

ORDINANCE NO. 3374

ORDINANCE AMENDING COUNTY FEE SCHEDULE

The Board of Supervisors of the County of San Luis Obispo, State of California, ordains as follows:

SECTION 1: The Board finds and determines:

a. The Board has the authority to revise fee charges for providing any product, service, or enforcement of various regulations under the general laws of the State of California, including Government Code Sections 54985 et seq. and 66010 et seq.

b. The Board has adopted a policy (Resolution No. 75-396) requiring the County Administrator and the Auditor-Controller to annually review changes in fees and charges for specific County products, services and costs of enforcement with the departments making those charges, and make recommendations to this Board as to whether said charges should remain the same, be increased or be decreased.

c. On November 14, 2017, Ordinance No. 3356 was adopted establishing or reaffirming all county fees ("Fee Schedule"). Said ordinance, and any other ordinances subsequently adopted amending the Fee Schedule, shall continue in effect unless modified by this ordinance. All fees to be charged in calendar year 2018, including fees charged by the Department of Planning and Building ("Department"), as set out in Schedule "A" or in Fiscal Year 2018-19 as set forth in Schedule "B" of this ordinance have been subject to review by the County Administrator and the County Auditor-Controller, which Schedules are incorporated herein by reference.

d. On November 27, 2017, the Board adopted land use regulations related to the cultivation of Cannabis. The Department has been applying existing Department fees for processing Cannabis permitting and construction projects pursuant to the Fee Schedule.

e. It is in the public interest that the Department be authorized to clearly delineate on the Fee Schedule which fees shall apply to processing Cannabis projects. This may be achieved by creating a new category of existing fees specific to Cannabis projects.

SECTION 2: The Fee Schedule is hereby amended as follows:

a. Schedule B to the Fee Schedule is amended by adding a new category of Department fees specific to Cannabis projects as set forth on the attached Exhibit "A." All other provisions of the Fee Schedule shall remain unchanged and in full force and effect.

b. This amendment to the Fee Schedule shall be effective on December 1, 2018.

SECTION 3: This ordinance shall take effect and be in full force and effect as set forth in Section 2 above; and before the expiration of fifteen (15) days after passage of this ordinance, it shall be published once with the names of the members of the Board of Supervisors voting for and against the ordinance in a newspaper of general circulation published in the County of San Luis Obispo, State of California.

INTRODUCED at a regular meeting of the Board of Supervisors held on 18th day of September, 2018 and **PASSED** and **ADOPTED** by the Board of Supervisors of the County of San Luis Obispo, State of California, on the 2nd day of October, 2018 by the following roll call vote, to wit:

AYES: Supervisors Chairperson John Peschong, Lynn Compton, Bruce S. Gibson, Adam Hill, and
Debbie Arnold
NOES: None
ABSENT: None
ABSTAINING: None



Chairperson of the Board of Supervisors
County of San Luis Obispo, State of California

ATTEST:

TOMMY GONG

County-Clerk and Ex-Officio Clerk
of the Board of Supervisors,
County of San Luis Obispo, State of California

By: Annette Ramirez

Deputy Clerk

Department Name: Planning and Building
Fund Center: 142

Fee Category	Fee Description	Authority	FY 2017-18 FEE SCHEDULE		FY 2018-19 FEE SCHEDULE	
			Current Fee	Unit Desc.	Proposed Fee	Unit Desc.
	I. Land Use or Land Division Activity	GC65104, 65909.5, 66451.2 unless noted otherwise CEQA				
	Associated with Building Permits					
New	Business License - Zoning Clearance with Plot Plan - "Cannabis"				\$54.00	
New	Condition Compliance - Minor with site visit - "Cannabis"				\$932.00	
New	Condition Compliance - Minor without site visit - "Cannabis"				\$276.00	
New	Condition Compliance - Major without site visit - "Cannabis"				\$1,373.00	
New	Condition Compliance - major with site visit - "Cannabis"				\$1,709.00	
New	Plot Plan with building permit/zoning clearance - "Cannabis"				\$99.00	
New	Plot plan/zoning clearance with additional structure - "Cannabis"				\$92.00	
	Land Use Applications					
New	Development Plan/Conditional Use Permit with Categorical Exemption or General Rule Exemption or previously issued environmental document - "Cannabis"				\$8,838.00	
New	Development Plan/ Conditional Use Permit with Initial Study - "Cannabis"				\$17,292.00	
New	Minor Use Permit - Tier II with Categorical Exemption or General Rule Exemption or previously issued environmental document - "Cannabis"				\$4,129.00	
New	Minor Use Permit - Tier III with Initial Study- "Cannabis"				\$10,773.00	
	Pre-application meeting					
New	Pre-application meeting - "Cannabis"				\$500.00	
New	Pre-Application with Site Visit - "Cannabis"				\$1,269.00	
	III. Enforcement					
	A. Code Enforcement					
New	Code Enforcement Violation Fee - minor - "Cannabis"				\$886.00	
New	Code Enforcement Violation Fee - major - "Cannabis"				\$1,799.00	
New	Investigation - Building Violation - "Cannabis"				\$133.00	per hour
New	Investigation - Land Use Violation (Non-permit cases) - "Cannabis"				\$156.00	per hour
New	Release of Notice of Nuisance - "Cannabis"				\$491.00	plus noticing costs
	V. Construction Permits	HSC 17951 unless noted otherwise				
	A. Building Permits - New Construction Inspections					
	15. Greenhouses (Commercial) - "Cannabis"					
	Non Fire Rated Construction					
New	5,000 sq. ft.				\$1,165.00	Base plus \$2.91 for ea addl 100 sq ft
New	25,000 sq. ft.				\$1,747.00	Base plus \$5.62 for ea addl 100 sq ft
New	50,000 sq. ft.				\$3,153.00	Base plus \$2.59 for ea addl 100 sq ft
New	100,000 sq. ft.				\$4,446.00	Base plus \$.37 for ea addl 100 sq ft
	B. Building Permits - New Construction Plan Review					
	15. Greenhouses (Commercial) - Cannabis					
	Non Fire Rated Construction					
New	5,000 sq. ft.				\$1,161.00	Base plus \$.84 for ea addl 100 sq ft
New	25,000 sq. ft.				\$1,328.00	Base plus \$1.32 for ea addl 100 sq ft
New	50,000 sq. ft.				\$1,659.00	Base plus \$1.39 for ea addl 100 sq ft
New	100,000 sq. ft.				\$2,355.00	Base plus \$.44 for ea addl 100 sq ft
	H. Other Building Fees					
New	6b. Demolition and Debris Recycling Fee - "Cannabis"				\$73.00	