION, MINOR (TENTATIVE PARCEL MAP):			
Parcel Map Review	81.208 (CRC)	\$1,900	\$1,900
Map Modification	81.205 (CRC)	\$500	\$500
Release of Improvement on Parcel Map		\$145	\$145
TPM Review		\$1,200	\$1,200
TPM Review, Expired	81.608 (CRC)	\$240	\$240
TPM Review, Pre-application	81.607 (CRC)	\$1,200	\$1,200
TPM Review, Replacement	81.607(b) (CRC)	\$240	\$240
TPM Review, Revised	81.608 (CRC)	\$300	\$300
TPM Review, Time Extension	81.208 (CRC)	\$180	\$180
TPM Resolution Amendment	81.207 (CRC)	\$240	\$240
VARIANCES:			
	460.4 (CAC)		
Administrative		\$330	\$330
Application		\$440	\$440
Modification		\$300	\$300
Time Extension		\$260	\$260
WATERCOURSE PROJECT:			
Inspection	88.203(a) (CRC)	5% Const. Cost <=\$100K + 3% Const. Cost \$600 Minimum	5% Const. Cost <=\$100K + 3% Const. Cost \$600 Minimum
Material Testing		1.5% Const. Cost <+\$50K + 1% Const. Cost >\$50K \$400 Minimum	1.5% Const. Cost. <=\$50K + 1% Const. Cost>\$50K \$400 Minimum
Permit Fee		\$50 Fee	\$50 Fee
Plan Check		\$330	\$330

All amounts collected under Schedule A shall be initial deposits unless otherwise specified to be a fee.

SCHEDULE B – PROVISIONS

1. STANDARD HOURLY RATES: All fees, deposits, and time and material charges shall be calculated and will be charged using the following standard hourly rates:

	<u>FY 00-01</u>	<u>FY 01-02</u>
Assistant Engineer	\$ 89.24	\$ 93.70
Civil Engineer	\$ 89.24	\$ 93.70
Junior Engineer	\$ 89.24	\$ 93.70
Senior Civil Engineer	\$ 89.24	\$ 93.70
Engineering Aide	\$ 58.20	\$ 61.11
Engineering Technician I	\$ 58.20	\$ 61.11
Engineering Technician II	\$ 58.20	\$ 61.11
Engineering Technician III	\$ 58.20	\$ 61.11
Construction Technician	\$ 89.30	\$ 93.77
Public Works Manager	\$ 104.76	\$ 110.00
Project Manager, DPW	\$ 104.76	\$ 110.00
Intermediate Clerk Typist	\$ 36.86	\$ 38.70

2. INITIAL DEPOSITS: An initial deposit shall be paid at the time of application submittal. The initial deposit shall be collected with the intent to recover actual costs related to project intake, preliminary project review, site/field visit, and related project analysis.
3. SUBSEQUENT DEPOSITS: If it is determined that the initial deposit is insufficient to recover actual costs, the project manager will scope the work remaining on the project and calculate an additional subsequent deposit(s). The subsequent deposit(s) shall be calculated based on factors identified during the initial project analysis, established processing time standards, standard hourly rates and key project stages.

Unanticipated factors arising during project processing such as, but not limited to, complexity, controversy or environmental issues which require additional project review will be conveyed to the applicant as soon as they are known and the subsequent deposit will be recalculated using the criteria outlined above.

Subsequent deposits may be required by the Director of Public Works. Subsequent deposits shall be paid in the amount calculated by the County and collected with the intent to recover actual project processing costs by key milestones. Subsequent deposits shall be paid and collected prior to completion of key milestones. The Director of Public Works may discontinue permit processing and/or recommend denial of the said project based on the applicant's refusal to pay the subsequent deposit.

4. REFUNDS:

An applicant who has paid the applicable application deposit(s)/fee(s) may withdraw the application prior to completion by submitting a written request to the Director of Public Works. The Department shall discontinue work on such application within one working day from the receipt of said request, except that the Department may continue to process an application involving the violation of a County ordinance.

At the completion of all tasks associated with an application and after all final documents and review are completed, the difference between the deposited amount and the actual costs shall be refunded to the applicant within 180 days.

Section 3. Section 459.5 of the San Diego County Administrative Code is hereby amended to read as follows:

Section 459.5 ENVIRONMENTAL REVIEW. In those cases where review, research, opinion, recommendation, or other involvement from the Department of Public Works will be needed in the consideration and processing of Environmental documents, reports, studies, declarations, or permits, the actual costs of the department shall be paid by the applicant. These efforts will include, but not be limited to, exemptions, Environmental Impact Reports, Extended Initial Studies, Technical Studies, and Negative Declarations, and cover the areas of traffic flows, traffic safety, drainage matters, stormwater quality, grading and planned future roads. At the time of application, the applicant for the permit shall deposit with the Director of Public Works, a sum estimated by the Director of Public Works, to be sufficient to cover the actual costs. The amount of said deposit shall be prescribed by the Board of Supervisors.

Section 4. Section 459.6 of the San Diego County Administrative Code is hereby amended to read as follows:

Section 459.6 MAJOR GRADING. Upon submittal of a grading permit for plan reviews and inspections, the Department of Public Works will assess a 20% increase to the major grading permit deposit to be used to partially fund a stormwater inspection in the Department of Planning and Land Use. The amount of said deposit shall be prescribed by the Board of Supervisors.

Section 5. Section 460 of the San Diego County Administrative Code is hereby amended to read as follows:

Section 460 RECORD OF SURVEY EXAMINATION. Upon filing of a record of survey map for examination, the County Surveyor shall examine it as required by Section 8766 of the Business and Professions Code. At the time of filing a Record of Survey, the applicant will be required to pay a fee to the Department of Public Works, in the amount as prescribed by the Board of Supervisors.

Section 6. Section 460.3 of the San Diego County Administrative Code is hereby amended to read as follows:

Section 460.3 STREET NAME SIGN INSTALLATION. Upon request from interested citizens, the Department of Public Works will install a standard street name sign at those locations where a County maintained road is intersected by a non-maintained County road, or replace a street name sign subsequent to a street name change, per Board Policy J-4. At the time of submitting the request, the applicant will be required to pay a fee to the Department of Public Works, in an amount sufficient to cover the actual costs if performing the required work. The amount of said fee shall be prescribed by the Board of Supervisors.

Section 7. Section 461 of the San Diego County Administrative Code is hereby amended to read as follows:

Section 461 FEE FOR ROAD VACATIONS. All petitions or applications for the vacation or abandonment of all or any part of a County highway, walkway, easement, slope rights, access rights, irrevocable offers of dedication and such other petitions that may be filed, shall be filed with the Director of Public Works. At the time such petition or application is filed, the applicant or petitioner shall pay a filing fee to the Department of Public Works in an amount sufficient to cover the actual costs to pay the expenses which may be incurred by the Department of Public Works for investigations, publications and processing the application or the petition, except that the Director of Public Works may waive the fee when in his/her opinion, deletion or realignment of a Circulation Element route makes dedication no longer applicable. The amount of said fee shall be prescribed by the Board of Supervisors.

Section 8. Section 395 of the San Diego County Administrative Code is hereby amended to read as follows:

Section 395 SPECIFIC PLAN DEPOSIT. The deposit for processing a specific plan required pursuant to Board of Supervisors Policy I-59, Large Scale Project Review, or an amendment to an adopted specific plan, or Private Development Plan shall be deposited with the Director of Public Works, a sum estimated by the Director of Public Works to be sufficient to cover the actual cost. The amount of said deposit shall be prescribed by the Board of Supervisors.

Section 9. Section 395.1 of the San Diego County Administrative Code is hereby amended to read as follows:

Section 395.1 GENERAL PLAN AMENDMENT FEE. At the time that an application is made for a General Plan Amendment, the applicant shall pay to the Department of Public Works a non-refundable application fee sufficient to cover the actual cost of processing the application. An appeal fee must also accompany an appeal of any administrative decision of the Director of Public Works associated with the processing of this General Plan amendment. The required fees will be paid to the Department of Public Works. The amount of said fees shall be prescribed by the Board of Supervisors.

Section 10. Section 460.30 is hereby added to the San Diego County Administrative Code to read as follows:

Section 460.30 RESOURCE PROTECTION (SENSITIVE LANDS ORDINANCE). At the time of application, the applicant for the permit shall deposit with the Director of Public Works, a sum estimated by the Director of Public Works, to be sufficient to cover the actual costs. The amount of said deposit shall be prescribed by the Board of Supervisors.

Section 11. Section 460.31 is hereby added to the San Diego County Administrative Code to read as follows:

Section 460.31 LOT STAKING. At the time of application, the applicant for the permit shall deposit with the Director of Public Works, a sum estimated by the Director of Public Works, to be sufficient to cover the actual costs. The amount of said deposit shall be prescribed by the Board of Supervisors.

Section 12. Section 460.32 is hereby added to the San Diego County Administrative Code to read as follows:

Section 460.32 MAJOR USE PERMIT. At the time of application, the applicant for the permit shall deposit with the Director of Public Works, a sum estimated by the Director of Public Works, to be sufficient to cover the actual costs. The amount of said deposit shall be prescribed by the Board of Supervisors.

Section 13. Section 460.33 is hereby added to the San Diego County Administrative Code to read as follows:

Section 460.33 REZONE-RECLASS W/OUT GPA. At the time of application, the applicant for the permit shall deposit with the Director of Public Works, a sum estimated by the Director of Public Works, to be sufficient to cover the actual costs. The amount of said deposit shall be prescribed by the Board of Supervisors.

Section 14. Section 460.34 is hereby added to the San Diego County Administrative Code to read as follows:

Section 460. 34 SEWER PLAN REVIEW. At the time of application, the applicant for the permit shall deposit with the Director of Public Works, a sum estimated by the Director of Public Works, to be sufficient to cover the actual costs. The amount of said deposit shall be prescribed by the Board of Supervisors.

Section 15. Section 460.35 is hereby added to the San Diego County Administrative Code to read as follows:

Section 460. 35 AGRICULTURAL EXEMPTIONS. At the time of application, the applicant for the permit shall deposit with the Director of Public Works, a sum estimated by the Director of Public Works, to be sufficient to cover the actual costs. The amount of said deposit shall be prescribed by the Board of Supervisors.

Section 16. Section 71.204.1 of the County Code is hereby amended to read as follows:

Sec. 71.204.1 MOVING PERMIT FEE. Every person applying for a permit required by this chapter shall at the time of making application for the permit pay an issuance fee to the Department of Public Works. The amount of said fee shall be prescribed by the Board of Supervisors.

Section 17. Section 71.209.5 of the County Code is hereby amended to read as follows:

Sec. 71.209.5. ROUTE EVALUATION DEPOSIT. Before any permit is issued for the movement of a building or structure exceeding 15 feet in width and 15 feet in height, the applicant shall place a deposit with the Director of Public Works, to cover the cost of evaluating the route over which the load is to be transported. The amount of said deposit shall be prescribed by the Board of Supervisors.

Section 18. Section 71.314 of the County Code is hereby amended to read as follows:

Sec. 71.314. EXCAVATION, INSPECTION, AND MATERIAL TESTING DEPOSIT. The amount of said deposit shall be prescribed by the Board of Supervisors.

Section 19. Section 71.407 of the County Code is hereby amended to read as follows:

Sec. 71.407. CONSTRUCTION AND EXCAVATION PERMIT FEE. Every person applying for a permit required by this chapter shall at the time of making application for the permit pay an issuance fee to the Director of Public Works. The amount of said fee shall be prescribed by the Board of Supervisors.

Section 20. Section 71.608 of the County Code is hereby amended to read as follows:

Sec. 71.608. ENCROACHMENT PERMIT FEE. Every person applying for a permit required by this chapter shall at the time of making application for the permit pay an issuance fee to the Director of Public Works. The amount of said fee shall be prescribed by the Board of Supervisors.

Section 21. Section 71.709 of the County Code is hereby amended to read as follows:

Sec. 71.709. ENCROACHMENT AND MATERIAL TESTING DEPOSIT. Each applicant for a permit, in addition to payment of the issuance fee, shall place a deposit with the Director of Public Works to guarantee the placement of protective measures if required, and the removal of the encroachment and restoration of the highway. The amount of said deposit shall be prescribed by the Board of Supervisors.

Section 22. Section 81.1105 of the County Code is hereby amended to read as follows:

Sec. 81.1105. CERTIFICATE OF COMPLIANCE FEES. At the time of filing any request, pursuant to this division intended to result in the issuance of a certificate of compliance, there shall be paid to the Director of Public Works a fee to cover the cost of the recording of any certificate of compliance resulting therefrom. Said fee shall be non-refundable. The amount of said fee shall be prescribed by the Board of Supervisors.

Section 23. Section 81.202 of the County Code is hereby amended to read as follows:

Sec. 81.202. REVISED AND EXPIRED TENTATIVE MAP FEES. At the time of filing a revised or expired tentative map, there shall be paid to the Department a revised or expired tentative map examination fee. The amount of said fee shall be prescribed by the Board of Supervisors.

Section 24. Section 81.205 of the County Code is hereby amended to read as follows:

Section 81.205 FINAL MAP AND PARCEL MAP EXAMINATION DEPOSIT. (a) Final Map. The actual costs to the Department of Public Works of examining and certifying Final Maps, including the review of any required reports and the preparation of all necessary documents, shall be paid by the subdivider. At the time of submitting a final map to the Director of Public Works, for examination and certification, the subdivider shall

deposit with the Director of Public Works, a sum estimated by the Director of Public Works, to be sufficient to cover actual costs. The amount of said deposit shall be prescribed by the Board of Supervisors.

(b) Parcel Maps. The actual costs to the Department of Public Works of examining, including the review of any required reports and preparation of all necessary documents, certifying and recording parcel maps shall be paid by the subdivider. At the time of submitting a parcel map to the Director of Public Works, for examination and certification, the subdivider shall deposit with the Director of Public Works, a sum estimated by the Director of Public Works to be sufficient to cover actual costs. In addition, the subdivider shall pay to the Director of Public Works, the fee required for filing the parcel map in the office of the County Recorder. The amount of said deposit and fee shall be prescribed by the Board of Supervisors.

Section 25. Section 81.206 of the County Code is hereby amended to read as follows:

Section 81.206 TENTATIVE AND TENTATIVE PARCEL MAP – IMPROVEMENT INSPECTION DEPOSITS. All construction and installation of improvements shall be subject to inspection by the Director of Public Works or other appropriate department and the subdivider shall arrange for such inspection prior to starting construction or installation of the improvements. The actual costs to the Department of Public Works in examining improvement plans, inspecting improvements and monuments shall be paid by the subdivider. Before submitting improvement plans for examination, the subdivider shall deposit with the Director of Public Works a sum estimated by the Director of Public Works to be sufficient to cover actual costs. The amount of said deposit shall be prescribed by the Board of Supervisors. If the actual costs of examinations and inspections are less than the amount deposited, the Director of Public Works shall refund to the subdivider any amount remaining in said deposit. If any deposit is insufficient to pay all the actual cost of examination and inspection, the subdivider, upon demand of the Director of Public Works, shall pay to the Director of Public Works an amount deemed sufficient by the Director of Public Works to complete the work in process. If the subdivider fails or refuses to pay such amount upon demand, the County may recover the same by action in any court of competent jurisdiction. Until such amount is paid in full, the improvements shall be considered incomplete.

Section 26. Section 81.311 of the County Code is hereby amended to read as follows:

Section 81.311 REPLACEMENT TENTATIVE MAP. A replacement tentative map may be submitted at any time prior to tentative map approval. A replacement tentative map shall be submitted when the Planning Environmental Review Board, Planning Commission or the Board of Supervisors finds that the number or nature of the changes necessary for conditional approval are such that they can be shown more clearly and simply by such a map. Any person filing a replacement tentative map shall pay the fee to the Department of Public Works in an amount sufficient to cover the actual costs. The amount of said fee shall be prescribed by the Board of Supervisors.

Section 27. Section 81.607 of the County Code is hereby amended to read as follows:

Section 81.607 REPLACEMENT TENTATIVE PARCEL MAP. A replacement tentative parcel map may be submitted at any time prior to tentative parcel map approval. A replacement tentative parcel map shall be submitted when the Director of Public Works, Board of Planning and Zoning Appeals, or Board of Supervisors finds that the number or nature of changes necessary for approval are such that they can not be shown clearly or simply on the original tentative parcel map and a fee shall be paid to the Department of Public Works in an amount sufficient to cover the actual costs. The amount of said fee shall be prescribed by the Board of Supervisors.

Section 28. Section 81.608 of the County Code is hereby amended to read as follows:

Section 81.608 REVISED TENTATIVE PARCEL MAP. Where a subdivider desires to revise an approved tentative parcel map, he may file with the Director of Public Works prior to the expiration of the approved tentative parcel map, a revised tentative parcel map on payment of a deposit to the Department of Public Works in an amount sufficient to cover the actual cost. The amount of said deposit shall be prescribed by the Board of Supervisors.

Section 29. Section 87.206 of the County Code is hereby amended to read as follows:

Section 87.206 GRADING PERMIT. (a) For a grading plan showing 3,000 cubic yards or less and is a minor grading permit applied for pursuant to Section 87.210, the applicant will be required to pay a plan check fee to the Department of Public Works in an amount sufficient to cover the actual costs based on the volume of excavation or fill, whichever is greater.

(c) **PLAN CHECKING DEPOSIT FOR GRADING PLANS OF 3,000 CUBIC YARD OR LESS.** For a grading plan showing 3,000 cubic yards or less and the proposed work either (1) will necessitate the construction of any extensive drainage structures or facilities or (2) will interfere in any way with an existing drainage course, or (3) fails within the provisions of Section 87.210 (c) or (4) the proposed grading will cross one or more lot lines, a deposit shall be placed with the Director of Public Works a sum estimated by the Director of Public Works, to be sufficient to cover the actual costs, following the same procedure as set forth in Section 460.25 (d), below.

(d) **PLAN CHECKING DEPOSIT FOR GRADING PLANS GREATER THAN 3,000 CUBIC YARDS.** For a grading plan greater than 3,000 cubic yards, a deposit shall be placed with the Director of Public Works a sum estimated by the Director of Public Works to be sufficient to cover the actual costs to pay for the Department of Public Works to check the plan. Before submitting grading plans for examination, the permittee shall deposit with the Director of Public Works a sum estimated by the Director of Public Works to be sufficient to cover actual costs. The amount of said deposit shall be prescribed by the Board of Supervisors. If the actual cost of checking a grading plan is less than the amount deposited, the Director of Public Works shall refund to the permittee any amount remaining in said deposit in accordance with Section 87.213. If the deposit is insufficient to pay all the actual costs of checking, the permittee, upon demand of the Director of Public Works shall pay to him the Director of Public Works an amount deemed sufficient by the Director of Public Works to complete the work in process. If the permittee fails or

refuses to pay such amount upon demand, the Director of Public Works may refuse issuance of a grading permit until the amount is paid in full, or, if a permit is already issued, the grading shall be considered incomplete and the grading permit may be revoked in accordance with procedures.

Section 30. Section 5304.1 of the Zoning Ordinance is hereby repealed.

Section 31. Effective Date. This ordinance shall take effect and be in force sixty (60) days after the date of its passage, and before the expiration of fifteen (15) days after its passage, a summary shall be published once with the names of the members voting for and against the same in _____, a newspaper of general circulation published in the County of San Diego.

Section 32. Operative Date. This Ordinance shall be operative on March 2, 2001.

PASSED, APPROVED, AND ADOPTED this _____ day of _____.