

## ORDINANCE 2019-1

### AN ORDINANCE OF THE ANDERSON VALLEY COMMUNITY SERVICES DISTRICT REVISING A SCHEDULE OF FEES, INCLUDING THE ADDITION OF NEW FEES

**The Board of Directors of the Anderson Valley Community Services District (The District) does ordain as follows:**

#### **Section 1: AUTHORIZATION AND PURPOSE**

This ordinance to revise a schedule of fees including the establishment of new fees is adopted pursuant to Section 13916 of the Health and Safety code which provides that the District may charge 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. This ordinance rescinds any other Fee Schedule Ordinance or Resolution.

#### **Section 2: APPLICABILITY**

The schedule of fees set forth by this ordinance indicates fees charged pursuant to Sections 13917 and 13918 of the Health and Safety Code which provides that the District may charge residents of the district a fee which is less than the fee which it charges to nonresidents of the District and provides that the District may charge a fee to other public agencies.

#### **Section 3: WAIVER OF FEES**

Pursuant to Health and Safety Code Section 13919, after adopting by resolution policies and procedures governing waivers, the Board of Directors may waive payment of a fee when it determines that payment would not be in the public interest.

#### **Section 4: COST RECOVERY OF SERVICES**

A fee in accordance with the following schedules shall be paid to the district at the time of application or upon the receipt of an invoice for services rendered.

- A. **The following services may be cost recovered at the rate of \$50 per hour for office time and/or site visits** to anyone receiving those services. This rate may be billed for the actual time required (one-hour minimum, subsequent time rounded to the nearest half hour) to provide the required: research, written report, and phone consultation. Costs for site visits or inspection will include travel time plus mileage at the current IRS rate for all required or requested:
1. Plan Reviews (all types).

<b>TYPE OF FEE</b>	<b>AMOUNT</b>
Site Plan Review	\$65
Plan Review – Building Permit	\$0.05 per sq. ft. of structure. \$100

(Commercial/ Industrial/ Other) Plan Review – Minor Subdivision (4 parcels or less)	Minimum \$65.
Plan Review – Major Subdivision (more than 4 parcels)	\$130 plus \$10 per lot
Automatic Fire Sprinkler System (fee includes water flow and supervision alarm test, hydro of underground and overhead pipe, and flush). Plan Review	\$130 plus \$0.05 per sq. ft.
Sprinkler Underground Pipe Installation	\$130
Existing Building – sprinkler alteration fee	
1. Tenant improvement per space	a) \$65
2. Individual space > 3000 sq. ft.	b) \$65 plus \$0.25 per head
Additional re-inspections	\$65
Automatic fixed fire extinguishing systems (non-sprinkler or dry chemical), includes plan review and operational test	\$130 each system
Fire alarm system – includes plan review and operational test	\$0.05 sq. ft. per area covered \$65 minimum
High hazard applications – processes and storages, including but not limited to: dip tanks, electrostatic apparatus, automobile undercoating, powder coating, organic peroxides, dual component coating & cryogenic fluids and cannabis extraction facility	\$130 plan check (includes inspection)
Storage tank permits [removal, replacement, abandonment] fuel or oil, below or above ground	\$65 each tank (includes inspection)
Follow up inspection or test; due to malfunction or noncompliance	Personnel cost according to Section 4A (including previous uncharged inspections)
On-site inspection (where required), existing buildings	\$0.00 (exception: charged retroactively for noncompliance, see above)
On-site inspection (less than 72-hour notice) existing buildings	Personnel cost according to Section 4A (2-hour minimum)
On-site inspections (after hours, when available)	Personnel cost according to Section 4A at time and a half (2-hour minimum)
Hydrant flow testing (existing)	\$33
Hydrant flow calculation	\$65
Project consultation fee	Personnel cost according to Section 4A (2-hour minimum). Half hour

Variance Application	increments acceptable \$65 per submission
All required outside professional services	Actual cost plus 10% admin fee

**PENALTY: FAILURE TO SECURE A REQUIRED FIRE SERVICE PERMIT BEFORE STARTING WORK SHALL INCREASE THE COST OF SAID PERMIT TO TWICE ITS ORIGINAL FEE.**

- B. **The following rates for Fire Department Apparatus, Equipment and Personnel Responding to Emergencies** may be charged to persons receiving any services but not residing in or owning property in the Anderson Valley Community Services District, and to non-taxpaying public agencies, **excluding fire agencies with mutual aid agreements.**

Note: The cost of providing Scene Management, Traffic Control, Patient Assessments and Medical Evacuation Helicopter coordination, including establishing and securing helicopter landing zones, is included in the billing for apparatus.

Resource Type	Personnel Included	Fee	Per
Engine/Pumper	3	\$175	Hour
Rescue Unit	1	\$150	Hour
Tender	1	\$150	Hour
Utility/Patrol/Command Vehicle	1	\$125	Hour
Vehicle Extrication Equipment		\$150	Incident
Consumable Supplies			*Actual Cost
Hired Equipment			*Actual Cost
Additional Required Personnel		\$50	Each/Hour

\*A 10% administration fee will be added to the price of resources billed at actual cost.

- C. **Fire Department Standby Services Rates.** Rates for apparatus, personnel, and equipment to standby shall be the same as emergency response rates, but with the following exceptions.
1. **Standby Apparatus Rates.** The cost for apparatus will be the same as Emergency Response Rates, which does not include personnel costs. When members of the Fire Department are involved in emergency responses, they function as unpaid volunteers. The volunteer commitment does not include providing committed standby duty which often involves extended hours of work. Therefore, separate personnel charges shall apply as described below:
  2. **Standby Personnel Rates.** All personnel - \$50 per hour each.

Note: The above rates are for straight time. Standard overtime rules will apply (time and a half over eight (8) hours a day or 40-hours per week, double time over 12-hours per day.)

Personnel Administrative Charges – a 10% Personnel Administrative Rate will apply to all personnel rates to cover the District’s cost to provide the personnel. This consists of the employer’s portion of payroll taxes and other administrative costs.

**D. The following rates for Administrative Services may be charged:**

Incidents Reports	\$ 5 each
Copies of Code Excerpts (1-3 pages)	\$ 3
Copies of other Reports	\$ 5 each
Photographs	\$10 each
Administrative Billing Fee	\$45 per Incident
Burn permits (out of district)	\$10 each
Plotter products	\$5 sq. ft. per printed area
Creating maps/GIS work	Personnel cost according to Section 4A

**E. Third Party Services**

Any third-party services required may be billed at the actual cost billed for the services, actual cost plus 10% admin fee.

**F. False Fire Alarm Responses**

**ALARM COMPANIES** – Alarm companies providing services within the response area of the Anderson Valley Fire Department may be billed for responses to third and subsequent false alarms utilizing the Apparatus, Equipment and Personnel fee schedule in Section 4, Paragraph B above, when no apparent valid cause is discovered for the alarm sounding. Examples of “valid cause” include, but are not limited to, activation of the manual pull station, the presence of smoke, or heat from any source. Alarm companies may be billed for all apparatus that respond to the call (if the alarm is canceled prior to any apparatus responding, no fees will be charged). Alarm companies may also be billed for Fire Department response to alarm companies testing equipment and failing to notify dispatch of the test.

**PROPERTY OWNERS AND RESIDENTS** – Property owners or residents residing with the District may be charged for the third and subsequent False Alarm responses to structures under their control if it is determined the alarms were generated by their actions and do not involve “good intent”, i.e., repeatedly triggering a false alarm by creating dust during cleaning and failing to notify the alarm company or repeatedly triggering a false alarm response from the normal operation of heating or cooling equipment.

Property owners or residents will be billed at one half the rates established in Section 4, Paragraph B.

**G. Out-of-District Responses**

The Anderson Valley Fire Department provides services to approximately 150 square miles that are adjacent to the district but not included in it. Property owners and residents within these areas receive services but provide no income to the district. Anyone receiving services in these areas (excluding those persons who also own property or reside within the District) may be charged for the cost of providing the service as defined in Sections A through E.

**H. The following rates for Ambulance Apparatus, Equipment and Personnel Responding to Emergencies** may be charged to persons receiving any services. A 10% surcharge will apply to all out of district billings.

<u>Resource Type</u>	<u>Rate</u>
BLS Base Rate -Non-Emergency	\$1,400 per incident
BLS Base rate- Emergency	\$1,400 per incident
ALS Base Rate	\$2,200 per incident
ALS Inclusive	\$2,200 per incident
Ground ALS Rendezvous	\$1,400 per incident
Non-Transport (AMA)	\$250 per incident
Oxygen	\$120 per incident
Mileage	\$32 per incident
Narcan	\$100 per administration
Epinephrine	\$600 per administration
Patient Packaging (backboard or vacuum)	\$250 per administration
EKG Monitoring/Defibrillator	\$100 per incident
Standby	ALS/BLS Rate plus labor per hour

**Section 5: SEVERABILITY**

If any section, subsection, sentence, phrase or clause of this ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portion of this ordinance. The Board hereby declares that they would have adopted the ordinance and each section despite the fact that any one or more sections, subsections, sentences, phrases or clauses be declared invalid.

**Section 6: OTHER INFORMATION**

All fees are due and payable within thirty (3) days of being invoiced. After 30 days, a service charge of 1.5% per month will be assessed on the remaining balance. Any fees unpaid after 60 days may be turned over to a collection agency.

**Section 7: STRIKE TEAM RATES**

Strike Team rates will be governed by separate contract.

**Section 8: EFFECTIVE DATE**

This ordinance shall take effect and be in force thirty (30) days after its adoption and prior to the expiration of fifteen (15) days from the passage thereof, and notice of said Ordinance will be published twice in the local area newspaper of general circulation in the County of Mendocino, State of California.

**PASSED AND ADOPTED**, by the Board of Directors of the Anderson Valley Community services District, County of Mendocino, State of California, on April 17, 2013, by the following vote:

	<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
<b>CHAIRPERSON HANELT</b>	X			
<b>DIRECTOR MCKENNA</b>	X			
<b>DIRECTOR SODERMAN</b>	X			
<b>DIRECTOR CHRISTEN</b>	X			
<b>DIRECTOR MAILLIARD</b>	X			

---

**Valerie Hanelt, Chairperson**  
**Anderson Valley Community Services District**

**ATTEST:**

---

**Patty Liddy, Secretary**  
**Anderson Valley Community Services District**  
**Board of Director**

---

**01/17/2019**  
**Date**