

# Attachment C

**Before the Board of Supervisors in and for the  
County of Monterey, State of California**

**Resolution No.:** \_\_\_\_\_

Approve the Amendment of Article XIII of the )  
Master Fee Resolution effective July 1, 2019, )  
to adjust fees for the recording of documents and )  
services provided by the County Clerk/Recorder. )

**THE MONTEREY COUNTY 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 Public Marriage License Fee increase to \$90, the Confidential Marriage License Fee increase to \$95, the Duplicate Marriage License Fee increase to \$35, the Fictitious Business Name State Fee increase to \$40, the Abandonment or Withdrawal Fee increase to \$35, the Notary Public Oath Fee increase to \$30, the Certificate of Notary/Public Official Fee increase to \$15; and the Civil Ceremony Fee increase to \$65 are appropriate to specify in the Monterey County Master Fee Resolution, Article XIII Section II effective July 1, 2019.
- C. The Recording Base Fee/1<sup>st</sup> Page/Title Fee increase to \$10 as specified in Government Code section 27361(a) is appropriate to specify in the Monterey County Master Fee Resolution, Article XIII Section III effective July 1, 2019.
- D. This action to modify charges to meet operational expenses is statutorily exempt from environmental review [Pub Res. Code sec. 21080 subd. (b) (8)].
- 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 minimus 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; charges imposed for specific benefit conferred/privilege/service or product, provided or

granted to the payor).

THE MONTEREY COUNTY BOARD OF SUPERVISORS RESOLVES:

- I. Article XIII of the Monterey County Fee Resolution is amended, and the 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 July 1, 2019.

PASSED AND ADOPTED on this \_\_\_\_ day of \_\_\_\_\_, 2019, by the following vote, to-wit:

AYES:

NOES:

ABSENT:

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 \_\_\_\_ for the meeting on \_\_\_\_\_.

Dated:

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

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