

ORDINANCE NO. 9815 (New Series)

**AN ORDINANCE TO AMEND SECTION 364.2 OF THE ADMINISTRATIVE
CODE TO ADJUST FEES AND DEPOSITS CHARGED BY THE DEPARTMENT
OF PUBLIC WORKS TO ALLOW FOR FULL COST RECOVERY AND TO
CLARIFY EXISTING REQUIREMENTS.**

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 amend Section 364.2 of the San Diego County Administrative Code pertaining to fees and deposits for Department of Public Works land development related projects. The amendments made by this ordinance are intended to adjust the fees and deposits charged for County review of land development projects to ensure full cost recovery in accordance with Board Policy B-29. The amendments are also intended to clarify existing requirements regarding the handling of fees and deposits.

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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 the processing of the following permits and applications:

SCHEDULE A-PUBLIC WORKS FEES AND DEPOSITS

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

APPLICATION NAME	AUTHORITY	FEES/DEPOSITS	
		FY 06-07	FY 07-08
ADMINISTRATIVE PERMIT: Application	459(County Admin. Code)(CAC)	\$710	\$740
Time Extension	459(CAC)	\$710	\$740
APPEALS: Administrative Decision To Board of Supervisors	459.2(CAC)	\$750	\$780
To Planning Commission	459.1(CAC)	\$750	\$780
	459.1(CAC)	\$1,200	\$1,245
ASSESSMENT DISTRICT FORMATION	459.2.1 (CAC)	\$4,930	\$5130
BOUNDARY ADJUSTMENT PLATS: Application (2-4 Lots)	459.3(CAC)	\$1,130	\$1,175
BUILDING PLAN PRE-SUBMITTAL SCREENING	460.8(CAC)	\$40 Fee	\$45 Fee
CENTERLINE REVIEW:	81.804 (County Regulatory Code (CRC))	\$1,285	\$1,335
CERTIFICATE OF COMPLIANCE: Application (1-4 Lots)	459.4(CAC)	\$435	\$450
Each Additional Lot Increment	459.4(CAC)	\$70	\$75
Per Lot W/Boundary Adjustment (2-4 Lots)	459.4(CAC)	\$1,115	\$1,160
Each Additional Lot Increment	459.4(CAC)	\$75	\$80
Violations	459.4(CAC)	\$3,575	\$3,715
TPM, Review	459.4(CAC)	\$1,050	\$1,090
CONSTRUCTION & ENCROACHMENT PROJECTS: Inspection	71.408(CRC) & 71.609(CRC)	5% Const. Cost<= \$100K + 3% Const. Cost > \$100K \$600 Minimum	5% Const. Cost<=\$100K + 3% Const. Cost > \$100K \$600 Minimum
Encroachment Permit Fee	71.608(CRC)	\$95 Fee	\$100 Fee
Construction Permit Fee	71.407(CRC)	\$80 Fee	\$80 Fee
ENVIRONMENTAL ACTIONS (EIR): CEQA Exempt Policy	459.5(CAC)	\$225	\$235
Policy I-119 Review	459.5(CAC)	\$1,265	\$1,315
EIR Review	459.5(CAC)	\$1,865	\$1,940
Extended Initial Studies, Technical Review	459.5(CAC)	\$1,840	\$1,910
Negative Declaration Review	459.5(CAC)	\$1,470	\$1,530

ATTACHMENT B
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APPLICATION NAME	AUTHORITY	FEES/DEPOSITS	
		FY 06-07	FY 07-08
ENVIROMENTAL REVIEW GRADING			
CEQA Exemption	81.205(CRC)	\$360	\$375
Update to Previous Environmental	87.301(CRC)	\$1,085	\$1,125
AEIS for Average size project	87.301(CRC)	\$2,560	\$2,665
AEIS for Large size project	87.301(CRC)	\$3,945	\$4,105
EXCAVATION PROJECT:			
Inspection & Material Testing	71.314(CRC)	\$5 Per Linear Foot for 1 st 1000 Linear Ft. Thereafter \$1.75 for each additional LF. \$600 Minimum	\$5 Per Linear Foot for 1 st 1000 Linear Ft. Thereafter \$1.75 for each additional LF. \$600 Minimum
Permit Fee	71.307(CRC)	\$80 Fee	\$80 Fee
GENERAL PLAN AMENDMENT W/OUT REZONE:	460.33(CAC)	\$910	\$945
GRADING PERMIT (PLAN CHECK BY CU. YDS):			
Minor DPW Grading Permit	87.206(CRC)	\$775	\$805
Major Grading Permit (Under 10,000)	87.208(CRC)	\$1,500	\$1,560
Major Grading (10,000 or Greater)	87.208(CRC)	\$2,330	\$2,420
Inspection	87.301(CRC)	5% Const. Cost<=\$100K +3% Const. Cost>\$100K \$600 Minimum	5% Const. Cost<=\$100K +3% Const. Cost>\$100K \$600 Minimum
Materials	87.301(CRC)	1.5% Const. Cost<=\$50K+1% Const. Cost>\$50K \$400 Minimum	1.5% Const. Cost<=\$50K+1% Const. Cost>\$50K \$400 Minimum

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APPLICATION NAME	AUTHORITY	FEES/DEPOSITS	FEES/DEPOSITS
		FY 06-07	FY 07-08
IMPROVEMENT PLAN REVIEW:			
Curb Grade			
Review	71.408(CRC) 81.206(CRC) 87.301(CRC)	\$1,685	\$1,750
Inspection	71.408(CRC) 81.206(CRC) 87.301(CRC)	5% Const. Cost<= \$100K + 3% Const. Cost >\$100K \$3,000 Minimum	5% Const. Cost<= \$100K + 3% Const. Cost >\$100K \$3,000 Minimum
Material Testing	71.408(CRC) 81.206(CRC) 87.301(CRC)	1.5% Const. Cost<= \$50K + 1%Const. Cost >\$50K \$400 Minimum	1.5% Const. Cost<= \$50K + 1%Const. Cost >\$50K \$400 Minimum
Permit Fee	71.402(CRC)	\$80 Fee	\$80 Fee
Parcel Map (TPM)			
Review	81.205(CRC) 87.301(CRC)	\$1,405	\$1,460
Inspection-Public Improvement	81.206(CRC) 87.301(CRC)	5% Const. Cost<= \$100K + 3% Const. Cost>\$100K \$3,000 Minimum	5% Const. Cost<= \$100K + 3% Const. Cost>\$100K \$3,000 Minimum
Inspection-Private Improvement	81.206(CRC) 87.301(CRC)	5% Const. Cost<= \$100K + 3% Const. Cost>\$100K \$800 Minimum	5% Const. Cost<= \$100K + 3% Const. Cost>\$100K \$800 Minimum
Material Testing	81.205(CRC) 87.301(CRC)	1.5% Const. Cost<= \$50K + 1% Const. Cost >\$50K \$400 Minimum	1.5% Const. Cost<= \$50K + 1% Const. Cost >\$50K \$400 Minimum
Subdivision Map (TM)			
Review	81.205(CRC) & 87.301(CRC)	\$4,930	\$5,130
Inspection	81.206(CRC) 87.301(CRC)	5% Const. Cost<= \$100K + 3% Const. >\$100K \$1,100 minimum	5% Const. Cost<= \$100K + 3% Const. >\$100K \$1,100 minimum
Material Testing	81.206(CRC) 87.301(CRC)	1.5% Const. Cost<= \$50K+1%Const. >\$50K \$1,100 Minimum	1.5%Const.Cost<= \$50K+1%Const. >\$50K \$1,100 Minimum

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APPLICATION NAME	AUTHORITY	FEES/DEPOSITS	FEES/DEPOSITS
		FY 06-07	FY 07-08
LOT STAKING:			
Deposit Amount Full Subdivision	460.31(CAC)	\$1,100 Minimum +\$27 per acre for 1-50 acres+ \$13 per acre for 51-100 acres + \$7 per acre for 101 or more acres. The above formula produces the following per acre deposits (Acres/Amount): 1-50 \$1,127 – 2,400 51-100 \$2,413-3,050 101+ \$3,057+	\$1,100 Minimum + \$27 per acre for 1-50 acres+ \$13 per acre for 51-100 acres + \$7 per acre for 101 or more acres. The above formula produces the following per acre deposits (Acres/Amount): 1-50 \$1,127 – 2,450 51-100 \$2,463-3,100 101+ \$3,107+
Self Certification with Right-of-way only	460.31(CAC)	1/3 above formula with Minimum \$650	1/3 above formula with Minimum \$650
MAJOR USE PERMIT:			
Review	460.32(CAC)	\$1,765	\$1,835
Modification	460.32(CAC)	\$1,130	\$1,175
Time Extension	460.32(CAC)	\$1,130	\$1,175
MINOR USE PERMIT:			
Application	459.7(CAC)	\$1,155	\$1,205
Minor Deviation	459.7(CAC)	\$1,155	\$1,205
Modification	459.7(CAC)	\$1,155	\$1,205
MOVING PERMITS:			
Single Trip	71.204.1(CRC)	\$16 Fee	\$16 Fee
Annual Permit	71.204.1(CRC)	\$90 Fee	\$90 Fee
PRE-APPLICATION CONFERENCE:	459.8(CAC)	\$520	\$520
RECLAMATION PLAN:			
Application	459.9(CAC)	\$2,030	\$2,115
Modification	459.9(CAC)	\$1,075	\$1,120
RECORD OF SURVEY:	460(CAC)	\$450 Fee for first sheet plus \$55 Fee for each additional sheet	\$470 Fee for first sheet plus \$60 Fee for each additional sheet
REZONE-RECLASS W/OUT GPA:	460.33(CAC)	\$1,325	\$1,375
ROAD MATTERS:			
Opening/Vacation	461(CAC) &	\$1,695	\$1,760
Route Locations Stamp	462(CAC)	\$35	\$40
Remandment Review	460.1(CAC)	\$1,455	\$1,515
ROUTE EVALUATION, MOVING:	71.209.5(CRC)	\$205 Fee	\$215 Fee
SEWER PLAN REVIEW:	460.34(CAC)	\$665	\$690
SENSITIVE LAND ORDINANCE:	460.30(CAC)	\$375	\$390
SITE PLAN REVIEW:			
Application	460.2(CAC)	\$980	\$1,020
Minor Deviation	460.2(CAC)	\$425	\$445
Modification	460.2(CAC)	\$705	\$730
Plan Review	460.2(CAC)	\$505	\$525
Time Extension	460.2(CAC)	\$335	\$350
SPECIFIC PLAN/LARGE SCALE:	395(CAC)	\$575	\$600
STORMWATER:			
Minor SWMP	460.36(CAC)	\$565	\$585
Major SWMP	460.36(CAC)	\$1,275	\$1,325
BMP Maintenance	460.36(CAC)	\$5,245	\$5,455
STREET LIGHT REVIEW:	460.36(CAC)	\$390	\$405
STREET LIGHTING DISTRICT ANNEXATION:	460.36(CAC)	\$365	\$380

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APPLICATION NAME	AUTHORITY	FEES/DEPOSITS	
		FY 06-07	FY 07-08
STREET NAME SIGNS FEE: Sign Installation/Replacement	460.3(CAC)	\$205 Fee	\$210 Fee
SUBDIVISION, MAJOR (TENTATIVE MAPS):			
Final Map Review:			
1-20 Lots	81.205(CRC)	\$8,855	\$9,210
21-50 Lots	81.205(CRC)	\$9,480	\$9,860
51 or more Lots	81.205(CRC)	\$11,025	\$11,465
Map Modification:			
Phase 1 Qualification	81.205(CRC)	\$1,005	\$1,045
Phase 2 Hearing & Modification	81.205(CRC)	\$2,065	\$2,150
TM Review	81.202(CRC)	\$6,515	\$6,775
TM Review, Expired	81.202(CRC)	\$2,235	\$2,325
TM Review, Replacement	81.311(CRC)	\$495	\$515
TM Review, Revised	81.311(CRC)	\$1,405	\$1,460
TM Review, Time Extension	81.202(CRC)	\$495	\$515
TM Resolution, Amendment	81.203.5(CRC)	\$980	\$1,020
SUBDIVISION, MINOR (TENTATIVE PARCEL MAPS):			
Parcel Map Review	81.205(CRC)	\$3,345	\$3,480
Map Modification:	81.205(CRC)		
Phase 1 Qualification	81.205(CRC)	\$1,005	\$1,045
Phase 2 Hearing & Modification	81.205(CRC)	\$2,065	\$2,150
Release of Improvement on Parcel Map	81.205(CRC)	\$235 Fee	\$240 Fee
TPM Review	81.608(CRC)	\$2,120	\$2,205
TPM Review, Modifications	81.608(CRC)	\$635	\$660
TPM Review, Revised	81.608(CRC)	\$1,405	\$1,460
TPM Review, Time Extension	81.608(CRC)	\$500	\$525
VARIANCES:			
Administrative	460.4(CAC)	\$665	\$690
Application	460.4(CAC)	\$665	\$690
Modification	460.4(CAC)	\$665	\$690
Time Extension	460.4(CAC)	\$665	\$690

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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.

POSITION	HOURLY RATE	
	FY 06-07	FY 07-08
Administrative Analyst I, II, III	\$113.02	\$117.54
Assistant Engineer	\$138.45	\$143.99
Assistant Land Surveyor	\$138.45	\$143.99
Associate Transportation Specialist	\$114.31	\$118.88
Civil Engineer	\$138.45	\$143.99
Construction Technician	\$138.45	\$143.99
County Counsel Attorney	\$211.12	\$219.56
County Counsel Paralegal	\$101.92	\$105.99
Engineering Aid	\$103.35	\$107.48
Engineering Technician I, II, III	\$103.35	\$107.48
Equipment Operator	\$69.75	\$72.54
Intermediate Clerk Typist	\$68.25	\$70.98
Junior Engineer	\$113.10	\$117.62
Land Surveyor	\$138.45	\$143.99
Land Use/Environmental Planner I, II	\$92.34	\$96.03
Land Use/Environmental Planner III	\$121.41	\$126.27
Land Use/Environmental Planning Mgr	\$140.22	\$145.83
LUEG Program Manager	\$177.45	\$184.55
Project Manager, DPW	\$159.90	\$166.33
Public Works Program Coordinator	\$132.05	\$137.34
Senior Civil Engineer	\$159.90	\$166.30

2. **INITIAL DEPOSITS AND FEES:** The initial deposit or fee specified in Schedule A, above, shall be paid at the time of application submittal.

3. **SUBSEQUENT DEPOSITS:** If it is determined that a deposit is insufficient to recover actual costs, the project manager will scope the work remaining on the project and calculate an additional subsequent deposit. The subsequent deposit 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 shall be paid in the amount calculated by the project manager prior to completion of key milestones. The County may discontinue processing a project and recommend denial of the project based on the applicant's refusal to pay a subsequent deposit.

4. **REFUNDS:** At the completion of all tasks associated with an application for which a deposit is required and after all final documents and review are completed, the difference between the deposited amount and the actual cost shall be refunded to the applicant within 180 days. Fees paid to the County are non-refundable unless no work was performed by County on the project for which the fee was paid.

5. FEE WAIVER FOR STRUCTURES DAMAGED OR DESTROYED BY NATURAL DISASTER: Notwithstanding the fees and deposits otherwise specified in Schedule A of this section, the grading permit fees or deposits may be waived for an applicant who is rebuilding legally built structures which have been damaged or destroyed by a wildfire or other natural disaster and which are located within the boundaries of a geographic area which has been declared by resolution of the Board of Supervisors to be eligible for this fee or deposit waiver. The fee or deposit waiver shall not apply to any portion of a new structure which exceeds the square footage of the structure which is being replaced.

6. 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 San Diego Commerce, a newspaper of general circulation published in the County of San Diego.

PASSED, APPROVED AND ADOPTED this 6th day of December 2006