

Public Notice of Adoption of Ordinance 2018-01

ARTICLE I. The North County Fire Protection District has incurred unreimbursed discretionary development costs and is anticipating that further new discretionary development will occur within the District which will place a greater demand on the existing staffing resources of the Fire Prevention Bureau. Also, escalating demands have been placed upon personnel in conducting increasingly numerous and complex inspections.

ARTICLE II. The North County Fire Protection District is charged with the responsibility of providing fire, rescue and emergency medical services pursuant to California Health & Safety Code §1.11.2.1.1(2) of the California Fire Code.

ARTICLE III. The North County Fire Protection District incurs additional costs in lost personnel hours and expended District resources when said services are of a recurrent nature and/or the result of discretionary development. The District charges fees to recover costs incurred for the provision of said services, however, said fees require periodic revision to reflect current personnel costs.

ARTICLE IV. The Fire Chief may impose a fee to cover the cost of any service which the District provides or the cost of enforcing any regulation for which the fee is charged, pursuant to Health & Safety Code §13916, Government Code §66014, California Fire Code §1.11.2.1.1(5), and County of San Diego Consolidated Fire Code §104.2.

ARTICLE V. Fire Prevention Service Fees are based upon the actual costs incurred by the fire agency, which are based upon the total compensation of the employee(s) providing a particular service and include total personnel hours utilized for plan review, file review, database information entry, mapping updates, travel to and from the site, written response and site inspection.

ARTICLE VI. Stand-by fees are based upon the actual costs incurred by the fire agency, based upon the total compensation of the employee(s) providing a particular service and includes total personnel hours utilized for emergency stand-by services relating to fire, rescue and emergency medical services and enforcing applicable codes pertaining to fire and panic safety.

ARTICLE VII. The actual fee shall be paid by the applicant to the District at time of application, request for stand-by coverage or submittal to cover the actual costs in accordance with the aforementioned schedule for an inspection or plan review or any other services listed on the Fee Schedule.

ARTICLE VIII. The actual cost for the provision of said services shall not exceed the actual cost incurred by the District.

ARTICLE IX. In the event fees are not paid at the time of application or upon request for additional fees, the District shall not be obligated to process, approve or take further action on renewable permits, installation, removal, activity or alteration permits, inspections, plan reviews or to provide other services necessitating a fee as delineated in the Fee Schedule.

ARTICLE X. The Board of Directors hereby declares that should any section, paragraph, sentence or word of this Ordinance or of the Fee Schedule referenced herein be declared for any reason to be invalid, it is the intent of the Board that it would have adopted all other portions of this Ordinance independent of the elimination there from of any such portion as may be declared invalid.

ARTICLE XI. The Board of Directors of the North County Fire Protection District does hereby approve the adoption of the attached Schedule of Services and Fees therefore, (**Appendices B-C**) to become effective **November 1, 2018**. This Ordinance shall be published according to law.

ARTICLE XII. Ordinance 2016-01 is hereby repealed.

ADOPTED, SIGNED AND APPROVED by the Board of Directors of the North County Fire Protection District, County of San Diego, State of California, on this **23rd day of October, 2018** by the following **Roll Call Vote**:

AYES: *Directors Harris, Hoffman, Luevano, Munson and Thuner*

BY ORDER OF THE BOARD OF DIRECTORS OF THE NORTH COUNTY FIRE PROTECTION DISTRICT.

Loren Stephen-Porter, Board Secretary
October 23, 2018