

**SANTA BARBARA COUNTY  
BOARD AGENDA LETTER**



Clerk of the Board of Supervisors  
105 E. Anapamu Street, Suite 407  
Santa Barbara, CA 93101  
(805) 568-2240

**Agenda Number:**  
**Prepared on:** 5/7/04  
**Department Name:** Public Health  
**Department No.:** 041  
**Agenda Date:** 5/25/04  
**Placement:** Departmental  
**Estimate Time:** 1 hour  
**Continued Item:** NO  
**If Yes, date from:**

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**TO:** Board of Supervisors  
**FROM:** Roger E. Heroux, MPA  
Director, Public Health Department  
**STAFF CONTACT:** Rick Merrifield, Director  
Environmental Health Services (681-4934)  
**SUBJECT:** Fee Resolutions for Environmental Health

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**Recommendation(s):**

That the Board of Supervisors:

- A. Approve the Notices of Exemption pursuant to California Environmental Quality Act (CEQA) guidelines.
- B. Adopt a Resolution establishing fees for Environmental Health Services pursuant to the California Uniform Retail Food Facilities Law, Health & Safety Code §113700, et seq.
- C. Adopt a Resolution establishing fees for Environmental Health Services relating to Substandard Housing Complaint Inspections pursuant to Health & Safety Code §17910.
- D. Adopt a Resolution establishing fees for Environmental Health Services relating to Private Sewage Disposal Systems, Graywater Systems and Recycled Water.
- E. Adopt a Resolution establishing fees for Environmental Health Services pursuant to the California Safe Drinking Water Act, Health & Safety Code §116300 et seq.
- F. Adopt a Resolution establishing fees for Environmental Health Services relating to Administration of the California Integrated Waste Management Act of 1989.
- G. Adopt a Resolution establishing fees for Environmental Health Services relating to Water Wells and Private Water Systems
- H. Adopt a Resolution establishing fees for Environmental Health Services relating to Land Development Review.

- I. Adopt a Resolution establishing fees for Environmental Health Services pursuant to California Health & Safety Code §119300 et seq., relating to Tattooing, Body Piercing and Permanent Cosmetics.
- J. Adopt a Resolution establishing fees for Environmental Health Services relating to Swimming Pool Sanitation, Organized Camps, Bacteriological Water Samples, Septic Tank Pumper Trucks and Sewage Violation Inspections.

**Alignment with Board Strategic Plan:**

The recommendations are primarily aligned with

Goal No. 1: An Efficient Government Able to Respond Effectively to the Needs of the Community and

Goal No. 2: A Safe and Healthy Community in which to Live, Work and Visit.

**Executive Summary and Discussion:**

In FY 1997-1998 the Board of Supervisors passed realigned fees for most of the Public Health Department's Environmental Health Services (EHS) programs using a comprehensive activity-based cost analysis, which aligned our fees to the cost of providing the service. In the six years since that time, costs have increased due to COLAs, insurance, and A87 Cost Plan changes. In addition, staffing changes (30 FTEs down to 29 in the FY 2004-2005 Recommended Budget which is the net result of eliminating 5 administrative positions and adding 4 Environmental Health Specialist positions since the last fee resolutions were passed), legislative and regulatory changes, and the incorporation of Goleta have also contributed to shifting of resources and the reallocation of costs among EHS programs.

One year ago, the Public Health staff undertook the same type of comprehensive analysis of all EHS programs in order to compare to the benchmark established by the prior study and determine if fees should be completely recalculated or merely increased by a COLA or CPI factor. It was determined that a simple across-the-board percentage increase was not appropriate, because of the changes mentioned above. Therefore, the resolutions before you again realign fees to the cost of service, which in some cases are lower.

In accordance with Generally Accepted Accounting Principles and a methodology approved by the Auditor-Controller's office, this fee study incorporates all EHS costs incurred by providing services, including A87 Cost Plan charges. The costs used in this fee study are based upon the FY 2004-2005 Recommended Budget.

In addition, across all EHS programs, the department has not assumed the existing level of General Fund Contribution. Instead, General Fund dollars are requested only in cases where there has been previous Board direction to subsidize the program. These include permits for temporary food facilities operated by non-profit charitable organizations, complaint response for the public, and for protection programs which have no means of cost recovery.

- The Vector Surveillance program does not have a revenue source other than the General Fund and will continue to use 100% General Fund support at approximately \$4,675.
- The Ocean Water Monitoring program does not recover costs through fees. Currently about 50% is recovered through State and Federal grants and the remaining portion will continue to be requested through General Fund support, at approximately \$75,950.

**PROGRAMS WITH NO GENERAL FUND SUPPORT**

**Recreational Health (Public Swimming Pools):**

The annual public swimming pool fees are recommended to increase. The cost study confirmed that it takes less time to inspect a secondary pool or spa at the same business location. Therefore, the recommended fee resolution continues the practice of EHS charging a lower fee for all secondary pools and spas. Additionally, for the first time, there will be a 20% discount for a secondary pool construction fee when plans for multiple pools are received as a combined project. Overall, the recommended recreational health fee resolution increases the program's revenue by an estimated \$71,000, or 78%.

**Solid Waste:**

The current Solid Waste fee structure recovers \$0.67 per ton invoiced to the four landfills operating in the county. Of the 67 cents, 64 cents is deposited in the EHS operating budget and 3 cents is deposited in Trust Fund 1385. This trust designation, which grows about \$11,850 annually, will allow Environmental Health Services, as the Local Enforcement Agency, to retain, as needed, professional services such as geologists, engineers, hydrogeologists or, if required, outside legal counsel for enforcement issues.

The passage of AB 939 (Sher) in 1989 mandated that every jurisdiction reduce the amount of material disposed at landfills by 50% by the year 2000. In order to meet this mandate, new recycling and diversion programs were initiated and have been very successful at redirecting material from the landfills in Santa Barbara County. Most of these operations require solid waste facility permits with inspection and monitoring by EHS.

The recommended fee resolution continues the cents-per-ton methodology for landfills and increases the current fee from \$0.67 to \$0.69 (3%) and continues to deposit \$0.03 per ton in Trust Fund 1385. Additionally, four new fee categories in the Solid Waste program have been established for waste handled by transfer stations, and for materials at green waste and construction debris processing centers.

- **Composting** - \$0.22 per ton with annual tonnage estimates of approximately 36,310 for the current three operators. Estimated revenue is \$7,988.
- **Process/Transfer Stations** - \$0.26 per ton with annual tonnage estimates of approximately 119,880 for the five current operators. Estimated revenue is \$31,169.
- **Construction/Demolition/Inert** - \$0.05 per ton (this waste is very heavy and the health risk is low) with annual tonnage estimates of approximately 410,488 for the eight current operators. Estimated revenue is \$20,524.
- **Application fees** – for processing any of the above applications for a new Solid Waste Facility Permit.

Revenues from the new categories will not be deposited into the Trust Fund. Existing facilities have been notified that new fees will be recommended. Overall, the recommended Solid Waste Management Fee Resolution increases the program's revenue by an estimated \$46,200, or 16%.

**Tattoo and Body Adornment:**

The Tattoo and Body Adornment program is relatively new, beginning in 1999. The recommended fee resolution continues the one-time registration fee of \$25 but increases the annual inspection fee

from \$105 to \$125. Overall, the recommended fee resolution increases the program's revenue by an estimated \$400, or 14%.

### **PROGRAMS WITH PARTIAL GENERAL FUND SUPPORT**

As in prior years, the Retail Food, Housing and Institutions, Land Use, Liquid Waste, and Drinking Water, programs will request some level of General Fund Contribution based on either a lack of revenue source or prior Board policy.

#### **Retail Food Protection:**

The Retail Food program is the largest Environmental Health program and accounts for 42% of the Division's services. Of the 33 permit fees, 20 are recommended to increase, 4 to decrease, and 9 are new categories. The new categories, explained below, primarily involve permits for vehicles and temporary events, including Farmer's Markets:

- Mobile Food Facilities (vehicles and carts), in the recommended resolution, have been expanded to three separate fees. The cost study determined that it takes less time to inspect vehicles that sell low-risk, non-potentially hazardous or frozen foods. Therefore, the recommended fee for this type of vehicle is lower than the higher risk food service vehicles that do not fall into this category. A third category is used for permitting Mobile Support Units, a new type of vehicle authorized by recent changes in State law.
- Mobile Food Facilities have a new fee for a Plan Check (construction, remodel, or equipment change).
- Seasonal vehicles are allowed by ordinance to receive a pro-rated permit under specified conditions. In keeping with the ordinance, owners will receive the pro-rated fee for their seasonal period. If, by chance, the season is extended or a second permit is required in the same year, there are two new categories that allow EHS to collect for the second permit and inspection.
- Temporary Food Facilities and Festivals (Lompoc Flower Festival, Oak Park events, etc.) have a new fee structure in the recommended resolution, based on changes in State law. There is now an Event Organizer fee and a Booth fee. This request continues the previous Board direction of exempting non-profit charitable groups from paying fees.
- Farmer's Markets may now sell meat and other potentially hazardous foods, in addition to produce. These higher risk foods require more frequent and lengthy inspections than traditional Farmer's Markets selling fruits, vegetables and flowers. There is now a second category for those Markets that wish to sell meat or other potentially hazardous food.
- Lost Health Permits and Vehicle Stickers can be replaced through a new fee category.

Revenues from the recommended fees will account for 94% of program costs. Environmental Health requests that the remaining 6% be funded by General Fund Contribution. This request would continue previous Board policy of funding the cost of exempting non-profit charitable organizations<sup>1</sup> from the Event Organizer and Booth permit fee. This fee exemption is applied to those non-profit charitable organizations that participate in fund-raising events. Overall, the recommended retail food facility fee resolution increases program revenue by an estimated \$162,450, or 18%, and reduces the General Fund Contribution subsidy from 20% (\$231,000) to 6% (\$68,520).

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<sup>1</sup> Must present a valid 501(c)3 certificate to qualify for this fee exemption.

### **Housing and Institutions:**

Approximately 75% of all activity in the Housing program consists of response to complaints from the community. Because EHS does not want to discourage these complaints and because there is no source to recover costs, the department is requesting continued General Fund support for this activity. The four overnight Organized Camps will have a recommended fee decrease of approximately 2%. These camps include multiple program components such as food, pools, water systems, and the physical facilities. In accordance with Chapter 16 of the County Code, rather than charging the camp for four separate program fees, the proposed single camp fee and permit will include all of these programs. Fees for Detention Facility inspections will continue to be on an hourly basis. Overall, the recommended housing and institutions fee resolution increases the program's revenue by an estimated \$1,670, and decreases General Fund Contribution subsidy by the same amount, for a total General Fund Contribution to this program of \$17,200.

### **Land Use:**

The Land Use fee resolution was not updated with the rest of the Environmental Health Programs in 1997. The current fees were last updated in 1994, and therefore show the highest percent of revenue increase. The Land Use program was the EHS program most affected by the incorporation of Goleta. The fee study confirmed that the caseload was reduced by 18% (from about 163 new cases per year to 133.) Staff time and costs associated with this service reduction were moved to the Liquid Waste program where there is a higher demand for service. Overall, the recommended Land Use Fee Resolution increases program revenue by an estimated \$81,125 or 219%, and reduces the General Fund Contribution subsidy from 71% (\$91,675) to 7% (\$9,550). This remaining General Fund Contribution is for continued involvement in updates to the County's Comprehensive Plan.

### **Liquid Waste:**

The Liquid Waste program is the second largest Environmental Health program and accounts for 15% of the Division's services. Of the 6 permit fees, 4 are recommended to increase, and 2 to decrease. One change of note is the Certification fee. While EHS will continue to have one Certification fee, a new Simple Certification with no fee will be implemented.

- Depending on the type of project, the certification process can be simple, routine (if plans are at hand) or complex. The recommended resolution adds a Simple Certification category for which the applicant will not be charged if required staff time is 20 minutes or less. The cumulative cost of these Simple Certifications is estimated at \$1,090 annually. The routine certification fee is reflected in the recommendation. For those certifications that turn out to be lengthy and complicated, an hourly rate will be applied for the additional staff time required.
- In addition to the new certification category, the current permit for Repair, Modification, or Abandonment of a septic system will be replaced by three separate permit categories and fees. This is because the cost study demonstrated that the effort expended on the three categories was not the same and should not carry the same fee.

Revenues from the recommended fees will account for 60% of program costs. A projected 4% of costs are recoverable through State monies for the septic-to-sewer loan program. Environmental Health requests that the remaining 36%, (approximately \$145,000,) use existing General Fund support. This request would continue previous Board policy of funding the Voluntary Maintenance program at its current costs of approximately \$143,000, and responding to public complaints at a cost of

\$2,000. Overall, the recommended Liquid Waste Fee Resolution increases program revenue by an estimated \$114,700, or 88%, and reduces the General Fund subsidy from 67% (\$259,700) to 36% (\$145,000).

**Drinking Water:**

Cost recovery for the Drinking Water program operates under three fee resolutions. One covers services provided under the California Safe Drinking Water Act, another covers services relating to water wells and private water systems, and a third covers bacteriological sampling and analysis.

- Under the California Safe Drinking Water Act, EHS is the designated Local Primacy Agency for enforcement of State requirements for domestic water supply systems. The State dictates that the annual fee categories are based on the number of service connections. The State Department of Health has also established suggested fee levels for these categories that have been adopted in previous fee resolutions. Since the State has not changed their suggested fees, EHS is recommending a deviation from the State fee schedule, in order to recover costs. This is allowable under statute.
- Permits for construction and other services relating to water wells and private water systems are part of the Drinking Water Program's plan check process addressed in the County Code.
- The current fee for bacteriological sampling and analysis is \$40. The recommended fee for this service is \$50 rather than the calculated full cost of approximately \$82. EHS would like to continue the direct monitoring of the bacteriological quality component of the Drinking Water Program by keeping the fee comparable to private laboratories for ensured compliance.

Overall, the recommended drinking water fee resolutions increase program revenue by an estimated \$96,500, or 69%, and reduce the General Fund Contribution subsidy from 48% (\$128,340) to 12% (\$31,840).

All fee resolutions include an hourly rate of \$100. It is estimated that 2.5% of the Environmental Health Division's services will merit this fee. It will be utilized primarily for activities that do not have a fixed fee or when staff time for plan check or inspection activities exceeds the category average. This approach allows EHS to keep standard plan check fees as low as possible. Additionally, all fee resolution categories have been rounded to the nearest \$5.

Business owners and stakeholders were notified by mail of the public hearing date for the recommended fees. The letter stated that the fees were available for preview at both EHS office locations, the EHS website, and at the Clerk of the Board, once docketed. The letter also included the dates and times for two public workshops held at the end of April in Santa Maria and Santa Barbara.

It is the intent of the department to perform reconciliations of Environmental Health revenues and costs on an annual basis to determine the appropriateness of the fee schedule. These annual reconciliations will provide a basis, along with consultation with the Auditor-Controller's office, about whether an update to the fee resolutions due to cost increases could be done by using an across the Board increase based upon a COLA or a CPI percentage. A comprehensive activity-based costing analysis will be performed every 5 to 7 years, or more often, upon recommendation by the Auditor-Controller.

These fees qualify for statutory California Environmental Quality Act of 1970 (CEQA) exemption under Public Resource Code, section 21080, subd (b) (8) (A) & (B) and Title 14 (California Code of Regulations), Section 15273.

**Mandates and Service Levels:**

All programs are operating at state specified service levels.

**Fiscal and Facilities Impacts:**

The proposed fees, if adopted, are incorporated into the Public Health Department's FY 2004-2005 Recommended Budget for Environmental Health Services. The methodology used in the development of this fee structure: 1) has been approved by the Auditor-Controller's office, 2) incorporates the County A87 Plan Overhead in the amount of \$113,296, and; 3) recommends a reduction in the existing General Fund support to the Environmental Health Services Division of the Public Health Department (PHD) which will be reallocated to mandated services under the department's Welfare and Institutions Code Section 17000 and Title 17 obligations for Indigent Health Care and traditional public health surveillance and disease control. These services have suffered reduced funding due to state action regarding vehicle license fees and other sources of local funding.

Over the past six years, PHD has balanced the Environmental Health Division's budget by shifting existing General Fund and Realignment resources as needed. Because of decreases in both local resources and Realignment, it is necessary to raise consumer fees in order to represent appropriately and to cover costs to provide these services. EHS has reduced staff and has strived for economies and efficiencies to mitigate the level of increase. The approval of these resolutions will increase revenues by an estimated \$574,000, thus enabling the department to deploy these General Fund dollars to cover cost increases in mandated medical services and traditional public health programs to ensure Maintenance of Effort compliance.

Attachment A summarizes the changes in fees by EHS program and fee category. It also shows existing and projected revenue by program. Attachment B shows Environmental Health Services costs, revenues and General Fund Contribution, by program, before and after the recommended fees. Attachment C details a sample of Santa Barbara County proposed fees against those of some neighboring and benchmark counties.

Adoption of these fee resolutions will not result in any additional staff or need for facilities.

**Special Instructions:**

Please return one fully executed copy of each resolution along with a copy of the minute order to the Public Health Department Contracts Unit, 300 N. San Antonio Road, Bldg 8, Santa Barbara, CA 93110  
Attn: Margaret Granger (805) 681 5367

**Concurrence:**

Auditor-Controller  
County Counsel

Enc. Attachments "A," "B" and "C"  
Nine (9) Resolutions

## Category Detail Including County A87 Plan Costs

Food Program	Units	Current Fee Resolutions	Staff Recommendations	
			Proposed Fees	Revenue Result
Annual - Liquor Store	50	\$ 188	\$ 255	\$ 12,750
Annual - Vitamin Store	12	188	120	1,440
Annual < 150 Square Feet	59	176	360	21,240
Annual 151 - 500 Square Feet	168	222	270	45,360
Annual 501 - 1,500 Square Feet	625	408	520	325,000
Annual 1,501 - 3,000 Square Feet	486	461	580	281,880
Annual 3,001 - 10,000 Square Feet	215	545	660	141,900
Annual > Over 10,000 Square Feet	43	688	800	34,400
Annual - Certified Farmers Market (Produce Only)	9	408	470	4,230
Annual - Certified Farmers Market - with Potentially Hazardous Food (NEW)	2	-	585	1,170
Annual - Satellite Dining Facility	32	91	130	4,160
Annual - School Dining Facility (Elementary & Secondary)	91	219	155	14,105
Annual - Mobile Food Facility	110	267	155	17,050
Annual - Mobile Food Facility - Mobile Support Unit (NEW)			125	-
Annual - Mobile Food Facility - Prepackaged non-potentially Haz or Frozen (NEW)	42		125	5,250
Seasonal Mobile Food Facility - 2nd Permit (NEW)	66		100	6,600
Annual - Mobile Food Prep Unit	30	387	240	7,200
Seasonal Mobile Food Prep Unit - 2nd Permit (NEW)	16		185	2,960
Annual - Vending Machines - with Potentially Hazardous Food	81	36	40	3,240
Temporary Food Facility		96	N/A	-
Festivals, 2 to 10 Booths		163	N/A	-
Each Additional Booth		16	N/A	-
Event Organizer (NEW)	25		370	9,250
Temporary Food Booth (NEW)	156		130	20,280
Plan Check - Construction < 150 Sq Ft	6	200	535	3,210
Plan Check - Construction 151 - 500 Sq Ft	21	253	640	13,440
Plan Check - Construction 501 - 1,500 Sq Ft	32	581	1,175	37,600
Plan Check - Construction 1,501 - 3,000 Sq Ft	21	766	1,280	26,880
Plan Check - Construction 3,001 - 10,000 Sq Ft	4	753	1,385	5,540
Plan Check - Construction > 10,000 Sq Ft	2	1,049	2,135	4,270
Plan Check - Mobile Food Facility (NEW)	3		320	960
Plan Check - Minor Equipment Change/Add	19	210	430	8,170
Plan Check - Minor Remodel - Ventilation Hood Change/Add	7	192	320	2,240
Plan Check - Minor Remodel - Dining Area Change/Add	12	104	215	2,580
Replacement Permit		13	N/A	-
Lost Vehicle Sticker/Lost Health Permit (NEW)			20	-
Re-Issuance of Health Permit (NEW)			35	-
Hourly	120	72	100	12,000
<b>Program Revenue</b>		<b>\$ 915,182</b>	<b>\$</b>	<b>1,076,355</b>

18%



Housing Program	Units	Current	Proposed	Revenue
Annual - Organized Camp	4	\$ 603	\$ 595	\$ 2,380
Hourly	39	72	100	3,900
<b>Program Revenue</b>		<b>\$ 3,912</b>	<b>\$</b>	<b>6,280</b>

61%

### Land Use Program

Conditional Use Permit	57	\$ 175	\$ 545	\$ 31,065
Development Plan	15	175	1,090	16,350
Development Plan - (Revision)	1	175	1,570	1,570
Development Plan Amendment	1	175	545	545
Mining Reclamation Permit	1	175	275	275
Petroleum Production Plans	1	125	135	135
Rezone	1	75	135	135
Specific Plan	1	175	275	275
Coastal Development Permit (with Hearing) (Formerly Special Use Permit)	19	150	955	18,145
Certificate of Compliance	3	375	275	825
Lot Line Adjustment	12	125	545	6,540
Unrecorded Lot Line Adjustment Modification		75	N/A	-
Recorded Map Modification	3	75	275	825
Tentative Map Modification		75	N/A	-
Tentative Parcel Map	15	375	1,910	28,650
Parcel Map Waiver	1	125	275	275
Tract Maps	6	375	1,910	11,460
General Plan Amendment (NEW)	1	-	275	275
Hourly	10	74	100	1,000
<b>Program Revenue</b>		<b>\$ 37,000</b>	<b>\$</b>	<b>118,345</b>

220%

### Recreational Health Program

Annual - Primary Pool/Spa/Wading Pool	409	\$ 144	\$ 235	\$ 96,115
Annual - Secondary Pool/Spa/Wading Pool	279	82	145	40,455
Pool Plan Check - New Construction	8	838	1,250	10,000
Pool Plan Check for 2nd Pool Construction (NEW)	5	-	1,000	5,000
Pool Plan Check - Minor Remodel	26	74	250	6,500
Pool Plan Check - Major Remodel	3	493	690	2,070
Hourly	49	72	100	4,900
<b>Program Revenue</b>		<b>\$ 91,439</b>	<b>\$</b>	<b>165,040</b>

80%

### Liquid Waste Program

Units Current Proposed Revenue

Onsite Sewage Disposal System (OSDS) Plan Check	156	\$	316	\$	600	\$	93,600
OSDS - Repair/Modification/Abandonment					N/A		-
OSDS - Repair (NEW)	201				135		27,135
OSDS - Modification (NEW)	65				300		19,500
OSDS - Abandonment (NEW)	56				225		12,600
Annual Sewage Pumper Trucks	62		327		190		11,780
OSDS - Certification	61		224		300		18,300
Hourly	516		72		100		51,600
<b>Program Revenue</b>		<b>\$</b>	<b>130,528</b>	<b>\$</b>		<b>\$</b>	<b>234,515</b>

80%

### Solid Waste Program

Application - Notification Permit (NEW)	1		-		930		930
Application - Registration Permit (NEW)					2,790		-
Application - Full Permit (NEW)					7,440		-
Tonnage Fee - Municipal Solid Waste Landfill (Note 1)	4	\$	0.67	\$	0.69	\$	272,550
Tonnage Fee - Composting/Greenwaste Facility (NEW)	3		-		0.22		7,988
Tonnage Fee - Process/Transfer Station (NEW)	5		-		0.26		31,169
Tonnage Fee - Construction/Demolition/Inert (CDI) Facility (NEW)	8		-		0.05		20,524
Hourly	105		72		100		10,500
<b>Program Revenue</b>		<b>\$</b>	<b>291,607</b>	<b>\$</b>		<b>\$</b>	<b>343,661</b>

18%

### Body Adornment Program

Annual - Facility	23	\$	105	\$	125	\$	2,875
One Time Practitioner Registration Fee	4		25		25		100
Hourly			72		100		-
<b>Program Revenue</b>		<b>\$</b>	<b>2,600</b>	<b>\$</b>		<b>\$</b>	<b>2,975</b>

14%

Note 1: continues .03 cents of every ton to professional services designation - \$11,850 annually

Water Program	Units	Current	Proposed	Revenue
Bacteriological Sampling & Analysis	995	\$ 40	\$ 50	\$ 49,750

Plan Check - Single Parcel Water System (1 - 4 Connections)	28	470	1,175	32,900
Annual Community System (15 - 24 Connections)	15	250	790	11,850
Annual Community System (25 - 99 Connections)	24	400	690	16,560
Annual Community System (100 - 199 Connections)	1	500	1,085	1,085
Plan Check - Community System (15 - 199 Connections)		500	500	-
Plan Check - Amendment/Chang of Ownership		150	150	-
Plan Check - Amendment/Modification		250	N/A	-
Annual Non-Transient/Non Community System	16	350	1,005	16,080
Plan Check - Non-Transient/Non Community System		300	N/A	-
Annual Non Community Water System	42	350	520	21,840
Plan Check - Non Community Water System	1	300	1,265	1,265
Annual State Small Water System (5 - 14 Connections)	46	135	155	7,130
Plan Check - State Small Water System (5 - 14 Connections)	1	272	2,710	2,710
Plan Check - State Small Water System (5 - 14 Connections) (Modified) (NEW)	1		905	905
Plan Check - Multiple Parcel Water System (2 - 4 Connections)	2	828	905	1,810
Well Destruction or Inactivation		435	N/A	-
Well Inactivation	2		450	900
Well Destruction	14		360	5,040
Well Construction or Modification	104	328	540	56,160
Non-Production Water Wells		435	N/A	-
Hourly	104	72	100	10,400
<b>Program Revenue</b>		<b>\$ 140,293</b>	<b>\$</b>	<b>236,385</b>

68%

<b>Total Revenue from above Programs</b>		<b>\$ 1,612,561</b>		<b>\$ 2,183,556</b>
Plus Misc. Grants and Revenues		64,088		66,050
<b>Total Revenue</b>		<b>1,676,649</b>		<b>\$ 2,249,606</b>

Environmental Health Proposed FY 2004-2005 Budget

Programs	FY 2004-05 Proposed Budget (with current fees)			Effect of Fee Resolution		Local Tax Dollars Available to Off-Set Anticipated Shortfalls in Mandated Public Health Programs
	Costs	Revenues	Use of Local Tax Dollars	Revenue Increase	Reduced EHS Use of Local Tax Dollars	
Food	\$ 1,146,146	\$ 915,182	\$ 230,964	\$ 162,444	\$ 68,520	\$ (162,444)
Housing	23,082	3,912	19,170	1,968	17,202	(1,968)
Land Use	127,671	37,000	90,671	81,125	9,546	(81,125)
Recreational Health	162,483	91,439	71,044	71,044	-	(71,044)
Ocean Water Monitoring	198,385	122,442	75,943	-	75,943	-
Vector	4,674	-	4,674	-	4,674	-
Liquid Waste	407,018	147,316	259,702	114,702	145,000	(114,702)
Solid Waste	359,791	313,607	46,184	46,184	-	(46,184)
Body Adornment	2,975	2,600	375	375	-	(375)
Water	293,633	165,293	128,340	96,500	31,840	(96,500)
	\$ 2,725,858	\$ 1,798,791	\$ 927,067	\$ 574,342	\$ 352,725	\$ (574,342)
Misc. Rev/GASB	25,227	25,227	-	-	-	-
	\$ 2,751,085	\$ 1,824,018	\$ 927,067	\$ 574,342	\$ 352,725	\$ (574,342)

Notes:

1. NPDES Clean Water Program included in Ocean Water Monitoring Program.
2. State Special Loan Septic Project included in Liquid Waste Program.
3. Solid Waste Grant included with Solid Waste Program.
4. Water Grant included with Water Program.

**Public Health Department  
Benchmark County Fee Comparison  
(for sample of most common fee categories)**

**Environmental Health Division**

**Attachment**

	Santa Barbara		Monterey	Tulare	Sonoma	Ventura	Placer	Marin
	Current	Proposed						
<u>Food Inspection</u>								
501-1500 Sq Ft	408	520	500	350	737	516	491	839
Mobile Food Preparation	387	240	275	240	218	354	201	433
Mobile Food Vendor	267	155	125	200	145	208	153	314
<u>Recreational Health</u>								
Annual pool/spa	144	235	350	335	471	241	447	448
<u>Liquid Waste</u>								
Annual Septic Pumper	327	190	285	320	500	175	138	720
New Disposal system	316	300	760	N/A	960	830	222	1908
<u>Water</u>								
Bact T testing	40	50	50	18	34	N/A	60	N/A
Community 15 to 24	250	790	1140	250	N/A	300	404	1456
Last fee increase effective:	7/1/1997	7/1/2004 Proposed	7/1/2004	7/1/2003	7/1/2003	7/1/2003	7/1/2003	7/3/2004

- Notes:
- 1) Fee comparison prepared through discussions with Benchmark counties and internet research
  - 2) Some Counties do not process water samples for water systems, or they may not administer the State small water program.

ment C

Average of others
572
287
191
382
356
936
41
710

**RESOLUTION OF THE BOARD OF SUPERVISORS  
COUNTY OF SANTA BARBARA, STATE OF CALIFORNIA**

**IN THE MATTER OF ADOPTING FEES )  
FOR ENVIRONMENTAL HEALTH )  
SERVICES PURSUANT TO THE )  
CALIFORNIA UNIFORM RETAIL )  
FOOD FACILITIES LAW, HEALTH & )  
SAFETY CODE § 113700, et seq. )**

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**RESOLUTION NO.** \_\_\_\_\_

**WHEREAS**, the California Uniform Retail Food Facilities Law, Health and Safety Code, §113700 et seq., ("*Food Facilities Law*") (all section references are to the Health and Safety Code unless otherwise specified), provides that primary enforcement of the provisions of the Food Facilities Law shall be with local health agencies; and

**WHEREAS**, the Environmental Health Services Division of the Public Health Department (Environmental Health Services) is the designated agency to administer the Food Facilities Law within the County of Santa Barbara; and

**WHEREAS**, §113920 provides that the County Board of Supervisors may establish fees for permits and related services for food facilities, and that such fees shall be sufficient to cover the actual expenses of administering and enforcing the food facilities program established under the Food Facilities Law; and

**WHEREAS**, the present fees for certain specified services, including food facilities services, have remained unchanged since the adoption of Resolution 97-334, effective July 1, 1997; and

**WHEREAS**, the fees established by this resolution will recover a portion of the costs of administering and enforcing the Food Facilities Law within the County; and

**WHEREAS**, the Board of Supervisors finds that the fees set forth in this resolution are exempt from California Environmental Quality Act of 1970 (CEQA) review pursuant to 14 CCR 15273 and Public Resources Code §21080, subd. (b)(8)(A) and (B) in that the fees will be used for operating expenses and for the purchase of supplies, equipment and materials; and

**WHEREAS**, the County of Santa Barbara has, in connection with the above fees, held a public hearing as part of a regularly scheduled meeting and published notice of the meeting, including a general description of the matter to be considered, in accordance with Government Code §6062a; and

**WHEREAS**, the fees may be revised as needed by the Santa Barbara County Board of Supervisors, and if the revision does not occur, the existing fees shall remain in effect.

**NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED**, as follows:

That the permit, service, approval to construct, and enforcement fees which are set forth in the attached schedule of fees are hereby adopted pursuant to §113920 and §101325 of the California Health and Safety Code. Said fees are to be assessed against all persons as defined in §113840 and are to become effective on July 1, 2004.

Resolution 97-334 of August 5, 1997, is hereby repealed on the above-mentioned date that the fees imposed by this resolution become effective. The repeal of Resolution 97-334 shall not affect any obligation to pay any fees incurred under said resolution, and said obligation shall continue in effect after said resolution is repealed, and the County of Santa Barbara may take any appropriate action in regard to any delinquent fees imposed pursuant to said resolution.

**PASSED, APPROVED AND ADOPTED** by the Board of Supervisors of the County of Santa Barbara, State of California, this \_\_\_\_\_ day of \_\_\_\_\_, 2004, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

COUNTY OF SANTA BARBARA

By \_\_\_\_\_  
Chair, Board of Supervisors

ATTEST:  
MICHAEL F. BROWN  
CLERK OF THE BOARD

By \_\_\_\_\_  
Deputy

APPROVED AS TO FORM:  
SHANE STARK  
COUNTY COUNSEL

APPROVED AS TO ACCOUNTING FORM:  
ROBERT GEIS  
AUDITOR-CONTROLLER

By \_\_\_\_\_  
Celeste Andersen, Deputy County Counsel

By \_\_\_\_\_



**NOTICE OF EXEMPTION**

TO: Santa Barbara County Clerk of the Board of Supervisors

FROM: Public Health Department

Based on a preliminary review of the project the following activity is determined to be exempt from further environmental review requirements of the California Environmental Quality Act (CEQA) of 1970, as defined in the State and County Guidelines for the implementation of CEQA.

APN(s) N / A Case No: N / A

Location: COUNTY OF SANTA BARBARA

Project Title: ADOPTION OF FEE RESOLUTION

Project Description: RESOLUTION ESTABLISHING FEES FOR ENVIRONMENTAL HEALTH SERVICES PURSUANT TO THE CALIFORNIA UNIFORM RETAIL FOOD FACILITIES LAW, HEALTH AND SAFETY CODE § 113700 ET SEQ.

Exempt Status: (Check One)

Ministerial  Statutory  Categorical Exemption  Emergency Project

No Possibility of Significant Effect [Sec 15061(b,3)].

Cite specific CEQA Guideline Section:

14 CCR 15273 \* PUBLIC RESOURCES CODE SECTION 21080(b)(8)(A) &(B)

Reasons to support exemption findings (attach additional material, if necessary):

FEES WILL BE USED TO MEET OPERATING EXPENSES AND FOR THE PURCHASE OF SUPPLIES, EQUIPMENT, AND MATERIALS.

Roger E. Heroux, MPA  
Director, Public Health Department

Date

NOTE: A copy must be posted at the Santa Barbara County Planning & Development Department at least 6 days prior to consideration of the activity by the decision makers to comply with County CEQA guidelines and a copy must be filed with the County Clerk of the Board after project approval to begin a 35 day statute of limitation on legal challenges.

Distribution: Planning & Development Department

\_\_\_\_\_  
Date Filed with the County Clerk

**SANTA BARBARA COUNTY PUBLIC HEALTH DEPARTMENT  
ENVIRONMENTAL HEALTH SERVICES DIVISION FEE SCHEDULE  
RETAIL FOOD FACILITIES**

**1. Annual Fees**

An annual Health Permit is required for the operation of all retail food facilities. The annual permit fee shall be based on the total square footage of floor space of the food facility (including any room, building, or place, or portion thereof, maintained, used, or operated for the purpose of storing, preparing, serving, manufacturing, packaging, transporting, salvaging, or otherwise handling food at the retail level) unless assigned a fixed fee in subsection B. Food Facilities include, but are not limited to, bakeries, bars, bed & breakfasts, cafeterias, coffee shops, convenience stores, commissaries, grocery stores, produce stands, restaurants, snack bars, and swap meet prepackaged food stands. Any other terms not specifically defined herein shall have the meanings set forth in Health and Safety Code §113700 et seq.

<u>A. Floor Space</u>	<u>Fee</u>
≤ 150 square feet	\$ 360
151-500 square feet	270
501-1,500 square feet	520
1,501-3,000 square feet	580
3,001 - 10,000 square feet	660
Over 10,000 square feet	800

<u>B. Fixed Fees</u>	
Liquor Store	\$ 255
(Food facility in which the foods/beverages consist solely of prepackaged alcoholic beverages and/or food in the original unopened containers)	
Vitamin Store	120
(Food facility in which the food products consist solely of prepackaged health food and vitamins in the original, unopened containers)	
Certified Farmers Market (produce only)	470
Certified Farmers Market w/ potentially hazardous food	585
Satellite Dining Facility	130
School Dining Facility	155
Mobile Food Facility	155
Mobile Food Facility – Low Risk	125
(Limited to prepackaged, nonpotentially hazardous or frozen food)	
Mobile Support Unit	125
Mobile Food Preparation Unit	240
Seasonal Mobile Food Facility (2 <sup>nd</sup> Permit)	100
Seasonal Mobile Food Preparation Unit (2 <sup>nd</sup> Permit)	185
Vending Machine w/ potentially hazardous food, each	40
Event Organizer	370*
Temporary Food Facility (booth)	130*

\*Fees for Event Organizers and Temporary Food Facilities will be waived for non-profit charitable temporary food facilities (as defined the in Food Facilities Law, §113823) operating no more than four times per year for no more than three days in duration. Fee waiver is contingent on submittal of proof of non-profit status and a complete permit application to Environmental Health Services at least two weeks prior to the event.

**2. Construction/Plan Check Fees, One-time fees**

A fee is required for plan review and approval to construct or remodel a food facility, based upon the project category or square footage of area(s) being constructed or remodeled as follows:

<u>Floor Space</u>	<u>Fee / Hours</u>
≤ 150 square feet	\$ 535 / ( 5 hrs)
151-500 square feet	640 / ( 6 hrs)
501-1,500 square feet	1,175 / (11 hrs)
1,501-3,000 square feet	1,280 / (12 hrs)
3,001-10,000 square feet	1,385 / (13 hrs)
>10,000 square feet	2,135 / (20 hrs)
 Mobile Food Facility	 320 / ( 3 hrs)
Minor Equipment Change or Addition <sup>1</sup>	430 / ( 4 hrs)
Minor Remodel (Ventilation hood change or addition)	320 / ( 3 hrs)
Minor Remodel (Dining area change)	215 / ( 2 hrs)

Plan check fees include plan checking, construction evaluation and final inspection services. Plans that are found to be unsatisfactory will be returned for revision. Plans which are unusually complex or which must be resubmitted with significant changes and require staff time in excess of the hours noted above shall be charged the standard hourly rate for the excess hours. Environmental Health Services will not issue plan approval until all applicable fees have been paid.

**3. Hourly Rate \$100**

An hourly rate fee shall be determined by the number of person-hours rounded up to the nearest one-quarter hour, including reasonable travel time, actually expended by Environmental Health Services personnel in administering and enforcing the Food Facilities Law and/or providing requested consultation or plan check services.

**A. Non-Compliance Reinspection Fee (each occurrence)**

An hourly rate fee will be charged to facilities when violations remain uncorrected after a routine/original inspection and one scheduled reinspection. The hourly rate shall apply to the second reinspection and all subsequent reinspections, including reasonable travel time, until all violations have been corrected.

**B. Consultation Services**

The hourly rate shall be charged for special inspections or consultations requested by operators or prospective new facility operators.

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<sup>1</sup> This fee shall apply when there is a change or addition of one major item of equipment, such as a dishwasher or walk-in refrigerator.

C. Plan Check Charge

Plans reviews that require staff time in excess of the hours noted in Section 2, Construction/Plan Check Fees, shall be charged the hourly rate for the excess hours.

4. **Operating without a Permit**

Pursuant to Food Facilities Law §113923, any person operating a food facility without a valid Health Permit shall, in addition to the penalties prescribed under §113935, be subject to closure of the food facility and a penalty not to exceed three times the cost of the Health Permit. This financial penalty shall be in addition to the plan check/construction fee and the Health Permit fee required by this resolution.

5. **Lost Health Permit/Lost Vehicle Sticker** \$ 20

6. **Replacement Permit Fee** \$ 35  
A fee shall apply to the re-issuance of a Health Permit when a partner is added to or deleted from the ownership of a food facility, upon a change in the legal name of the permittee(s), upon the forming of a corporation by the permittee(s), or upon change of the business name of a food facility.

7. **Additional Program Charges**  
Photocopies, each \$ 0.35

8. **Prorating of Fees** The County reserves the right to prorate, in quarterly increments, all fees described in this resolution.

9. **Delinquent Fees**

Fees that are invoiced by Environmental Health Services as outlined in this fee resolution, which are not paid by the due date on the invoice shall be considered delinquent, and the following additional charges added:

- A. During the first thirty days of delinquency, any unpaid portion of the permit fee will have a penalty of 10% assessed.
- B. After thirty days of delinquency, an additional penalty of 15% of the unpaid balance will be assessed and a Final Notice will be issued.
- C. If the delinquent fee is for a required Health Permit and such permit is not obtained within two weeks from the issuance of a Final Notice, a Notice of Violation will be issued for operating without a valid Health Permit and the facility owner will have 48 hours to obtain a valid permit or face closure. At this time, the operator will be required to pay for a valid Health Permit, as well as any penalty fees assessed during the delinquent period, to continue operation.
- D. If the fee, and any penalty assessed pursuant to this resolution, is not paid within two weeks from the date of the Final Notice or Notice of Violation, the unpaid balance will be referred to the County Treasurer/Tax Collector's office for collection. In addition to the fees(s) and any penalties associated with delinquent fee(s) described above, accounts referred for collection shall be charged the actual cost associated with collection efforts. The delinquency fees are in addition to any other remedies available to the County.

#### **10. Contest of Charges**

Any person required to pay fees pursuant to this resolution may file a written notice of contest of charges accompanied by such materials as will support the claim for relief, including payment in full as invoiced, with the Director (or designee) of the Environmental Health Services Division for determination of the correct amount of fees due under this resolution. Such written notice shall be filed with the Director (or designee) within 45 days after mailing or personal delivery of the fee invoice. This period may be extended by the Director upon a showing of good cause. Upon receipt of such written notice of contest of fees, said Director (or designee) shall make a decision on the contested fees. The decision shall be final with no further right of review. Failure to include payment in full as invoiced will result in denial of review.

Refunds made as a result of this process shall be paid by Environmental Health Services and shall not include interest.

#### **11. Fee Waiver**

Any person required to pay fees pursuant to this fee resolution may file a written application, including payment in full as invoiced, with the Board of Supervisors for a waiver or reduction of any said fees, or any part thereof. The Board of Supervisors may waive or reduce the fees to the extent permitted by law and public policy, upon a showing of good cause by the applicant. The application shall be filed with the Clerk of the Board of Supervisors within 45 days after mailing or personal delivery of the fee invoice. Failure to include payment in full as invoiced will result in denial of review.

Refunds made as a result of this process shall be paid by Environmental Health Services and shall not include interest.

**RESOLUTION OF THE BOARD OF SUPERVISORS  
COUNTY OF SANTA BARBARA, STATE OF CALIFORNIA**

**IN THE MATTER OF ADOPTING FEES )  
FOR ENVIRONMENTAL HEALTH )  
SERVICES RELATING TO )  
SUBSTANDARD HOUSING )  
COMPLAINT INSPECTIONS )  
PURSUANT TO HEALTH AND SAFETY )  
CODE § 17910 )**

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**RESOLUTION NO.** \_\_\_\_\_

**WHEREAS**, §16-47 of the Santa Barbara County Code (County Code) provides that the Santa Barbara County Board of Supervisors may adopt by resolution a fee schedule for the Environmental Health Services Division of the Department of Public Health, whose services are authorized by certain state statutes; and

**WHEREAS**, Health & Safety Code §17910 et seq., Regulations of Buildings Used for Human Habitation, is enforced by Environmental Health Services pursuant to §17961, as necessary, when violations involve unhealthful conditions, and §17951 and §101325 of the Health & Safety Code allow for the recovery of the administrative and enforcement costs of state statutes as noted above; and

**WHEREAS**, the present fees for certain specified services have remained unchanged since the adoption of Resolution 97-335, effective July 1, 1997; and

**WHEREAS**, the fees established by this resolution will recover a portion of actual costs of providing said services and of administering and enforcing said state statutes; and

**WHEREAS**, the County of Santa Barbara has complied with the notification requirements of Government Code §66016, subdivision (a), including making the data for the fees available for public inspection for at least 10 days before the public hearing; and

**WHEREAS**, the County of Santa Barbara has in connection with the above fees, held a public hearing as part of a regularly scheduled meeting and published notice of the meeting, including a general description of the matter to be considered, in accordance with Government Code §6062a; and

**WHEREAS**, the Board of Supervisors finds that the fees set forth in this resolution are exempt from CEQA review pursuant to 14 CCR 15273 and Public Resources Code § 21080, subd, (b)(8)(A) and (B) in that the fees will be used for operating expenses and for the purchase of supplies, equipment, and materials; and

**WHEREAS**, the fees may be revised as needed by the Santa Barbara County Board of Supervisors, and if the revision does not occur, the existing fees shall remain in effect.

**NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED**, as follows:

That the fees set forth in the attached schedule of fees are hereby adopted pursuant to §16-47 of the County Code and §17651 of the Health & Safety Code. Said fees are to become effective on July 1, 2004.

Resolution 97-335 of July 1, 1997 is hereby repealed on the above-mentioned date that the fees imposed by this resolution become effective. The repeal of Resolution 97-335 shall not affect any obligation to pay any fees incurred under said resolution, and said obligation shall continue in effect after said resolution is repealed, and the County of Santa Barbara may take any appropriate action in regard to any delinquent fees imposed pursuant to said resolution.

**PASSED, APPROVED AND ADOPTED** by the Board of Supervisors of the County of Santa Barbara, State of California, this \_\_\_\_\_ day of \_\_\_\_\_, 2004, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

COUNTY OF SANTA BARBARA

By \_\_\_\_\_  
Chair, Board of Supervisors

ATTEST:  
MICHAEL F. BROWN  
CLERK OF THE BOARD

By \_\_\_\_\_  
Deputy

APPROVED AS TO FORM:  
SHANE STARK  
COUNTY COUNSEL

By \_\_\_\_\_  
Celeste Andersen, Deputy County Counsel

APPROVED AS TO ACCOUNTING FORM:  
ROBERT GEIS  
AUDITOR-CONTROLLER

By \_\_\_\_\_

**NOTICE OF EXEMPTION**

TO: Santa Barbara County Clerk of the Board of Supervisors

FROM: Public Health Department

Based on a preliminary review of the project the following activity is determined to be exempt from further environmental review requirements of the California Environmental Quality Act (CEQA) of 1970, as defined in the State and County Guidelines for the implementation of CEQA.

APN(s) N / A Case No: N / A

Location: COUNTY OF SANTA BARBARA

Project Title: ADOPTION OF FEE RESOLUTION

Project Description: RESOLUTION ADOPTING FEES FOR ENVIRONMENTAL HEALTH SERVICES RELATING TO SUBSTANDARD HOUSING COMPLAINT INSPECTIONS PURSUANT TO HEALTH AND SAFETY CODE § 17910

Exempt Status: (Check One)

Ministerial  Statutory  Categorical Exemption  Emergency Project

No Possibility of Significant Effect [Sec 15061(b,3)].

Cite specific CEQA Guideline Section:

14 CCR 15273 \* PUBLIC RESOURCES CODE SECTION 21080(b)(8)(A) and (B)

Reasons to support exemption findings (attach additional material, if necessary):

FEES WILL BE USED TO MEET OPERATING EXPENSES AND FOR THE PURCHASE OF SUPPLIES, EQUIPMENT, AND MATERIALS.

Roger E. Heroux, MPA  
Director, Public Health Department

Date

NOTE: A copy must be posted at the Santa Barbara County Planning & Development Department at least 6 days prior to consideration of the activity by the decision makers to comply with County CEQA guidelines and a copy must be filed with the County Clerk of the Board after project approval to begin a 35 day statute of limitation on legal challenges.

Distribution: Planning & Development Department

\_\_\_\_\_  
Date Filed with the County Clerk



**SANTA BARBARA COUNTY PUBLIC HEALTH DEPARTMENT  
ENVIRONMENTAL HEALTH SERVICES FEE SCHEDULE  
SUBSTANDARD HOUSING PROGRAM**

**1. Hourly Rate** \$ 100

An hourly rate fee shall be charged for response to complaints about unhealthful, substandard or unsanitary housing conditions, including sewage discharges (as outlined in the Uniform Housing Code). This fee shall be charged to the owner of the property upon finding the complaint to be valid and shall include all time actually expended by Environmental Health Services personnel in the investigation and abatement of the substandard condition. This hourly rate shall also be charged for institutional inspections.

This hourly rate shall be multiplied by the number of person-hours, including reasonable travel time, rounded up to the nearest one-quarter hour, expended by Environmental Health Services personnel to administer and enforce the code.

**2. Additional Program Charges**  
Photocopies, each \$ 0.35

**3. Delinquent Fees**  
Fees that are invoiced by Environmental Health Services as outlined in this fee schedule and which are not paid by the due date on the invoice shall be considered delinquent and the following additional charges added:

- A. During the first thirty days of delinquency, any unpaid portion will have a penalty of 10% assessed.
- B. After thirty days of delinquency, an additional 15% of the unpaid balance will be assessed, and a Final Notice will be issued.
- C. If the fee, and any penalty assessed pursuant to this resolution, is not paid within two weeks from the date of the Final Notice, the unpaid balance will be referred to the Santa Barbara County Treasurer/Tax Collector's office for collection. In addition to the fee(s) and any penalties associated with delinquent fee(s) as described above, accounts referred for collection shall be charged for the actual cost associated with collection efforts. The delinquency fees are in addition to any other remedies available to the County.

**4. Contest of Charges**  
Any person required to pay fees pursuant to this resolution may file a written notice of contest of charges accompanied by such materials as will support the claim for relief, including payment in full as invoiced, with the Director (or designee) of the Environmental Health Services Division for determination of the correct amount of fees due under this resolution. Such written notice shall be filed with the Director (or designee) within 45 days after mailing or personal delivery of the fee invoice. This time period may be extended by the Director upon a showing of good cause. Upon receipt of such written notice of contest of fees, the Director (or designee) shall make a decision on said contested fees. The decision shall be final with no further right of review. Failure to include payment in full as invoiced will result in denial of review.

Refunds made as a result of this process shall be paid by Environmental Health Services and shall not include interest.

## 5. **Fee Waiver**

Any person required to pay fees pursuant to this fee resolution may file a written application, including payment in full as invoiced, with the Board of Supervisors for a waiver or reduction of any said fees, or any part thereof. The Board of Supervisors may waive or reduce the fees to the extent permitted by law and public policy, upon a showing of good cause by the applicant for fee waiver or reduction. The application shall be filed with the Clerk of the Board of Supervisors within 45 days after mailing or personal delivery of the fee invoice. Failure to include payment in full as invoiced will result in denial of review.

Refunds made as a result of this process shall be paid by Environmental Health Services and shall not include interest.

**RESOLUTION OF THE BOARD OF SUPERVISORS  
COUNTY OF SANTA BARBARA, STATE OF CALIFORNIA**

**IN THE MATTER OF ADOPTING FEES )  
FOR ENVIRONMENTAL HEALTH )  
SERVICES RELATING TO SEPTIC )  
SYSTEMS, GRAYWATER SYSTEMS, )  
AND OTHER ON-SITE SEWAGE )  
DISPOSAL SYSTEMS )**

**RESOLUTION NO.** \_\_\_\_\_

**WHEREAS**, the California State Water Code §13282, allows individual waste disposal on-site so long as the authorized public agency assures proper design and construction of said systems; and

**WHEREAS**, the County of Santa Barbara adopted the Water Quality Control Plan, Central Coast Basin (The Basin Plan), as amended by Resolution 94-06 "*Individual Disposal Systems*" in 1994, and this plan provides guidelines and prohibitions concerning the disposal of sewage on-site to prevent water quality and public health problems; and

**WHEREAS**, the Environmental Health Services Division of the Public Health Department (Environmental Health Services) has been designated as the administrative authority for private sewage disposal system review and approval in §10-5.2(e) of the Santa Barbara County Code; and

**WHEREAS**, §16-47 of the Santa Barbara County Code provides that the Board of Supervisors may adopt by resolution a schedule or schedules of required fees for specified health services by the Public Health Department; and

**WHEREAS**, the present fees for administering, reviewing and approving permits for on-site sewage disposal systems have remained unchanged since the adoption of Resolution 97-336, effective July 1, 1997; and

**WHEREAS**, the Board of Supervisors finds that the fees set forth in this resolution are exempt from CEQA review pursuant to 14 CCR 15273 and Public Resources Code § 21080, subd. (b)(8)(A) and (B) in that the fees will be used for operating expenses and for the purchase of supplies, equipment and materials; and

**WHEREAS**, the fees established by this resolution will recover a portion of the actual costs of providing said services and administering and enforcing said statute; and

**WHEREAS**, the County of Santa Barbara has, in connection with the above fees, held a public hearing as part of a regularly scheduled meeting and published notice of the meeting, including a general description of the matter to be considered, in accordance with Government Code § 6062a; and

**WHEREAS**, the fees may be revised as needed by the Santa Barbara County Board of Supervisors, and if the revision does not occur, the existing fees shall remain in effect.

**NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED**, as follows:

That the permit, service, administration, and enforcement fees for all on-site sewage disposal systems reviewed and approved by Environmental Health Services are set forth in the attached schedule of fees and are hereby adopted pursuant to §10-5.2(a) of the Santa Barbara County Code. Said fees are to become effective on July 1, 2004.

Resolution 97-336 of August 5, 1997, is hereby repealed on the above-mentioned date that the fees imposed by this resolution become effective. The repeal of Resolution 97-336 shall not affect any obligation to pay any fees incurred under said resolution, and said obligation shall continue in effect after said resolution is repealed, and the County of Santa Barbara may take any appropriate action in regard to any delinquent fees imposed pursuant to said resolution.

**PASSED, APPROVED AND ADOPTED** by the Board of Supervisors of the County of Santa Barbara, State of California, this \_\_\_\_ day of \_\_\_\_\_, 2004, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

COUNTY OF SANTA BARBARA

By \_\_\_\_\_  
Chair, Board of Supervisors

ATTEST:  
MICHAEL F. BROWN  
CLERK OF THE BOARD

By \_\_\_\_\_  
Deputy

APPROVED AS TO FORM:  
SHANE STARK  
COUNTY COUNSEL

By \_\_\_\_\_  
Celeste Andersen, Deputy County Counsel

APPROVED AS TO ACCOUNTING FORM:  
ROBERT GEIS  
AUDITOR-CONTROLLER

By \_\_\_\_\_

**NOTICE OF EXEMPTION**

TO: Santa Barbara County Clerk of the Board of Supervisors

FROM: Public Health Department

Based on a preliminary review of the project, the following activity is determined to be exempt from further environmental review requirements of the California Environmental Quality Act (CEQA) of 1970, as defined in the State and County Guidelines for the implementation of CEQA.

APN(s) N / A Case No: N / A

Location: COUNTY OF SANTA BARBARA

Project Title: ADOPTION OF FEE RESOLUTION

Project Description: RESOLUTION ESTABLISHING FEES FOR ENVIRONMENTAL HEALTH SERVICES RELATING TO SEPTIC SYSTEMS AND OTHER ON-SITE SEW-AGE DISPOSAL SYSTEMS

Exempt Status: (Check One)

Ministerial  Statutory  Categorical Exemption  Emergency Project

No Possibility of Significant Effect [Sec 15061(b,3)].

Cite specific CEQA Guideline Section:

14 CCR 15273 \* PUBLIC RESOURCES CODE SECTION 21080(b)(8)(A) and (B)

Reasons to support exemption findings (attach additional material, if necessary):

FEES WILL BE USED TO MEET OPERATING EXPENSES AND FOR THE PURCHASE OF SUPPLIES, EQUIPMENT, AND MATERIALS.

Roger E. Heroux, MPA  
Director, Public Health Department

Date

NOTE: A copy must be posted in the Santa Barbara County Planning & Development Department at least 6 days prior to consideration of the activity by the decision makers to comply with County CEQA guidelines and a copy must be filed with the County Clerk of the Board after project approval to begin a 35 day statute of limitation on legal challenges.

Distribution: Planning & Development Department

Date Filed with the County Clerk

**SANTA BARBARA COUNTY PUBLIC HEALTH DEPARTMENT  
ENVIRONMENTAL HEALTH SERVICES DIVISION FEE SCHEDULE  
SEPTIC SYSTEMS / PRIVATE SEWAGE DISPOSAL SYSTEMS**

**1. Construction/Plan Check Fees** – One time fees

A fee is required for on-site sewage disposal system plan review and evaluation by Environmental Health Services as follows:

	<u>Fee / Hours</u>
Sewage Disposal System	\$ 600 / (4.0 hrs)
Repair	135 / (1.5 hrs)
Modification	300 / (2.0 hrs)
Abandonment	225 / (1.5 hrs)
Certification	300 / (2.0 hrs)
Review of existing on-site sewage disposal systems for purposes of building remodel/addition clearances or change in occupancy	
Simple Certification	N/C
Certification that can be accomplished at the counter in 20 minutes or less.	

Plan check fees include review of soil tests and Environmental Health Services records, plan check of system design, site check, approval/disapproval of permit application, construction evaluation and final clearance. Plans that are found to be unsatisfactory will be returned for revision. Plans which are unusually complex or which must be resubmitted with significant changes and require staff time in excess of the hours noted above shall be charged the standard hourly rate for the excess hours. Environmental Health Services will not issue plan approval until all applicable fees have been paid.

**2. Hourly Rate** \$ 100

An hourly rate fee shall be determined by the number of person-hours, rounded up to the nearest one-quarter hour, including reasonable travel time, actually expended by Environmental Health Services personnel in performing the following services.

- A. Plan/record review and periodic inspection services of sites using reclaimed/recycled water or enhanced treatment systems.
- B. Graywater system plan review, approval/disapproval to construct, inspection and final clearance.
- C. Staff time in excess of the hours noted in Section 1, Construction/Plan Check Fees, necessary to complete any fixed fee service.

**3. Additional Program Charges**

Photocopies, each \$ 0.35

**4. Delinquent Fees**

Environmental Health Services will not issue plan approval until all appropriate fees have been paid. Fees that are invoiced by Environmental Health Services as outlined in this fee schedule, which are not paid by the due date on the invoice shall be considered delinquent, and the following additional charges added:

- A. During the first thirty days of delinquency, any unpaid portion of the balance due will have a penalty of 10% assessed.
- B. After thirty days of delinquency, an additional 15% of the unpaid balance will be assessed, and a Final Notice will be issued.
- C. If the fee, and any penalty assessed pursuant to this resolution, is not paid within two weeks from the date on the Final Notice, the unpaid balance will be referred to the Santa Barbara County Treasurer/Tax Collector's office for collection. In addition to the fee(s) and any penalties associated with delinquent fee(s) as described above, accounts referred for collection shall be charged for the actual cost associated with collection efforts. The delinquency fees are in addition to any other remedies available to the County.

**5. Contest of Charges**

Any person required to pay fees pursuant to this resolution may file a written notice of contest of charges accompanied by such materials as will support the claim for relief, including payment in full as invoiced, with the Director (or designee) of the Environmental Health Services Division for determination of the correct amount of fees due under this resolution. Such written notice shall be filed with the Director (or designee) within 45 days after mailing or personal delivery of the fee invoice. This period may be extended by the Director upon a showing of good cause. Upon receipt of such written notice of contest of fees, the Director (or designee) shall make a decision on said contested fees. The decision shall be final with no further right of review. Failure to include payment in full as invoiced will result in denial of review.

Refunds made as a result of this process shall be paid by Environmental Health Services and shall not include interest.

**6. Fee Waiver**

Any person required to pay fees pursuant to this fee resolution may file a written application, including payment in full as invoiced, with the Board of Supervisors for a waiver or reduction of any said fees, or any part thereof. The Board of Supervisors may waive or reduce the fees to the extent permitted by law and public policy, upon a showing of good cause by the applicant. The application shall be filed with the Clerk of the Board of Supervisors within 45 days after mailing or personal delivery of the fee invoice. Failure to include payment in full as invoiced will result in denial of review.

Refunds made as a result of this process shall be paid by Environmental Health Services and shall not include interest.

**Resolution of the Board of Supervisors  
COUNTY OF SANTA BARBARA, STATE OF CALIFORNIA**

**IN THE MATTER OF ADOPTING FEES )  
FOR ENVIRONMENTAL HEALTH )  
SERVICES PURSUANT TO THE ) RESOLUTION NO. \_\_\_\_\_  
CALIFORNIA SAFE DRINKING )  
WATER ACT, HEALTH AND SAFETY )  
CODE § 116300 ET SEQ )**

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**WHEREAS**, the California Safe Drinking Water Act, Health and Safety Code, §116270 et seq., ("Water Act") (all section references are to the Health and Safety Code unless otherwise specified), provides that primary enforcement of the provisions of the Water Act for water systems with less than 200 services connections shall be with local health agencies meeting primacy program requirements; and

**WHEREAS**, pursuant to §116330 the Environmental Health Services Division of the Public Health Department is the designated agency to administer the Water Act, as the designated local primacy agency within the County of Santa Barbara (County); and

**WHEREAS**, §16-47 the Santa Barbara County Code provides that the Board of Supervisors may adopt by resolution a schedule or schedules of required fees for specified health services by the Public Health Department; and

**WHEREAS**, §116565(e) of the Water Act provides that the County Board of Supervisors (Board of Supervisors) may establish fees to pay the reasonable expenses of Environmental Health Services for its administration and enforcement of the Act and the regulations adopted thereto; and

**WHEREAS**, §101325 additionally provides that the County may adopt a resolution to recover costs for the administration and enforcement of state statutes; and

**WHEREAS**, the present fees for administering have remained unchanged since the adoption of Resolution 97-337, effective July 1, 1997, and

**WHEREAS**, the fees established by this resolution will recover a portion of the actual costs of administering and enforcing the Water Act within the County; and

**WHEREAS**, the Board of Supervisors finds that the fees set forth in this resolution are exempt from CEQA review pursuant to 14 CCR 15273 and Public Resources Code §21080, subd. (b)(8)(A) and (B), in that the fees will be used for operating expenses and for the purchase of supplies, equipment and materials; and

**WHEREAS**, the County has in connection with the above fees, held a public hearing as part of a regularly scheduled meeting and published notice of the meeting, including a general description of the matter to be considered, in accordance with Government Code §6062a; and

**WHEREAS**, the fees may be revised as needed by the Board of Supervisors, and if the revision does not occur, the existing fees shall remain in effect.

**NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED**, as follows:



That the fees set forth in the attached schedule of fees hereto, are hereby adopted pursuant to §101325 and §116565(e) and §16-47 of the Santa Barbara County Code. Said fees are to be assessed against all persons as defined in §116275, subdivision (g), and said fees are to become effective on July 1, 2004.

Resolution 97-337 of August 5, 1997 is hereby repealed on the above-mentioned date that the fees imposed by this resolution become effective. The repeal of Resolution 97-337 shall not affect any obligation to pay any fees incurred under said resolution, and said obligation shall continue in effect after said resolution is repealed, and the County of Santa Barbara may take any appropriate action in regard to any delinquent fees imposed pursuant to said resolution.

**PASSED, APPROVED AND ADOPTED** by the Board of Supervisors of the County of Santa Barbara, State of California, this \_\_\_\_ day of \_\_\_\_\_, 2004, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

COUNTY OF SANTA BARBARA

By \_\_\_\_\_  
Chair, Board of Supervisors

ATTEST:  
MICHAEL F. BROWN  
CLERK OF THE BOARD

By \_\_\_\_\_  
Deputy

APPROVED AS TO FORM:  
SHANE STARK  
COUNTY COUNSEL

APPROVED AS TO ACCOUNTING FORM:  
ROBERT GEIS  
AUDITOR-CONTROLLER

By \_\_\_\_\_  
Celeste Andersen, Deputy County Counsel

By \_\_\_\_\_

**NOTICE OF EXEMPTION**

TO: Santa Barbara County Clerk of the Board of Supervisors

FROM: Public Health Department

Based on a preliminary review of the project the following activity is determined to be exempt from further environmental review requirements of the California Environmental Quality Act (CEQA) of 1970, as defined in the State and County Guidelines for the implementation of CEQA.

APN(s) N / A Case No: N / A

Location: COUNTY OF SANTA BARBARA

Project Title: ADOPTION OF FEE RESOLUTION

Project Description: RESOLUTION ESTABLISHING FEES FOR ENVIRONMENTAL HEALTH SERVICES PURSUANT TO THE CALIFORNIA SAFE DRINKING WATER ACT, HEALTH AND SAFETY CODE § 4010 ET SEQ.

Exempt Status: (Check One)

Ministerial  Statutory  Categorical Exemption  Emergency Project

No Possibility of Significant Effect [Sec 15061(b,3)].

Cite specific CEQA Guideline Section:

14 CCR 15273 \* PUBLIC RESOURCES CODE SECTION 21080(b)(8)(A) and (B)

Reasons to support exemption findings (attach additional material, if necessary):

FEES WILL BE USED TO MEET OPERATING EXPENSES AND FOR THE PURCHASE OF SUPPLIES, EQUIPMENT, AND MATERIALS.

---

Roger E. Heroux, MPA  
Director, Public Health Department

Date

NOTE: A copy must be posted in the County of Santa Barbara Planning & Development Department at least 6 days prior to consideration of the activity by the decision makers to comply with County CEQA guidelines and a copy must be filed with the County Clerk of the Board after project approval to begin a 35 day statute of limitation on legal challenges.

Distribution: Planning & Development Department

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Date Filed with the County Clerk

**SANTA BARBARA COUNTY PUBLIC HEALTH DEPARTMENT  
ENVIRONMENTAL HEALTH SERVICES DIVISION FEE SCHEDULE  
PUBLIC WATER SYSTEMS - DOMESTIC WATER SUPPLY PROGRAM**

**1. Annual Fees - Fixed Rate**

An annual operating fee is required for public water systems under the jurisdiction of the local primacy agency for inspection, surveillance, administration and enforcement activities. It does not cover sampling costs. The annual fee for public water systems shall be based upon the number of service connections or the type of water system. The public water systems under the jurisdiction of the local primacy agency are defined by the Health & Safety Code, §116275.

Community Water System (15-24 connections)	\$ 790
Community Water System (25-99 connections)	690
Community Water System (100-199 connections)	1,085
Non-Community Water System	520
Non-Transient, Non-Community Water System	1,005

**2. Construction/Plan Check Fees - Fixed Rate, One-Time Fee**

A fee is required for approval to construct a public domestic water system or a domestic water system under the jurisdiction of the local primacy agency, based on the type of the water system.

	<u>Fee / Hours</u>
Community System (15-199 connections)	\$ 1,265 / (7 hrs)
Non-Community Water System	1,265 / (7 hrs)
Non-Transient, Non-Community System	1,265 / (7 hrs)

Plan check fees include plan checking, issuance of a permit for the construction of a domestic water system, construction evaluation, final approval and one bacteriological water sample. Plans that are found to be unsatisfactory will be returned for revision. Plans which are unusually complex or which must be resubmitted with significant changes and require staff time in excess of the hours noted above shall be charged the standard hourly rate for the excess hours. Environmental Health Services will not issue plan approval until all applicable fees have been paid.

**3. Amendment/Change of Ownership** \$ 150

**4. Hourly Rate** \$ 100

An hourly rate fee shall be determined by the number of person-hours, rounded up to the nearest one-quarter hour, including reasonable travel time, actually expended by Environmental Health Services personnel in performing the following services in the administration and enforcement of the provisions of the Health & Safety Code §116270 et seq.:

- A. Staff time in excess of the hours noted in Section 2, Construction/Plan Check Fees, necessary to complete plan check and associated services.
- B. Non-Compliance Reinspection Fee (each occurrence)  
An hourly rate fee will be charged to facilities when violations remain uncorrected after a routine/original inspection and one scheduled reinspection. The hourly rate shall apply to the second reinspection and all subsequent reinspections, including reasonable travel time, until all violations have been corrected.

- C. Evaluation of systems constructed or modified, or service connections illegally connected to public water systems, without a valid permit or approval to construct
- D. Preparation, issuance and monitoring of compliance in conjunction with a Notice of Violation
- E. Preparation and issuance of public notifications and conducting a public hearing pursuant to §116625 et seq.
- F. Staff time spent on waivers, exemptions, or variances, including consultation for permits to construct a domestic water supply system

**5. Additional Program Charges**

Photocopies, each \$ 0.35

**6. Prorating of Fees**

The County reserves the right to prorate all fees described in this resolution.

**7. Delinquent Fees**

Fees that are invoiced by Environmental Health Services as outlined in this fee schedule and which are not paid by the due date on the invoice shall be considered delinquent and the following additional charges added:

- A. During the first thirty days of delinquency, any unpaid portion of the permit fee will have a penalty of 10% assessed.
- B. After thirty days of delinquency, an additional penalty of 15% of the unpaid balance will be assessed and a Final Notice will be issued.
- C. If the fee, and any penalty assessed pursuant to this resolution, is not paid within two weeks from the date on the Final Notice, the unpaid balance will be referred to the Santa Barbara County Treasurer/Tax Collector's office for collection. In addition to the fee(s) and any penalties associated with delinquent fee(s) as described above, accounts referred for collection shall be charged for the actual cost associated with collection efforts. The delinquency fees are in addition to any other remedies available to the County.

**8. Contest of Charges**

Any person required to pay fees pursuant to this resolution may file a written notice of contest of charges accompanied by such materials as will support the claim for relief, including payment in full as invoiced, with the Director (or designee) of the Environmental Health Services Division for determination of the correct amount of fees due under this resolution. Such written notice shall be filed with the Director (or designee) within 45 days after mailing or personal delivery of the fee invoice. This period may be extended by the Director upon a showing of good cause. Upon receipt of such written notice of contest of fees, the Director (or designee) shall make a decision on said contested fees. The decision shall be final with no further right of review. Failure to include payment in full as invoiced will result in denial of review.

Refunds made as a result of this process shall be paid by Environmental Health Services and shall not include interest.

9. **Fee Waiver**

Any person required to pay fees pursuant to this fee resolution may file a written application, including payment in full as invoiced, with the Board of Supervisors for a waiver or reduction of any said fees, or any part thereof. The Board of Supervisors may waive or reduce the fees to the extent permitted by law and public policy, upon a showing of good cause by the applicant. The application shall be filed with the Clerk of the Board of Supervisors within 45 days after mailing or personal delivery of the fee invoice. Failure to include payment in full as invoiced will result in denial of review.

Refunds made as a result of this process shall be paid by Environmental Health Services and shall not include interest.

**RESOLUTION OF THE BOARD OF SUPERVISORS  
COUNTY OF SANTA BARBARA, STATE OF CALIFORNIA**

**IN THE MATTER OF ADOPTING FEES )  
FOR ENVIRONMENTAL HEALTH )  
SERVICES RELATING TO ADMIN- )  
ISTRATION OF THE CALIFORNIA )  
INTEGRATED WASTE MANAGEMENT )  
ACT OF 1989 )**

**RESOLUTION NO.** \_\_\_\_\_

**WHEREAS**, the California Integrated Waste Management Act of 1989, Public Resources Code, §40000 et seq., (hereinafter "the Waste Management Act") established a comprehensive scheme for regulating solid waste management; and

**WHEREAS**, the Environmental Health Services Division of the Public Health Department has been designated pursuant to the Act §43202 as the local enforcement agency within the County of Santa Barbara; and

**WHEREAS**, the Waste Management Act provides that the local enforcement agency shall process applications, issue permits, make inspections, and carry out an enforcement program pursuant to the Act for solid waste facilities; and

**WHEREAS**, §43213 of the Waste Management Act allows the local governing board to approve a fee structure to cover the costs for administration of the solid waste enforcement program to be carried out by the local enforcement agency; and

**WHEREAS**, §16-47 of the Santa Barbara County Code (County Code) provides that the Santa Barbara County Board of Supervisors may adopt by resolution a fee schedule for the Environmental Health Services Division of the Department of Public Health, whose services are authorized by certain state statutes; and

**WHEREAS**, the present fees for administration of the solid waste enforcement program have remained unchanged since the adoption of Resolution 97-338, effective July 1, 1997; and

**WHEREAS**, the County of Santa Barbara has in connection with the above fees, held a public hearing as part of a regularly scheduled meeting and published notice of the meeting, including a general description of the matter to be considered, in accordance with Government Code §6062a; and

**WHEREAS**, the Board of Supervisors finds that the fees set forth in this resolution are exempt from CEQA review pursuant to 14 CCR 15273 and Public Resources Code §21080, subd. (b)(8)(A) and (B) in that the fees will be used for operating expenses and for the purchase of supplies, equipment and materials; and

**WHEREAS**, the fees may be revised as needed by the Santa Barbara County Board of Supervisors, and if the revision does not occur, the existing fees shall remain in effect.

**NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED** as follows:

That the fees set forth in the attached schedule of fees are hereby adopted pursuant to §43213 of the Act and § 16-47 of the County Code and said fees are to become effective on July 1, 2004.

That Resolution 97-338 of July 1, 1997, that covers the programs and services that are covered by this resolution is hereby repealed on the above-mentioned date that the fees imposed by this resolution become effective. The repeal of Resolution 97-338 shall not affect any obligation to pay any fees incurred under said resolution, and said obligation shall continue in effect after said resolution is repealed, and the County of Santa Barbara may take any appropriate action in regard to any delinquent fees imposed pursuant to said resolution.

**PASSED, APPROVED AND ADOPTED** by the Board of Supervisors of the County of Santa Barbara, State of California, this \_\_\_\_ day of \_\_\_\_\_, 2004, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

COUNTY OF SANTA BARBARA

By \_\_\_\_\_  
Chair, Board of Supervisors

ATTEST:  
MICHAEL F. BROWN  
CLERK OF THE BOARD

By \_\_\_\_\_  
Deputy

APPROVED AS TO FORM:  
SHANE STARK  
COUNTY COUNSEL

APPROVED AS TO ACCOUNTING FORM:  
ROBERT GEIS  
AUDITOR-CONTROLLER

By \_\_\_\_\_  
Celeste Andersen, Deputy County Counsel

By \_\_\_\_\_

**NOTICE OF EXEMPTION**

TO: Santa Barbara County Clerk of the Board of Supervisors

FROM: Public Health Department

Based on a preliminary review of the project the following activity is determined to be exempt from further environmental review requirements of the California Environmental Quality Act (CEQA) of 1970, as defined in the State and County Guidelines for the implementation of CEQA.

APN(s) N / A Case No: N / A  
Location: COUNTY OF SANTA BARBARA  
Project Title: ADOPTION OF FEE RESOLUTION

Project Description: RESOLUTION ESTABLISHING FEES FOR ENVIRONMENTAL HEALTH SERVICES PURSUANT TO THE CALIFORNIA INTEGRATED WASTE MANAGEMENT ACT OF 1989.

Exempt Status: (Check One)

- Ministerial  Statutory  Categorical Exemption  Emergency Project
- No Possibility of Significant Effect [Sec 15061(b,3)].

Cite specific CEQA Guideline Section:

14 CCR 15273 \* PUBLIC RESOURCES CODE SECTION 21080(b)(8)(A) and (B)

Reasons to support exemption findings (attach additional material, if necessary):

FEES WILL BE USED TO MEET OPERATING EXPENSES AND FOR THE PURCHASE OF SUPPLIES, EQUIPMENT, AND MATERIALS.

---

Roger E. Heroux, MPA  
Director, Public Health Department

Date

NOTE: A copy must be posted in the Santa Barbara County Planning and Development Department at least 6 days prior to consideration of the activity by the decision makers to comply with County CEQA guidelines and a copy must be filed with the County Clerk of the Board after project approval to begin a 35 day statute of limitation on legal challenges.

Distribution: Planning and Development Department

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Date Filed with the County Clerk



**SANTA BARBARA COUNTY PUBLIC HEALTH DEPARTMENT  
ENVIRONMENTAL HEALTH SERVICES DIVISION FEE SCHEDULE  
SOLID WASTE FACILITIES**

**1. Tonnage Fees**

All operators of solid waste facilities, as defined in the Act, shall pay a quarterly solid waste enforcement fee based on the type and quantity of material (by weight) received at their respective sites. The quantity figures shall be consistent with those reported to the Regional Water Quality Control Board, Central Coast Region, as conditions of Waste Discharge Requirements issued by that Board.

Intake reports shall be submitted to the Director of Environmental Health Services on a quarterly basis. These reports shall be used to calculate the appropriate quarterly fee, which shall be invoiced to each waste facility operator.

Municipal Solid Waste Landfill	\$ 0.69 / ton *
Processing/Transfer Station	0.26 / ton
Composting/Greenwaste Processing Operation	0.22 / ton
Construction, Demolition, Inert Material Processing Facility	0.05 / ton

\*Continues diverting \$.03/ton, from tonnage fees collected, into an established designation to be used by the local enforcement agency for independent services (legal counsel or professional.)

**2. Application Fees**

All proposed solid waste facilities must submit a permit application, on a form approved by the Director of Environmental Health Services, with the appropriate application fee.

Notification Permit	\$ 930 (5 Hrs)
Registration Permit	2,790 (15 Hrs)
Full Permit	7,440 (40 Hrs)

**3. Hourly Rate**

\$ 100.00

All other persons, as determined by the Director of Environmental Health Services, who are not subject to paying the tonnage fee set forth in Section 1 above shall be charged an hourly rate fee for solid waste enforcement activities performed by Environmental Health Services pursuant to the Waste Management Act. The fee shall be determined by the number of person-hours, rounded up to the nearest one-quarter hour, including reasonable travel time, actually expended by County personnel in performing solid waste enforcement activities as outlined. These enforcement activities include:

- A. Bio-solids facility inspection, permit processing, exemption request processing, hearings and reports
- B. Required inspections of exempted facilities, closed, illegal, and abandoned sites
- C. Inspection or other review of solid waste disposal/transformation/composting or storage or materials recovery facilities, including, but not limited to, permit processing, inspections, document reviews, hearings and reports
- D. Inspection and abatement activities for illegal solid waste disposal or storage when the complaint is not associated with a permitted solid waste facility paying tonnage fees

E. Time spent for reviewing and issuing a permit, in excess of the hours noted in Section 2, Application Fees.

**4. Additional Program Charges**

Photocopies, each \$ 0.35

**5. Prorating of Fees**

The County reserves the right to prorate, in monthly increments, all fees described in this resolution.

**6. Delinquent Fees**

Fees that are invoiced by Environmental Health Services as outlined in this fee schedule, which are not paid by the due date on the invoice shall be considered delinquent, and the following additional charges added:

- A. During the first thirty days of delinquency, any unpaid portion of the permit fee will have a penalty of 10% assessed.
- B. After thirty days of delinquency, an additional penalty of 15% of the unpaid balance will be assessed and a Final Notice will be issued.
- C. If the fee, and any penalty assessed pursuant to this resolution, is not paid within two weeks from the date on the Final Notice, the unpaid balance will be referred to the Santa Barbara County Treasurer/Tax Collector's office for collection. In addition to the fee(s) and any penalties associated with delinquent fee(s) as described above, accounts referred for collection shall be charged for the actual cost associated with collection efforts. The delinquency fees are in addition to any other remedies available to the County.

**7. Contest of Charges**

Any person required to pay fees pursuant to this resolution may file a written notice of contest of charges accompanied by such materials as will support the claim for relief, including payment in full as invoiced, with the Director (or designee) of Environmental Health Services Division for determination of the correct amount of fees due under this resolution. Such written notice shall be filed with said Director (or designee) within 45 days after mailing or personal delivery of the statement of fees. This period may be extended by the Director upon a showing of good cause. Upon receipt of such written notice of contest of fees, said Director (or designee) shall make a decision on said contested fees. The decision shall be final with no further right of review. Failure to include payment in full as invoiced will result in denial of review.

Refunds made as a result of this process shall be paid by Environmental Health Services and shall not include interest.

**8. Fee Waiver**

Any person to pay fees pursuant to this fee resolution may file a written application, including payment in full as invoiced, with the Board of Supervisors for a waiver or reduction of any said fees, or any part thereof, to the extent permitted by law and public policy, upon a showing of good cause by the applicant. The application shall be filed with the Clerk of the Board of Supervisors within 45 days after mailing or personal delivery of the statement of fees. Failure to include payment in full as invoiced will result in denial of review.

Refunds made as a result of this process shall be paid by Environmental Health Services and shall not include interest.

**RESOLUTION OF THE BOARD OF SUPERVISORS  
COUNTY OF SANTA BARBARA, STATE OF CALIFORNIA**

**IN THE MATTER OF ADOPTING FEES )  
FOR ENVIRONMENTAL HEALTH )  
SERVICES RELATING TO WATER )  
WELLS AND PRIVATE WATER )  
SYSTEMS )**

---

**RESOLUTION NO.** \_\_\_\_\_

**WHEREAS**, §34A-11 of the Santa Barbara County Code (County Code) relating to wells provides that the Santa Barbara County Board of Supervisors may by resolution modify the fees set forth therein relating to water well construction, destruction, inactivation and inspection; and

**WHEREAS**, §34B-13 of the County Code relating to domestic water systems provides that the Board of Supervisors may modify the fees set forth therein for applications for domestic water system permits; and

**WHEREAS**, California Health and Safety Code, §116340(c), in accord with §101325, provides that the Board of Supervisors may recover reasonable costs associated with assuring compliance with state small water systems regulatory requirements; and

**WHEREAS**, the present fees for certain specified services have remained unchanged since the adoption of Resolution 97-339, effective July 1, 1997; and

**WHEREAS**, the fees established by this resolution will recover a portion of the actual costs of administering and enforcing the California Health and Safety Code and Chapters 34A and 34B of the County Code within the County; and

**WHEREAS**, the Board of Supervisors finds that the fees set forth in this resolution are exempt from the California Environmental Quality Act (CEQA) review pursuant to 14 CCR 15273 and Public Resources Code §21080, subd. (b)(8)(A) and (B), in that the fees will be used for operating expenses and for the purchase of supplies, equipment and materials; and

**WHEREAS**, the County of Santa Barbara has, in connection with the above fees, held a public hearing as part of a regularly scheduled meeting and published notice of the meeting, including a general description of the matter to be considered, in accordance with Government Code § 6062a; and

**WHEREAS**, the fees may be revised as needed by the Santa Barbara County Board of Supervisors, and if the revision does not occur, the existing fees shall remain in effect.

**NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED**, as follows:

That the permit, service, administration, and enforcement fees which are set forth in the attached schedule of fees, are hereby adopted pursuant to §34A-11, and §34B-13 of the County Code, and §116340(c) and §101325 of the Health and Safety Code. Said fees are to be assessed against all applicants and persons as defined in §34A-3, subdivisions (a) and (i), and in §34B-2, subdivision (a) (1) and (18) and against all persons as defined in §116275, subdivision (g) of the Health and Safety Code. Said fees are to become effective on July 1, 2004.

Resolution 97-339, adopted August 5, 1997, is hereby repealed on the above-mentioned date that the fees imposed by this resolution become effective. The repeal of Resolution 97-339 shall not affect any obligation to pay any fees incurred under said resolution, and such obligation shall continue in effect after said resolution is repealed, and the County of Santa Barbara may take any appropriate action in regard to any delinquent fees imposed pursuant to said resolution.

**PASSED, APPROVED AND ADOPTED** by the Board of Supervisors of the County of Santa Barbara, State of California, this \_\_\_\_\_ day of \_\_\_\_\_, 2004, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

COUNTY OF SANTA BARBARA

By \_\_\_\_\_  
Chair, Board of Supervisors

ATTEST:  
MICHAEL F. BROWN  
CLERK OF THE BOARD

By \_\_\_\_\_  
Deputy

APPROVED AS TO FORM:  
SHANE STARK  
COUNTY COUNSEL

By \_\_\_\_\_  
Celeste Andersen, Deputy County Counsel

APPROVED AS TO ACCOUNTING FORM:  
ROBERT GEIS  
AUDITOR-CONTROLLER

By \_\_\_\_\_

**NOTICE OF EXEMPTION**

TO: Santa Barbara County Clerk of the Board of Supervisors

FROM: Public Health Department

Based on a preliminary review of the project the following activity is determined to be exempt from further environmental review requirements of the California Environmental Quality Act (CEQA) of 1970, as defined in the State and County Guidelines for the implementation of CEQA.

APN(s) N / A

Case No: N / A

Location: COUNTY OF SANTA BARBARA

Project Title: ADOPTION OF FEE RESOLUTION

Project Description: RESOLUTION ESTABLISHING FEES FOR ENVIRONMENTAL HEALTH SERVICES RELATING TO WATER WELLS AND PRIVATE WATER SYSTEMS

Exempt Status: (Check One)

Ministerial  Statutory  Categorical Exemption  Emergency Project

No Possibility of Significant Effect [Sec 15061(b,3)]

Cite specific CEQA Guideline Section:

14 CCR 15273 \* PUBLIC RESOURCES CODE SECTION 21080(b)(8)(A) & (B)

Reasons to support exemption findings (attach additional material, if necessary):

FEES WILL BE USED TO MEET OPERATING EXPENSES AND FOR THE PURCHASE OF SUPPLIES, EQUIPMENT, AND MATERIALS.

Roger E. Heroux, MPA  
Director, Public Health Department

Date

NOTE: A copy must be posted in the Santa Barbara County Planning and Development Department at least 6 days prior to consideration of the activity by the decision makers to comply with County CEQA guidelines and a copy must be filed with the County Clerk of the Board after project approval to begin a 35 day statute of limitation on legal challenges.

Distribution: Planning and Development Department

Date Filed with the County Clerk

**SANTA BARBARA COUNTY PUBLIC HEALTH DEPARTMENT  
ENVIRONMENTAL HEALTH SERVICES DIVISION FEE SCHEDULE  
WATER WELLS AND PRIVATE WATER SYSTEMS**

**1. Fixed Permit Fees - Water Wells**

A fee is required for review and approval of permit applications for construction, destruction, modification or inactivation of a water well. Permit fees include inspection of well sites, construction evaluation and final clearance.

	<u>Fee / Hours</u>
Well Construction or Modification Permit	\$ 540 / (3.0 hrs)
Well Inactivation	450 / (2.5 hrs)
Well Destruction	360 / (2.0 hrs)

**2. Hourly Rate - Water Wells**

\$100

An hourly rate fee shall be determined by the number of person-hours, rounded up to the nearest one-quarter hour, including reasonable travel time, actually expended by Environmental Health Services personnel in performing the following services:

- A. Inspections required to gain compliance with violations of the County Code
- B. Staff time in excess of the hours noted in Section 1, Fixed Permit Fees, necessary to complete permit and construction review services provided by Environmental Health
- C. The abatement of nuisances or hazards resulting from the well drilling operation
- D. Services provided by Environmental Health Services for the inspection or evaluation of well(s) constructed, modified or destroyed without a permit(s), as required in Chapter 34-A of the County Code (such hourly rate shall be in addition to the permit fee(s) subsequently charged pursuant to this resolution)

**3. Fixed Permit Fees - Private Water System Construction**

A permit fee is required for the construction of private domestic water supply systems. The A fee shall be based on the number of connections served by a private domestic water system. This permit process shall include plan and system specification review, approval /disapproval, construction inspection(s), one-time bacteriological water sampling and analysis, final approval and occupancy clearance.

Single Parcel Water System (1-4 connections) <sup>1</sup>	\$ 1,175 / (6.5 hrs)
Multiple Parcel Water System (2-4 connections)	905 / ( 5 hrs)
State Small Water System (5-14 connections – New)	2,710 / (15 hrs)
State Small Water System (5-14 connections – Modification)	905 / ( 5 hrs)

**4. Annual Fees - Private Water Systems**

An annual fee is required for state small water systems under the jurisdiction of the Health Officer for inspection, surveillance, administration and enforcement activities. The annual fee for state small water systems is based on the number of service connections of the water system and does not include the costs of bacteriological sampling costs.

State Small Water system (5-14 connections)	\$ 155
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<sup>1</sup>Single parcel and multiple parcel water systems are defined in Section 34B-2 of Chapter 34B of the County Code. State small water systems are defined in California Health and Safety Code Section 116275.

**5. Bacteriological Water Sampling**

The fee for bacteriological water sampling shall include the collection of one sample, analysis of the sample by a state-approved water testing laboratory and submittal of results of the sample.

Bacteriological sampling and analysis \$ 50

**6. Hourly Rate - Private Water Systems \$ 100**

An hourly rate fee shall be determined by the number of person-hours, rounded up to the nearest one quarter hour, including reasonable travel time, actually expended by Environmental Health Services personnel in performing inspections, evaluations, and enforcing the County Code and state law, including the following services:

- A. Modification/Amendment to Permit
- B. Transfer or Renewal of Permit
- C. Plans which are unusually complex or which must be resubmitted with significant changes and require staff time in excess of the hours noted in Section 3, Fixed Permit Fees - Private Water System Construction, shall be charged the hourly rate for the excess hours necessary to complete plan check and associated services. Environmental Health Services will not issue plan approval until all applicable fees have been paid.
- D. Services provided by Environmental Health Services for the evaluation of water systems constructed without having obtained permits as required in Chapter 34-B of the County Code or in state law (such hourly rate shall be charged in addition to the permit fees subsequently charged pursuant to this resolution
- E. Special inspections or consultations requested by operators or prospective new facility operators

**7. Additional Program Charges**

Photocopies \$ 0.35 Each

**8. Prorating of Fees**

The County reserves the right to prorate all fees described in this resolution.

**9. Delinquent Fees**

Fees that are invoiced by Environmental Health Services as outlined in this fee schedule, which are not paid by the due date on the invoice shall be considered delinquent, and the following additional charges added:

- A. For the first thirty days of delinquency, any unpaid portion will have a penalty of 10% assessed.
- B. After thirty days of delinquency, an additional penalty of 15% of the unpaid balance will be assessed, and a Final Notice will be issued.
- C. If the fee, and any penalty assessed pursuant to this resolution, is not paid within two weeks from the date on the Final Notice, the unpaid balance will be referred to the Santa Barbara County Treasurer/Tax Collector's office for collection. In addition to the fee(s) and any penalties associated with delinquent fee(s) as described above, accounts referred for collection shall be charged for the actual cost associated with collection efforts. The delinquency fees are in addition to any other remedies available to the County.

**10. Contest of Charges**



Any person required to pay fees pursuant to this resolution may file a written notice of contest of charges accompanied by such materials as will support the claim for relief, including payment in full as invoiced, with the Director (or designee) of the Environmental Health Services Division for determination of the correct amount of fees due under this resolution.

Such written notice shall be filed with the Director (or designee) within 45 days after mailing or personal delivery of the fee invoice. This period may be extended by the Director upon a showing of good cause. Upon receipt of such written notice of contest of fees, the Director (or designee) shall make a decision on said contested fees. The decision shall be final with no further right of review. Failure to include payment in full as invoiced will result in denial of review.

Refunds made as a result of this process shall be paid by Environmental Health Services and shall not include interest.

#### 11. **Fee Waiver**

Any person required to pay fees pursuant to this fee resolution may file a written application, including payment in full as invoiced, with the Board of Supervisors for a waiver or reduction of any said fees, or any part thereof. The Board of Supervisors may waive or reduce the fees to the extent permitted by law and public policy, upon a showing of good cause by the applicant. The application shall be filed with the Clerk of the Board of Supervisors within 45 days after mailing or personal delivery of the fee invoice. Failure to include payment in full as invoiced will result in denial of review.

Refunds made as a result of this process shall be paid by Environmental Health Services and shall not include interest.

**RESOLUTION OF THE BOARD OF SUPERVISORS  
County of Santa Barbara, State of California**

**IN THE MATTER OF ADOPTING )  
FEES FOR ENVIRONMENTAL )  
HEALTH SERVICES LAND )  
DEVELOPMENT )**

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**RESOLUTION NO.** \_\_\_\_\_

**WHEREAS**, the County of Santa Barbara is authorized to establish reasonable fees for the processing of land use permits, zone changes and other procedures authorized by local ordinance pursuant to Government Code §66014; and

**WHEREAS**, the County of Santa Barbara is authorized to establish reasonable fees for the processing of tentative, final, and parcel maps, and other procedures authorized by local ordinance pursuant to Government Code § 66451.2; and

**WHEREAS**, §16-47 of the Santa Barbara County Code provides that the Board of Supervisors may adopt by resolution a schedule or schedules of required fees for specified health services by the Public Health Department; and

**WHEREAS**, the present fees have remained unchanged since the adoption of Resolution 94-529, effective November 8, 1994; and

**WHEREAS**, the fees established by this resolution will recover a portion of the costs of administering land use review by the Environmental Health Services Division of the Public Health Department within the County; and

**WHEREAS**, the Board of Supervisors finds that the fees set forth in this resolution are exempt from California Environmental Quality Act (CEQA) review pursuant to 14 CCR 15273 and Public Resources Code §21080, subd. (b)(8)(A) and (B) in that the fees will be used for operating expenses and for the purchase of supplies, equipment and materials; and

**WHEREAS**, the County of Santa Barbara has in connection with the above fees, held a public hearing as part of a regularly scheduled meeting and published notice of the meeting, including a general description of the matter to be considered, in accordance with Government Code §6062a; and

**WHEREAS**, the County of Santa Barbara has complied with the notification requirements of Government Code §66016, subdivision (a), including making data for the fees available for public inspection for at least 10 days before the public hearing; and

**WHEREAS**, the fees may be revised as needed by the Santa Barbara County Board of Supervisors, and if the revision does not occur, the existing fees shall remain in effect.

**NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED**, as follows:

That the fees set forth in the attached schedule of fees are hereby adopted pursuant to Government Code 66451.2 and §16-47 of the Santa Barbara County Code. Said fees are to become effective shall become effective 60 days after the adoption of this resolution.

Resolution 94-529 of November 8, 1994, is hereby repealed on the date that the fees imposed by this resolution become effective. The repeal of Resolution 94-529 shall not affect any obligation to pay any fees incurred under said resolution, and said obligation shall continue in effect after said resolution is repealed, and the County of Santa Barbara may take any appropriate action in regard to any delinquent fees imposed pursuant to said resolution.

**PASSED, APPROVED AND ADOPTED** by the Board of Supervisors of the County of Santa Barbara, State of California, this \_\_\_ day of May, 2004, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

COUNTY OF SANTA BARBARA

By \_\_\_\_\_  
Chair, Board of Supervisors

ATTEST:  
MICHAEL F. BROWN  
CLERK OF THE BOARD

By \_\_\_\_\_  
Deputy

APPROVED AS TO FORM:  
SHANE STARK  
COUNTY COUNSEL

By \_\_\_\_\_  
Celeste Andersen, Deputy County Counsel

APPROVED AS TO FORM:  
ROBERT GEIS  
AUDITOR-CONTROLLER

By \_\_\_\_\_

**NOTICE OF EXEMPTION**

TO: Santa Barbara County Clerk of the Board of Supervisors

FROM: Public Health Department

Based on a preliminary review of the project the following activity is determined to be exempt from further environmental review requirements of the California Environmental Quality Act (CEQA) of 1970, as defined in the State and County Guidelines for the implementation of CEQA.

APN(s) N/A

Case No: N/A

Location: COUNTY OF SANTA BARBARA

Project Title: ADOPTION OF FEE RESOLUTION

Project Description: RESOLUTION ESTABLISHING FEES FOR ENVIRONMENTAL HEALTH SERVICES PURSUANT TO THE CALIFORNIA TATTOOING, BODY PIERCING, OR PERMANENT COSMETICS ACT, HEALTH AND SAFETY CODE §119300 ET SEQ.

Exempt Status: (Check One)

Ministerial  Statutory  Categorical Exemption  Emergency Project

No Possibility of Significant Effect [Sec 15061(b,3)].

Cite specific CEQA Guideline Section:

14 CCR 15273 - PUBLIC RESOURCES CODE SECTION 21080(b)(8)(A) and (B)

Reasons to support exemption findings (attach additional material, if necessary):

FEES WILL BE USED TO MEET OPERATING EXPENSES AND FOR THE PURCHASE OF SUPPLIES, EQUIPMENT AND MATERIALS.

Roger E. Heroux, MPA  
Director, Public Health Department

Date

NOTE: A copy must be posted in the County of Santa Barbara Planning and Development Department at least 6 days prior to consideration of the activity by the decision makers to comply with County CEQA guidelines and a copy must be filed with the County Clerk of the Board after project approval to begin a 35 day statute of limitation on legal challenges.

Distribution: Planning and Development Department

Date Filed with the County Clerk

**SANTA BARBARA COUNTY PUBLIC HEALTH DEPARTMENT  
ENVIRONMENTAL HEALTH SERVICES DIVISION FEE SCHEDULE  
LAND DEVELOPMENT**

**1. Case Review**

A fee amount, as shown below, shall be required for all land use case review, consultation, public meeting attendance, and determining compliance with project conditions. The fee amount is based upon the type of application being filed, as follows:

<u>Case Type</u>	<u>Fee / Hours</u>
Conditional Use Permit (New or Revised)	\$ 545 / ( 2 hrs)
Development Plan (New)	1,090 / ( 4 hrs)
Development Plan (Revised)	1,570 / (5.75 hrs)
Development Plan (Amendment)	545 / ( 2 hrs)
Coastal Development Plan (with hearing)	955 / ( 3.5 hrs)
Tract Map	1,910 / ( 7 hrs)
Tentative Parcel Map	1,910 / ( 7 hrs)
Parcel Map Waiver	275 / ( 1 hr)
Recorded Map Modification	275 / ( 1 hr)
Certificate of Compliance	275 / ( 1 hr)
Lot Line Adjustment	545 / ( 2 hrs)
Reclamation Plan	275 / ( 1 hr)
Petroleum Production Plan	135 / ( 0.5 hr)
Specific Plan	275 / ( 1 hr)
Rezone	135 / ( 0.5 hr)
General Plan Amendment	275 / ( 1 hr)

**5. Fees**

A fee, or fees, as set forth in item Section 1 above, shall be deposited with Santa Barbara County Planning and Development Department (Planning and Development) by the applicant, prior to determination by Planning and Development of application completeness. This fee will be applied to an applicant's accounting record for costs associated with full case review, site visits, consultation, report review, letter writing, public meeting attendance, and determining compliance with project conditions.

**5. Hourly Rate**

\$ 100

An hourly rate fee shall be charged for staff time in excess of the hours noted in Section 1, Case Review, necessary to complete case review, condition compliance monitoring, pre-application assessments, special consultations, recycled water project review, generation of reports or correspondence, or other work related to a land use project and requested by a project applicant or the County Planning and Development Department, or required by conditions of approval.

- A. The hourly rate fee shall be determined by the number of person-hours, rounded up to the nearest one-quarter hour, including reasonable travel time, actually expended by County personnel in performing the above-noted tasks.
- B. Such charges shall be due and payable upon receipt of an invoice from Environmental Health Services, and must be remitted prior to land use clearance.

**6. Additional Program Charges**

Photocopies, each

\$0.35

**5. Prorating of Fees**

The County reserves the right to prorate all fees described in this resolution.

**6. Delinquent Fees**

Fees that are invoiced by Environmental Health Services as outlined in this fee schedule, which are not paid by the due date on the invoice shall be considered delinquent, and the following additional charges added:

- A. For the first thirty days of delinquency, any unpaid portion will have a penalty of 10% assessed.
- B. After thirty days of delinquency, an additional 15% of the unpaid balance will be assessed and a Final Notice will be issued.
- C. If the fee is not paid within two weeks from the date of the Final Notice, the facility will be referred to the Santa Barbara County Treasurer/Tax Collector's office for collection. In addition to the fee(s) and any penalties associated with delinquent fee(s) as described above, accounts referred for collection shall be charged for the actual cost associated with collection efforts. The delinquency fees are in addition to any other remedies available to the County.

**7. Contest of Charges**

Any person required to pay fees pursuant to this fee resolution may file written notice of contest of fees accompanied by such materials as will support the claim for relief, including payment in full as invoiced, with the Director (or designee) of Environmental Health Services Division for determination of the correct amount of fees due under this resolution. Such written notice shall be filed with the Director (or designee) within forty five (45) days after mailing or personal delivery of the fee invoice. This period may be extended by the Director (or designee) upon a showing of good cause. Upon receipt of such written notice of contest of fees, the Director (or designee) shall make a decision on said contested fees. The decision shall be final with no further right of review. Failure to include payment in full, as invoiced, will result in denial of review.

Refunds made as a result of this process shall be paid by Environmental Health Services and shall not include interest.

**8. Fee Waiver**

Any person to pay fees pursuant to this fee resolution may file a written application, including payment in full as invoiced, with the Board of Supervisors for a waiver or reduction of any said fees, or any part thereof. The Board of Supervisors may waive or reduce the fees to the extent permitted by law and public policy, upon a showing of good cause by the applicant. The application shall be filed with the Clerk of the Board of Supervisors within 45 days after mailing or personal delivery of the statement of fees. Failure to include payment in full as invoiced will result in denial of review.

Refunds made as a result of this process shall be paid by Environmental Health Services and shall not include interest.

**RESOLUTION OF THE BOARD OF SUPERVISORS  
COUNTY OF SANTA BARBARA, STATE OF CALIFORNIA**

**IN THE MATTER OF ADOPTING FEES )  
FOR ENVIRONMENTAL HEALTH )  
SERVICES PURSUANT TO )  
CALIFORNIA HEALTH & SAFETY )  
CODE § 119300 et seq., RELATING )  
TO TATTOOING, BODY PIERCING )  
AND PERMANENT COSMETICS )**

**RESOLUTION NO.** \_\_\_\_\_

**WHEREAS**, the California Health & Safety Code 119300 et seq., (Tattooing, Body Piercing, and Permanent Cosmetics) (all section references are to the Health & Safety Code unless otherwise specified), provides that primary enforcement of the provisions of the law shall be with local health agencies; and

**WHEREAS**, the Environmental Health Services Division of the Public Health Department (Environmental Health Services) is the designated agency to administer the law governing tattooing, body piercing, or permanent cosmetics within the county of Santa Barbara; and

**WHEREAS**, §119303(a)(3) and (4) requires every person engaged in the business of tattooing, body piercing, or permanent cosmetics to pay the local health department a registration fee and an annual inspection fee; and

**WHEREAS**, §119303(b) does not preclude a county from charging an additional amount, if necessary, to cover the cost of registration and inspection; and

**WHEREAS**, §119303(c) provides that fees established by this act shall be used exclusively in support of activities pursuant to this chapter; and

**WHEREAS**, §119306 provides that persons who fail to register as required by §119303 or violate the sterilization, sanitation, and safety standards after December 31, 1998, shall be subject to civil penalties; and

**WHEREAS**, the Board of Supervisors finds that the fees set forth in this resolution are exempt from California Environmental Quality Act of 1970 (CEQA) review pursuant to 14 CCR 15273 and Public Resources Code §21080, subd. (b)(8)(A) and (B) in that the fees will be used for operating expenses and for the purchase of supplies, equipment and materials; and

**WHEREAS**, the County of Santa Barbara has, in connection with the above fees, held a public hearing as part of a regularly scheduled meeting and published notice of the meeting, including a general description of the matter to be considered, in accordance with Government Code §6062a; and

**WHEREAS**, the fees may be revised as needed by the Santa Barbara County Board of Supervisors, and if the revision does not occur, the fees set by the State of California Health and Safety Code shall remain in effect.

**NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED**, as follows:

That the registration, inspection, consultation and enforcement fees, which are set forth in the attached schedule of fees are hereby adopted pursuant to §119300 through §119309 of the California Health & Safety Code. Said fees are to be assessed against all persons as defined in §119303 and are to become effective July 1, 2004.

Resolution 99-96 of March 16, 1999 is hereby repealed on the above-mentioned date that the fees imposed by this resolution become effective. The repeal of Resolution 99-96 shall not affect any obligation to pay any fees incurred under said resolution, and said obligation shall continue in effect after said resolution is repealed, and the County of Santa Barbara may take any appropriate action in regard to any delinquent fees imposed pursuant to said resolution.

**PASSED, APPROVED AND ADOPTED** by the Board of Supervisors of the County of Santa Barbara, State of California, this \_\_\_\_\_ day of \_\_\_\_\_, 2004, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

COUNTY OF SANTA BARBARA

By \_\_\_\_\_  
Chair, Board of Supervisors

ATTEST:  
MICHAEL F. BROWN  
CLERK OF THE BOARD

By \_\_\_\_\_  
Deputy

APPROVED AS TO FORM:  
SHANE STARK  
COUNTY COUNSEL

APPROVED AS TO ACCOUNTING FORM:  
ROBERT GEIS  
AUDITOR-CONTROLLER

By \_\_\_\_\_  
Celeste Andersen, Deputy County Counsel

By \_\_\_\_\_



**NOTICE OF EXEMPTION**

TO: Santa Barbara County Clerk of the Board of Supervisors  
FROM: Public Health Department

Based on a preliminary review of the project the following activity is determined to be exempt from further environmental review requirements of the California Environmental Quality Act (CEQA) of 1970, as defined in the State and County Guidelines for the implementation of CEQA.

APN(s) N/A Case No: N/A  
Location: COUNTY OF SANTA BARBARA  
Project Title: ADOPTION OF FEE RESOLUTION

Project Description: RESOLUTION ESTABLISHING FEES FOR ENVIRONMENTAL HEALTH SERVICES PURSUANT TO THE CALIFORNIA TATTOOING, BODY PIERCING, OR PERMANENT COSMETICS ACT, HEALTH AND SAFETY CODE §119300 ET SEQ.

Exempt Status: (Check One)  
 Ministerial  Statutory  Categorical Exemption  Emergency Project  
 No Possibility of Significant Effect [Sec 15061(b,3)].

Cite specific CEQA Guideline Section:  
14 CCR 15273 - PUBLIC RESOURCES CODE SECTION 21080(b)(8)(A) and (B)

Reasons to support exemption findings (attach additional material, if necessary):  
FEES WILL BE USED TO MEET OPERATING EXPENSES AND FOR THE PURCHASE OF SUPPLIES, EQUIPMENT AND MATERIALS.

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Roger E. Heroux, MPA Date  
Director, Public Health Department

NOTE: A copy must be posted in the County of Santa Barbara Planning and Development Department at least 6 days prior to consideration of the activity by the decision makers to comply with County CEQA guidelines and a copy must be filed with the County Clerk of the Board after project approval to begin a 35 day statute of limitation on legal challenges.

Distribution: Planning and Development Department

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Date Filed with the County Clerk



cost associated with collection efforts. The delinquency fees are in addition to any other remedies available to the County.

**7. Contest of Charges**

Any person required to pay fees pursuant to this resolution may file a written notice of contest of charges accompanied by such materials as will support the claim for relief, including payment in full as invoiced, with the Director (or designee) of Environmental Health Services Division for determination of the correct amount of fees due under this resolution. Such written notice shall be filed with the Director (or designee) within 45 days after mailing or personal delivery of the fee invoice. This period may be extended by the Director upon a showing of good cause. Upon receipt of such written notice of contest of fees, said Director (or designee) shall make a decision regarding the contested fees. The decision shall be final with no further right of review. Failure to include payment in full as invoiced will result in denial of review.

Refunds made as a result of this process shall be paid by Environmental Health Services and shall not include interest.

**8. Fee Waiver**

Any person required to pay fees pursuant to this fee resolution may file a written application, including payment in full as invoiced, with the Board of Supervisors for a waiver or reduction of any said fee(s), or any part thereof. The Board of Supervisors may waive or reduce the fee(s) to the extent permitted by law and public policy, upon a showing of good cause by the applicant for fee waiver. The application shall be filed with the Clerk of the Board of Supervisors within 45 days after mailing or personal delivery of the fee invoice. Failure to include payment in full as invoiced will result in denial of review.

Refunds made as a result of this process shall be paid by Environmental Health Services and shall not include interest.

**RESOLUTION OF THE BOARD OF SUPERVISORS  
COUNTY OF SANTA BARBARA, STATE OF CALIFORNIA**

**IN THE MATTER OF ADOPTING FEES )  
FOR ENVIRONMENTAL HEALTH SER- )  
VICES RELATING TO: )**

- 1. CHAPTER 16, ARTICLE III, SEC- )  
TION 16-47 OF THE COUNTY )  
CODE )**
- 2. SEWAGE VIOLATION INSPEC- )  
TIONS PURSUANT TO HEALTH & )  
SAFETY CODE SECTION 5410 ET )  
SEQ, AND SWIMMING POOL )  
SANITATION PURSUANT TO )  
HEALTH AND SAFETY CODE SEC- )  
TION 116025 et seq. )**

**RESOLUTION NO. \_\_\_\_\_**

**WHEREAS**, §16-39 of the Santa Barbara County Code (County Code) provides that every person owning or operating a public swimming pool or an organized camp shall pay for enforcement of State Department of Health Services rules and regulations and inspection services by the Health Officer; and

**WHEREAS**, §16-47 of the County Code provides that the Board of Supervisors may adopt by resolution a schedule or schedules of required fees for specified health services by the Public Health Department; and

**WHEREAS**, Health and Safety Code §101325 provides that the County of Santa Barbara may adopt a resolution to recover costs for the administration and enforcement of said statutes; and

**WHEREAS**, Health and Safety Code §116025 et seq., Swimming Pool Sanitation, is enforced by the local Health Officer to ensure the sanitary, healthful and safe operation of public swimming pools; approval of construction plans, and abatement of nuisances; and

**WHEREAS**, Health and Safety Code §18897.4 requires that every local health officer shall enforce minimum standards adopted by the California Department of Health Services related to organized camps as defined in Health and Safety Code §18897; and

**WHEREAS**, §16-40 of the County Code establishes that septic tanks, cesspools, sewage seepage pits, or chemical toilet pumpers obtain an annual registration permit from the Health Officer; and

**WHEREAS**, Health and Safety Code §5410 et seq., Sewage and Other Wastes, is enforced by the Health Officer when sewage is discharged to the surface of the ground and the illegal discharge must be abated; and

**WHEREAS**, the present fees for certain specified services have remained unchanged since the adoption of Resolution 97-340, effective July 1, 1997; and

**WHEREAS**, the fees established by this resolution will recover a portion of the actual costs of administering and enforcing said state statutes; and

**WHEREAS**, the County of Santa Barbara has, in connection with the above fees, held a public hearing as part of a regularly scheduled meeting and published notice of the meeting, including a general description of the matter to be considered, in accordance with Government Code §6062a; and

**WHEREAS**, the Board of Supervisors finds that the fees set forth in this resolution are exempt from California Environmental Quality Act of 1970 (CEQA) review pursuant to 14 CCR 15273 and Public Resources Code §21080, subd. (b)(8)(A) and (B) in that the fees will be used for operating expenses and for the purchase of supplies, equipment and materials; and

**WHEREAS**, the fees may be revised as needed by the Santa Barbara County Board of Supervisors, and if the revision does not occur, the existing fees shall remain in effect.

**NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED**, as follows:

That the fees that are set forth in the attached schedule of fees are hereby adopted pursuant to §16-47 of the County Code and Health and Safety Code §101325. Said fees are to become effective on July 1, 2004.

That portion of Resolution 97-340 of August 5, 1997, that addresses the programs and services that are addressed by this resolution is hereby repealed on the above-mentioned date that the fees imposed by this resolution become effective. The repeal of Resolution 97-340 shall not affect any obligation to pay any fees incurred under said resolution, and said obligation shall continue in effect after said resolution is repealed, and the County of Santa Barbara may take any appropriate action in regard to any delinquent fees imposed pursuant to said resolution.

**PASSED, APPROVED AND ADOPTED** by the Board of Supervisors of the County of Santa Barbara, State of California, this \_\_\_\_ day of \_\_\_\_\_ 2004, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

COUNTY OF SANTA BARBARA

By \_\_\_\_\_  
Chair, Board of Supervisors

ATTEST:  
MICHAEL F. BROWN  
CLERK OF THE BOARD

By \_\_\_\_\_  
Deputy

APPROVED AS TO FORM:  
SHANE STARK  
COUNTY COUNSEL

APPROVED AS TO ACCOUNTING FORM:  
ROBERT GEIS  
AUDITOR-CONTROLLER

By \_\_\_\_\_  
Celeste Andersen, Deputy County Counsel

By \_\_\_\_\_

**NOTICE OF EXEMPTION**

TO: Santa Barbara County Clerk of the Board of Supervisors

FROM: Public Health Department

Based on a preliminary review of the project the following activity is determined to be exempt from further environmental review requirements of the California Environmental Quality Act (CEQA) of 1970, as defined in the State and County Guidelines for the implementation of CEQA.

APN(s) N / A Case No: N / A

Location: COUNTY OF SANTA BARBARA

Project Title: ADOPTION OF FEE RESOLUTION

Project Description: RESOLUTION ESTABLISHING FEES FOR ENVIRONMENTAL HEALTH SERVICES PURSUANT TO THE CALIFORNIA UNIFORM RETAIL FOOD FACILITIES LAW, HEALTH AND SAFETY CODE § 113700 ET SEQ.

Exempt Status: (Check One)

Ministerial  Statutory  Categorical Exemption  Emergency Project

No Possibility of Significant Effect [Sec 15061(b,3)].

Cite specific CEQA Guideline Section:

14 CCR 15273 \* PUBLIC RESOURCES CODE SECTION 21080(b)(8)(A) &(B)

Reasons to support exemption findings (attach additional material, if necessary):

FEES WILL BE USED TO MEET OPERATING EXPENSES AND FOR THE PURCHASE OF SUPPLIES, EQUIPMENT, AND MATERIALS.

Roger E. Heroux, MPA  
Director, Public Health Department

Date

NOTE: A copy must be posted at the Santa Barbara County Planning & Development Department at least 6 days prior to consideration of the activity by the decision makers to comply with County CEQA guidelines and a copy must be filed with the County Clerk of the Board after project approval to begin a 35 day statute of limitation on legal challenges.

Distribution: Planning & Development Department

\_\_\_\_\_  
Date Filed with the County Clerk

**SANTA BARBARA COUNTY PUBLIC HEALTH DEPARTMENT  
ENVIRONMENTAL HEALTH SERVICES DIVISION FEE SCHEDULE  
POOLS, SPAS, ORGANIZED CAMPS, BACTERIOLOGICAL SAMPLING, SEPTIC TANK PUMPER  
TRUCKS - LIQUID WASTE HAULERS, AND SEWAGE DISCHARGES**

**1. Pools, Spas, Wading Pool**

**A. Annual Fees - Fixed Rate**

An annual fee shall be assessed for every public swimming pool to cover the costs of administration and enforcement of Health & Safety Code § 116025 et seq., in order to ensure the sanitary, healthful and safe operation of public swimming pools.

Primary or Wading Pool	\$ 235
Secondary Pool or Spa (at the same location)	145

**B. Construction /Plan Check Fees - One time fees**

A fee is required for plan review and approval to construct or remodel a public pool. This fee covers the costs of plan checking; plan approval, construction evaluation and final approval of the pool(s), deck, equipment and ancillary facilities.

New Construction	\$ 1,250 / (10 hrs)
Secondary Pool Construction (concurrent review)	1,000 / (8 hrs)
Remodel, Major	690 / (5.5 hrs)
Remodel, Minor	250 / (2 hrs)

Plans that are found to be unsatisfactory will be returned for revision. Plans which are unusually complex or which must be resubmitted with significant changes and require staff time in excess of the hours noted above shall be charged the standard hourly rate for the excess hours. Environmental Health Services will not issue plan approval until all applicable fees have been paid.

**2. Organized Camps - Annual Permits**

The annual inspection fee for an organized camp, as defined by the Health & Safety Code, §18897 et seq., is as follows:

Organized Camps	\$ 595
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**3. Hourly Rate** **\$100**

An hourly rate fee shall be determined by the number of person-hours rounded up to the nearest one-quarter hour, including reasonable travel time, actually expended by Environmental Health Services personnel in administering and enforcing and/or providing requested consultation or plan check services. An hourly rate fee is charged for the following:

- A. Inspection services required to obtain compliance with Swimming Pool Sanitation § 116025 et seq., when violations remain uncorrected after a routine inspection and one scheduled reinspection. The hourly rate shall apply to the second reinspection and all subsequent reinspections, including reasonable travel time, until all violations have been corrected.
- B. Consultation Services – The hourly rate shall be charged for special inspections or consultations requested by operators or prospective new facility operators.



- C. Plans reviews that require staff time in excess of the hours noted in Section 1 B, Construction/Plan Check Fees, shall be charged the hourly rate for the excess hours.
- D. Preparation, issuance and monitoring of compliance in conjunction with a Notice of Violation
- E. Persons who operate day-use only organized camps

**4. Bacteriological Water Sampling**

The fee for bacteriological water sampling shall include the collection of a sample, analysis of the sample by a state-approved water testing laboratory, and the submission of the results of the sample analysis.

Bacteriological sampling and analysis \$ 50

**5. Septic Tank Pumper Trucks - Liquid Waste Haulers**

An annual registration permit fee is required of each vehicle engaged in the business of pumping septic tanks, cesspools, seepage pits, or chemical toilets.

Annual registration permit fee, each vehicle \$190

**6. Sewage Discharges**

An hourly rate fee, as described in Section 3, shall be charged for response to complaints of sewage discharges to the surface of the ground (in violation of Health & Safety Code § 5411). This fee shall be assessed to the owner of the property upon confirmation of the sewage discharge violation and shall include all time rounded to the nearest quarter hour actually expended by County personnel in the investigation and abatement of the sewage discharge, including reasonable travel time.

**7. Additional Program Charges**

Photocopies, each \$ 0.35

**8. Prorating of Fees**

The County reserves the right to prorate all fees described in this resolution.

**9. Delinquent Fees**

Fees that are invoiced by Environmental Health Services as outlined in this fee schedule, which are not paid by the due date on the invoice shall be considered delinquent, and the following additional charges added:

- A. During the first thirty days of delinquency, any unpaid portion of the permit fee will have a penalty of 10% assessed.
- B. After thirty days of delinquency, an additional penalty of 15% of the unpaid balance will be assessed and a Final Notice will be issued.
- C. If the fee is not paid within two weeks from the date on the Final Notice, the facility will be referred to the Santa Barbara County Treasurer/Tax Collector's office for collection. In addition to the fee(s) and any penalties associated with delinquent fee(s) as described above, accounts referred for collection shall be charged for the actual cost associated with collection efforts. The delinquency fees are in addition to any other remedies available to the County.

Septic tank pumper truck fees that are invoiced by Environmental Health Services as outlined in this fee schedule, which are not paid by the due date on the invoice shall be considered delinquent, and the following additional charges added:

- A. During the first thirty days of delinquency, any unpaid portion of the permit fee will have a penalty of 10% assessed.
- B. After thirty days of delinquency, an additional penalty of 15% of the unpaid balance will be assessed and a Final Notice will be issued.
- C. If a permit is not obtained within two weeks from the date of the Final Notice, a Notice of Violation will be issued for operating without a valid Health Permit and the owner will have 48 hours to obtain a valid permit or face closure. At this time, the operator will be required to pay for a valid Health Permit, as well as any penalties assessed during the delinquent period to continue operation.

#### **10. Contest of Charges**

Any person required to pay fees pursuant to this resolution may file a written notice of contest of charges accompanied by such materials as will support the claim for relief, including payment in full as invoiced, with the Director (or designee) of the Environmental Health Services Division for determination of the correct amount of fees due under this resolution. Such written notice shall be filed with the Director (or designee) within 45 days after mailing or personal delivery of the fee invoice. This period may be extended by the Director upon a showing of good cause. Upon receipt of such written notice of contest of fees, said Director (or designee) shall make a decision on the contested fees. The decision shall be final with no further right of review. Failure to include payment in full as invoiced will result in denial of review.

Refunds made as a result of this process shall be paid by Environmental Health Services and shall not include interest.

#### **11. Fee Waiver**

Any person required to pay fees pursuant to this fee resolution may file a written application, including payment in full as invoiced, with the Board of Supervisors for a waiver or reduction of any said fees, or any part thereof. The Board of Supervisors may waive or reduce the fees to the extent permitted by law and public policy, upon a showing of good cause by the applicant. The application shall be filed with the Clerk of the Board of Supervisors within 45 days after mailing or personal delivery of the fee invoice. Failure to include payment in full as invoiced will result in denial of review.

Refunds made as a result of this process shall be paid by Environmental Health Services and shall not include interest.