

ORDINANCE NO. 5294

AN ORDINANCE AMENDING ORDINANCE NO. 5145, THE AGRICULTURAL COMMISSIONER'S FEE SCHEDULE, TO UPDATE THE BUSINESS & PROFESSIONS CODE § 12240 DEVICE AND BUSINESS-LOCATION FEE PROVISIONS, ADOPT UPDATED AMOUNTS, AND INSTITUTE STATE-CAP AUTO-ADJUSTMENT.

THE BOARD OF SUPERVISORS OF THE COUNTY OF SANTA BARBARA, STATE OF CALIFORNIA, ORDAINS AS FOLLOWS:

SECTION 1: Findings.

The "Whereas" section of Ordinance No. 5145, The Agricultural Commissioner's Fee Schedule, is hereby amended to add the following additional findings:

WHEREAS, Business & Professions Code § 12240 authorizes the Board of Supervisors to charge annual device and business-location fees subject to state maximums and the requirement that fees not exceed the County's reasonable cost; and

WHEREAS, Business & Professions Code § 12241 provides for a California Department of Food and Agriculture (CDFA) administrative fee to be collected with device registration; and

WHEREAS, on June 23, 2026, the County held a public hearing on the proposed Agricultural Commissioner's Office fee update as part of a regularly scheduled meeting of the Board; and

WHEREAS, the County desires to amend Ordinance No. 5145 to:

- (i) Set device and business-location fees to the lower of either the maximum allowed by Business & Professions Code § 12240 or the County's full cost recovery as determined the Agricultural Commissioner; and
- (ii) Provide for automatic adjustments to the fee schedule when state maximums change, subject to the cost recovery limit; and
- (iii) Provide for automatic adjustments to the CDFA administrative fee; and
- (iv) Leave all other fee provisions of Ordinance 5145 in place.

SECTION 2: Scope

This ordinance amends only the Business & Professions Code § 12240 device and business-location fee portion of Ordinance 5145, Exhibit A, Section I, subsections (a) – (n). All other fees in Ordinance 5145 (including Point of Sale, Packer Registration, hourly and equipment charges, and CDFA administrative fees) remain unchanged unless later modified by Board action.

SECTION 3: Updated Fees

The exhibit entitled "Exhibit A, Fee Schedule, An Ordinance Amending the Agricultural Commissioner's Fee Schedule" attached to Ordinance No. 5145 is hereby amended as attached to this Ordinance and incorporated herein to set device and business-location fees to the maximum allowed by Business & Professions Code § 12240 and to provide for automatic adjustments when state maximums change. The annual registration fees shall be the lower of either the State authorized maximum or the County's full recovery cost, based on the Agricultural Commissioner's determination of actual costs.

Agricultural Commissioner's Fee Schedule Ordinance

Board Hearing Date: June 9, 2026

Page 2 of 6

SECTION 4: Updated Attachments.

The Exhibit entitled "Exhibit A, Fee Schedule, An Ordinance Amending the Agricultural Commissioner's Fee Schedule" attached to Ordinance No. 5145 is hereby amended as attached to this Ordinance and incorporated herein.

SECTION 5: Remainder of Ordinance No. 5145 Unchanged

Except as amended by this ordinance, Ordinance No. 5145, An Ordinance Amending the Agricultural Commissioner's Fee Schedule, shall remain unchanged and shall continue in full force and effect.

SECTION 6: Severability.

If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of this Ordinance. The Board of Supervisors hereby declares that it would have passed this Ordinance and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases be declared invalid.

SECTION 7: Effective and Operative Date.

This Ordinance shall take effect and be in force 30 days from the date of its adoption by the Board of Supervisors and before the expiration of 15 days after its passage a summary of it shall be published once together with the names of the members of the Board of Supervisors voting for and against the same in the Santa Barbara Independent, a newspaper of general circulation published in the County of Santa Barbara.

PASSED, APPROVED AND ADOPTED by the Board of Supervisors of the County of Santa Barbara, State of California, this 7th day of July 2026 by the following vote:

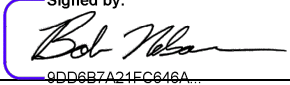
AYES: Supervisors Lee, Capps, Hartmann, Nelson and Lavagnino

NOES: None

ABSTAIN: None

ABSENT: None

COUNTY OF SANTA BARBARA

Signed by:
By: 
9DD6B7A21FC646A...
BOB NELSON, CHAIR
BOARD OF SUPERVISORS

ATTEST: MONA MIYASATO
COUNTY EXECUTIVE OFFICER
CLERK OF THE BOARD

Signed by:

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By: Deputy Clerk

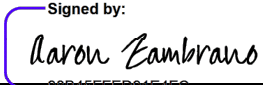
Agricultural Commissioner's Fee Schedule Ordinance

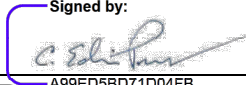
Board Hearing Date: June 9, 2026

Page 3 of 6

APPROVED AS TO FORM:
RACHEL VAN MULLEM
COUNTY COUNSEL

APPROVED AS TO FORM:
BETSY SCHAFFER, CPA
AUDITOR-CONTROLLER

By:  Signed by:
Aaron Zambrano Deputy County Counsel

By:  Signed by:
Deputy

Agricultural Commissioner's Fee Schedule Ordinance

Board Hearing Date: June 9, 2026

Page 4 of 6

**Exhibit A
Fee Schedule****Phytosanitary Inspections:**

Per Inspection (11 or more units)	\$160.00	(unchanged)
Per Inspection (10 units or less)	\$115.00	(unchanged)
Retyping fee	\$15.00	(unchanged)
Hourly fee* (normal hours)	\$130.00	(unchanged)
(outside normal)	\$195.00	(unchanged)

Export Seed Inspections:

Per acre/per inspection	\$30.00	(unchanged)
	(\$120.00 minimum)	(unchanged)

Official Document Reproduction	\$.10 per page	(unchanged)
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Direct Marketing**

Certified Farmer's Market, 1-15 vendors	\$290.00 annually	(unchanged)
Certified Farmer's Market, 16-30 vendors	\$329.00 annually	(unchanged)
Certified Farmer's Market, over 30 vendors	\$387.00 annually	(unchanged)
Certified Producer Certificate	\$50.00 annually	(unchanged)
	plus \$30 per site	(unchanged)
Certificate Amendments	\$25.00	(unchanged)

Farm Labor Contractors:	\$25.00 annually	(unchanged)
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Ag Pest Control Business Registration:	\$50.00 annually	(unchanged)
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Maintenance Gardener Pest Control Registration:	\$25.00 annually	(unchanged)
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Pest Control Advisor Registration:

Home county registrants	\$10.00 annually	(unchanged)
Outside county registrants	\$5.00 annually	(unchanged)

Pest Control Pilot Registration:

Home county registrants	\$10.00 annually	(unchanged)
Outside county registrants	\$5.00 annually	(unchanged)
Structural Pest Control Registration:	\$10.00 annually	(unchanged)

Structural Pesticide Applicator:

License Examination	\$15.00 per exam	(unchanged)
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Hourly Rate*:

Normal working hours:	\$130.00	(unchanged)
Outside normal working hours:	\$195.00	(unchanged)

Agricultural Commissioner's Fee Schedule Ordinance

Board Hearing Date: June 9, 2026

Page 5 of 6

Weights & Measures Device, Point of Sale System, Packer Registration, and California Department of Food and Agriculture administrative fees (amended).

I. The annual registration fees shall be assessed at the maximum amount authorized by Section 12240 of the California Business and Professions Code, as amended or superseded. The annual registration fees shall be the lower of either the State authorized maximum or the County's full recovery cost, based on Agricultural Commissioner's determination of actual costs. Upon any change to the maximum fee amounts authorized by Section 12240 of the California Business and Professions Code, the Agricultural Commissioner's Office shall post an updated schedule for public reference.

II. The annual registration fee for each location with point of sale systems shall consist of a device fee with no location fee and no Department of Food and Agriculture administrative fee. Pursuant to Business and Professions Code section 13350, the following fees shall apply: (unchanged)

Number of Point of Sale Stations	Annual Registration Fee
1-3	\$130.00 per location
4-9	\$260.00 per location
10 or more	\$390.00 per location

In addition, a fee for any reinspection as authorized by Business and Professions Code section 13350 shall be billed at the hourly rate for one inspector as approved by the Board of Supervisors.

III. As authorized by Business and Professions Code section 12240, the annual registration fee for a packer shall be as follows: (unchanged)

Number of Packages per Year	Annual Registration Fee
Less than 10,000	Exempt
10,000 or more	\$390.00

IV. As authorized by Business and Professions Code section 12241, and set forth in 4 CCR §4075, the California Department of Food and Agriculture shall assess an administrative fee.

Upon any change to the administrative fee authorized by Section 12241 of the California Business and Professions Code, the Agricultural Commissioner's Office shall post an updated schedule for public reference

The CDFA administrative fees set forth are subject to adoption and subsequent amendment by the California Department of Food and Agriculture, and, as required by law, shall be collected by the County office of weights and measures in the manner specified in

Agricultural Commissioner's Fee Schedule Ordinance

Board Hearing Date: June 9, 2026

Page 6 of 6

4 CCR § 4075.

* The hourly rate fees shall be reviewed annually by the Agricultural Commissioner and may be adjusted pursuant to changes in the Consumer Price Index based on all urban consumers, Los Angeles-Riverside-Orange County area. Adjustments shall be rounded to the nearest dollar and become effective no earlier than June 1st each year and appropriate notice shall be provided to the public 30 days prior to the effective date of the adjustment.

** Veteran fee exemption per AB 498 pursuant to Business & Professions Code 16001.8