



**BOARD OF SUPERVISORS  
AGENDA LETTER**

**Agenda Number:**

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

**Department Name:** Planning and Development  
**Department No.:** 053  
**For Agenda Of:** 2/16/2010  
**Placement:** Set Hearing  
**Estimated Time:** 10 minutes on 3/2/2010  
**Continued Item:** No  
**If Yes, date from:**  
**Vote Required:** Majority

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**TO:** Board of Supervisors

**FROM:** Department Glenn Russell, Ph.D., Director, Planning & Development  
Director(s) (805)568-2085

Contact Info: Mike Zimmer, Building Official, Building and Safety Division  
(805)568-3120

**SUBJECT: Ordinance Amending the Building and Safety Fee Schedule**

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**County Counsel Concurrence**

As to form: Yes

**Auditor-Controller Concurrence**

As to form: Yes

**Other Concurrence:** N/A

As to form: Select\_Concurrence

**Recommended Actions:**

That the Board of Supervisors set a hearing for March 2, 2010 for the following:

1. Introduction (first reading) of an Ordinance amending the Building and Safety Fee Schedule to include a penalty fee provision on building permits submitted in response to a building violation; and
2. Continue to March 16, 2010 (second reading) to consider the adoption of an Ordinance amending the Building and Safety Fee Schedule, to be effective 60 days from adoption.

**Summary Text:**

Planning and Development, Building and Safety Division is requesting the introduction and adoption of an ordinance amending the Building and Safety Fee Schedule to include a penalty fee provision on all building permits that are submitted to correct a building violation found on the property. The penalty fee for this class of building permits will be equal to all applicable building permit fees up to a maximum of \$2,000.

**Background:**

During the Board of Supervisors hearing on January 19, 2010, staff presented an overview of the Department's Code Enforcement Program. At that time, staff informed your Board that while penalty fees are assessed on planning permits submitted to correct zoning violations, there is no such penalty fee provision available on building permits that are submitted to correct building violations. At that hearing, your Board directed staff to implement a penalty fee provision for this class of building permits and such a penalty shall mirror what has been implemented as the penalty fee for planning permits submitted to correct zoning violations.

**Performance Measure:**

N/A

**Fiscal and Facilities Impacts:**

Budgeted: Yes

**Fiscal Analysis:**

Building permit revenues are budgeted in the Building and Safety Division on page D-316 of the FY 2009-2010 adopted budget.

**Special Instructions:**

The Clerk of the Board shall notice the proposed ordinance amendment in a newspaper of general circulation in the County of Santa Barbara once at least 5 days prior to the first reading and again in accordance with section two of the ordinance within 15 days after its passage.

**Attachments:**

- A. Adopted Ordinance No. 4684 – Building and Safety Fee Schedule
- B. Ordinance amending Ordinance No. 4684 (signature copy)

**Authored by:**

Linda Liu, Planning and Development  
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**CC:**

Glenn Russell, Ph.D., Director, Planning & Development  
Dianne Black, Director, Development Services, Planning & Development  
Mike Zimmer, Building Official, Planning & Development  
Steve Mason, Deputy Director, Planning & Development