



# Monterey County

## Board Order

168 West Alisal Street,  
1st Floor  
Salinas, CA 93901  
831.755.5066

Upon motion of Supervisor Parker, seconded by Supervisor Potter, and carried by those members present, the Board of Supervisors hereby:

Adopted Resolution No. 13-126 to:

Approve the amendment of Article II of the Monterey County Master Fee Resolution to adjust fees for phytosanitary inspection, crop sampling, crop inspection, Certified Farmers Markets, Certified Producers and organic certification activities pursuant to the attached Fee Schedule, effective July 1, 2013.

PASSED AND ADOPTED on this 9th day of April 2013, by the following vote, to wit:

AYES: Supervisors Armenta, Calcagno, Salinas, Parker, and Potter

NOES: None

ABSENT: None

I, Gail T. Borkowski, 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 76 for the meeting on April 9, 2013.

Dated: April 17, 2013  
File Number: RES 13-028

Gail T. Borkowski, Clerk of the Board of Supervisors  
County of Monterey, State of California

By Denise Hancock  
Deputy

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

**Resolution No.: 13-126**

Approve a resolution amending Article II of the )  
Monterey County Master Fee Resolution effective )  
July 1, 2013, to adjust certain fees relating to )  
inspection and related services provided by the )  
Agricultural Commissioner’s Office pursuant to the )  
attached Fee Schedule..... )

WHEREAS, the Board of Supervisors finds 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;

WHEREAS, the Agricultural Commissioner’s Office has inspection and service fees which are appropriate to specify in the Monterey County Master Fee Resolution, Article II effective Fiscal Year 2013-143;

WHEREAS, this action to modify charges to meet operational expenses is statutorily exempt from environmental review [Pub Res. Code sec. 21080 subd. (b)(8)];

WHEREAS, any and all adjustments to charges for inspections and services reflect no more than the actual cost of the service or benefit received by the payor. Any nominal discount offered has a de minimus impact on the departmental budget and implementation of that discount does not result in increased charges to other patrons; and

WHEREAS, by definition, these inspection and service charges are not a ‘tax’ and are exempt from voter approval pursuant to Article XIII C section 1(e)(1)-(3) of the California Constitution (Prop. 26; charges imposed for specific benefit conferred/privilege/service or product, and/or reasonable regulatory costs provided or granted to the payor).

NOW, THEREFORE, BE IT RESOLVED THAT the Monterey County Board of Supervisors: Article II of the Monterey County Fee Resolution is amended effective July 1, 2013 for Fiscal Year 2013-14 and thereafter with all schedules, tables, fees, taxes, penalties, and charges contained therein are hereby adopted as described in the attachment to this resolution.

All prior resolutions regarding such fees are hereby repealed.

**PASSED AND ADOPTED** upon motion of Supervisor Parker seconded by Supervisor Potter and carried this 9th day of April 2013, by the following vote, to wit:

AYES: Supervisors Armenta, Calcagno, Salinas, Parker and Potter  
NOES: None  
ABSENT: None

I, Gail T. Borkowski, 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 76 for the meeting on April 9, 2013.

Dated: April 17, 2013  
File Number: RES 13-028

Gail T. Borkowski, Clerk of the Board of Supervisors  
County of Monterey, State of California

By *Denise Hancock*  
Deputy

Article II. Agricultural Commissioner's Office, Section 1. Agricultural Products and Services:

Description	\$ Amount	Unit/Time
A. Certification of inspection of produce, other than head lettuce, as authorized by Section 10.20.010 of the Monterey County Code <ul style="list-style-type: none"> <li>1. 25 or fewer containers</li> <li>2. 26 or more containers, not more than a truckload lot or car lot</li> <li>3. Disposal order</li> </ul>	1.50 3.00 5.00	One time One time Each
B. Inspection of head lettuce packed in standard containers or equivalent, or bulk bins as authorized by Chapter 10.16 of the Monterey County Code	0.0225	Carton
C. Phytosanitary certificate, certificate of quarantine compliance and origin certificate as authorized by Section 5202 of the California Food and Agricultural Code (FAC)  Same, weekends and holidays	32.00  48.00	Each  Each
D. Seed samples (service, custom and phytosanitary), crop sampling and field monitoring for phytosanitary certification	Actual time and mileage	
E. Phytosanitary certificate, certificate of quarantine compliance and origin certificate visits or inspections that do not result in the issuance of a certificate as authorized by Section 5202 of the FAC	100.00	Visit
F. Phytosanitary certificate, certificate of quarantine compliance and origin certificate inspections made pursuant to a commodity certification plan or witness of a commodity treatment and standby time and delimitation of growing areas for quarantine pests at the request of the grower or owner	Actual time and mileage	
G. Re-inspection of nursery stock and other reconditioned shipments due to the presence of A, B or Q-rated pests	Actual time and mileage	
H. Pest Control Registration as authorized by Section 11734, 11923, 12034 of the FAC.  Maintenance gardener's registration Operators registration Pest control advisor registration If second advisor's registration Pilot's registration If second pilot's registration	10.00 50.00 10.00 5.00 10.00 5.00	Year Year Year Year Year Year
I. County Registration of Structural Pest Control Business, as authorized by Sections 15204 and 15204.5 of the FAC. Branch 1 (Fumigation) - Inclusive <ul style="list-style-type: none"> <li>• Operators</li> <li>• Field Representatives</li> </ul> Structural Pest Control Business Branch 2 &/or Branch 3 (General Pest Control) – Inclusive <ul style="list-style-type: none"> <li>• Qualifying Manager</li> </ul> Amendment(s) to County Registrations – Structural Pest Control Business Branch 1 (Fumigation) – Inclusive <ul style="list-style-type: none"> <li>• Operators</li> <li>• Field Representatives</li> </ul>	25.00      10.00   10.00	Year      Year   Each
J. Structural Pesticide Applicator Exam (Individual Employee)	15.00	Each
K. Commercial Produce Inspectors Registration	10.00	Year

Description	\$ Amount	Unit/Time
L. Ranch maps of Monterey County	Current Cost	
M. Sale of Vertebrate Pest Control Products	Current Cost	
N. Lettuce mosaic program, grape inspections, and pulp temperature testing.	Actual Time & Mileage	
O. Plant quarantine field crop inspections	25.00	Application
	8.00	Acre/Inspection (5 acre min)
P. Farmer's market certificate as authorized by section 47020 of the FAC and CCR Title 3, Section 1392.8	50.00	Each
Q. Embossed certified producer's certificate as authorized by Section 47020 of the FAC and CCR Title 3, Section 1392.8	20.00	Each
Embossed copy of original producer's certificate	5.00	Each additional copy
R. Inspections of Certified Farmers Markets and Certified producers' sites as authorized by section 47020 of the FAC	60.00	Hour
S. Trapping for pests of quarantine concern under compliance agreement	55.00	Each Trap
<p>T. Organic Certification by Monterey County Certified Organic (MCCO)</p> <ul style="list-style-type: none"> <li>• At the time of application, all new applicants will pay a non-refundable application fee of \$275.</li> <li>• Charges for the following services will be based on time and mileage. Staff time will be charged at the prevailing productive hourly rate (currently at \$76.00 per hour), and mileage at the current IRS reimbursement rate. <ul style="list-style-type: none"> <li>○ Site inspections</li> <li>○ Extraordinary certification costs as described in the Fee Estimate</li> <li>○ Evaluating and processing changes to the client's program or organic systems plan</li> </ul> </li> </ul> <p style="text-align: center;">Annual fee schedule (certification fees)</p>		
-----		
<u>Producer / Grower</u>		
Less than 2 acres	200.00	
2 to 5 acres	350.00	
5 to 15 acres	1,200.00	
15 to 50 acres	1,950.00	
50 to 75 acres	2,700.00	
75 to 100 acres	3,250.00	
Over 100 acres	3,750.00	
<u>Handler</u>		
Up to 10,000 cartons	240.00	
10,001 to 25,000 cartons	450.00	
25,001 to 50,000 cartons	825.00	
50,001 to 75,000 cartons	1,250.00	
75,001 to 150,000 cartons	2,475.00	
150,001 to 200,000 cartons	3,300.00	
200,001 to 300,000 cartons	4,950.00	
300,001 to 400,000 cartons	6,600.00	
Over 400,000 cartons	8,250.00	
<u>Livestock</u>		
Up to 10 animal units	280.00	
10 to 100 animal units	360.00	
Over 100 animal units	1,250.00	
<u>Pasture, Silage, and Hay</u>		
0 to 100 annual acres	280.00	
Over 100 acres	560.00	