

*Before the Board of Supervisors
County of Monterey, State of
California*

Adopt Resolution No.: 23-488

**Approve and adopt a Resolution amending Article)
XIII of the Master Fee Resolution to set fees and)
authorize collection of fees by the Assessor-)
County Clerk-Recorders' Office effective January)
1, 2024 set forth in the attached Exhibit A.)**

**THE COUNTY OF MONTEREY BOARD OF SUPERVISORS
FINDS:**

- A. Section 1.40.010 of Chapter 1.40 of Monterey County Code provides that all fees, penalties, refunds, reimbursements and charges of any kind by the County may be specified in the Monterey County Fee Resolution.
- B. The Assessor-Clerk-Recorders' Office has service fees which are appropriate to specify in the Monterey County Master Fee Resolution, Article XIII beginning January 1, 2024.
- C. This action to modify charges to meet operational expenses is statutorily exempt from environmental review [Pub Res. Code sec. 21080 sub. (b)(8)].
- D. The Public Marriage License Fee increase to \$95, the Confidential Marriage License Fee increase to \$100, the Duplicate Marriage License Fee increase to \$55, the Fictitious Business Name Statement Filing Fee increase to \$50, the Abandonment or Withdrawal Fee increase to \$40, the Notary Bond Filing Fee increase to \$50, the Civil Marriage Ceremony Fee increase to \$100, and the Deputy Commissioner of Civil Marriages Fee increase to \$105 are appropriate to specify in the Monterey County Master Fee Resolution, Article XIII Section II effective January 1, 2024.
- E. Any and all adjustments to fees for services reflect no more than the actual and reasonable cost of the service or benefit received by the payor and burdened on the County and reflect no more than the market rate for these services and establish parity with comparable counties. Any discount applicable to these surcharges have a de minimis impact on the departmental budget and implementation of that discount does not result in increased fees or costs for other patrons.
- F. Any and all adjustments to charges for these investigations and services reflect no more than the actual cost of the service or benefit received by the payor.
- G. By definition, these charges are not a 'tax' and are exempt from voter approval pursuant to Article XIII C section 1(e)(1)-(2) of the California Constitution (Prop. 26: charge imposed for specific benefit conferred/privilege/service or product/ provided or granted to the payor).

THE COUNTY OF MONTEREY BOARD OF SUPERVISORS
RESOLVES:

- I. Article XIII of the Monterey County Fee Resolution is amended, and the Assessor, County Clerk and Recorder set forth in the attachment hereto are hereby adopted.
- II. Unless otherwise specifically amended, all prior resolutions regarding such fees remain as previously approved and are unaffected by this action.
- III. The effective date of the fees approved in this Resolution is January 1, 2024.
- IV. All prior resolutions regarding such fees are hereby repealed.

PASSED AND ADOPTED on this 5th day of December 2023, by roll call vote:

AYES: Supervisors Alejo, Church, Lopez Askew, and Adams

NOES: None

ABSENT: None

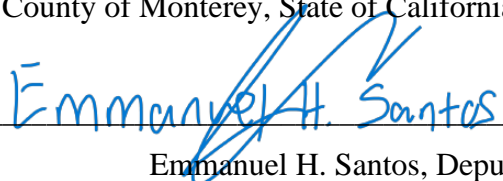
I, Valerie Ralph, Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify that the foregoing is a true copy of an original order of said Board of Supervisors duly made and entered in the minutes thereof of Minute Book 82 for the meeting December 5, 2023.

Dated: December 5, 2023

File ID: RES 23-210

Agenda Item No.: 52

Valerie Ralph, Clerk of the Board of Supervisors
County of Monterey, State of California


Emmanuel H. Santos, Deputy