

Attachment B

This page intentionally left blank.

ARTICLE IX – ~~RMA~~ Land Use

~~Resource Management Agency~~ Housing & Community Development Fee Schedule

(Per Resolution No. 19-_, adopted June 22, 2021 by the Monterey County Board of Supervisors)

These regulatory and user fees are based on the estimated reasonable cost of providing these services or performing these activities. This fee schedule has been comprehensively revised for land use related activities in response to requests for services (permit applications). This fee schedule combines Planning fees (formerly the sole subject of Article IX), ~~Public Works~~ Development Services (formerly Fee Article X) and Environmental Services (formerly Fee Article XX) as these services are performed under the ~~Resource Management Agency (RMA)~~ Housing & Community Development Department (HCD). Work done without a permit, where a permit would have been required, is subject to code enforcement and subsequently charged double the permit fee. Fees are based on the estimated reasonable cost for processing various land use permits established in: Monterey County Code, Title 20 (Coastal Implementation Plan) and Title 21 (Non-coastal Zoning Ordinance), and related planning services (Government Code §§ 65104, 65909.5, 66014); Title 19, Monterey County Code (Subdivisions); Public Resources Code sections 2761 - 2764 (Surface Mining and Reclamation Act) and Chapter 16.04, Monterey County Code (Surface Mining and Reclamation); California Environmental Quality Act (Public Resources Code §21000 et seq.); Monterey County Code Chapters 1.20, 1.22, 20.90, and 21.84 (code enforcement activities and process).

2019 RMA <u>HCD</u> Land Use Tiered Fee Schedule ^{1,2}	
General Plan Update & Implementation Fee (GPU&I) Included Unless Noted Otherwise	
No Fee	Address Assignment (first address assignment, each additional address \$90)
	Appeal - Coastal Permit ^{3,7}
	Design Approval limited in scope, no hearing required, no other departmental review required, minor change to existing structure, no addition
	Flood Zone Inquiry Report or Flood Zone Inquiry Cover Page
	Hazard Tree Removal ⁸
	Hazardous Vegetation/Fuel Management Plan Review ⁸
	Special Event Processing (other permits may be required; fees captured through other permits)
TIER 1	Tier 1 · Over The Counter · \$550
	Application Request (\$500 no GPU&I fee) ⁷
	Design Approval – Over the Counter, limited in scope, no hearing required
	Landscape Management Plan Review
	Tree Removal (Director's Approval or Waiver)
	<u>Road Abandonment</u>
TIER 2	TIER 2 · \$1,100 <u>\$650</u>
	Airport Land Use Commission Application Review
	Appeal of Fee Determination (\$1,000 no GPU&I fee) ^{3,7}
	Certificate of Correction – <u>Map modification (except change of scenic easement)</u>
	Change of Commercial or Industrial Use
	Design Approval - Administrative, review & approval required, no hearing required

	Director's Interpretation (\$1,000 no GPU&I fee ⁷)
	Director's Interpretation - Appeal (\$1,000 no GPU&I fee ^{3,7,13})
	Letter of Public Convenience and Necessity
	Oak Woodland Guidelines Consistency Certification
	Specific Plan Conformance Determination, Director's Approval, no hearing
	<u>Voluntary Merger</u>
	<u>Mills Act Contract Selected Contract Processing</u>

TIER 3	TIER 3 · \$3,300
	Big Sur Viewshed Acquisition (Transfer of Development Right)
	Certificate of Compliance Unconditional (up to 2 lots, each additional lot \$1,000) ¹²
	Design Approval, public hearing required
	Development Review Conference ^{5,6}
	License to Cross Non-Access Strip
	Lot Line Adjustment Amendment, Revision, or Extension
	Mills Act Contract Application
	Minor & Trivial Amendment or Minor Amendment, no hearing required
	Parcel Legality Determination ¹²
	Public Service Easement Abandonment
	Road Name
	Scenic Easement Amendment
	Transfer of Development Credit
	<u>Appeal (\$3,000 no GPUI fee) (Inland-see footnote 7)</u>

TIER 4	TIER 4 · \$5,500
	Administrative Permit or Coastal Administrative Permit (General)
	Emergency Permit
	Environmental Review - Addendum (tiered from earlier Environmental Impact Report; EIR fees are additive to permit fees)
	Franchise Agreement, Extension or Amendment
	Permit Amendment, Renewal, or Revision (not otherwise specified)
	Permit Extension
	Restoration Plan – Administrative
	Road Abandonment
	Specific Plan Conformance Determination, hearing required
	Surface Mine Annual Inspection (disturbed area < 20 acres)
	Use Permit – General

Williamson Act - Farmland Security Zone Contract or Williamson Act Contract Amendment
Lot Line Adjustment (General)

TIER 5	TIER 5 · \$7,700
	Certificate of Compliance Conditional (up to 2 lots, each additional lot \$1,000) ¹²
	Franchise Agreement
	Lot Line Adjustment (General , Williamson Act)
	Minor & Trivial Amendment, hearing required
	Variance
TIER 6	TIER 6 · \$11,000
	Coastal Development Permit
	Combined Development Permit
	Environmental Review - Initial Study (ND/MND; EIR fees are additive to permit fees)
	General Development Plan
	Restoration Plan, hearing required
	Surface Mine Annual Inspection (disturbed area > 20 acres)
TIER 7	TIER 7 · \$22,000 Deposit ^{2,13}
	Coastal Implementation Plan Amendment
	Development Agreement
	Environmental Review – Environmental Impact Report (Extraordinary Development Application) ⁴
	Extraordinary Development Application ⁴
	General Plan / Land Use Plan Amendment
	Specific Plan
	Specific Plan Amendment
	Subdivision – Minor or Standard - Tentative / Vesting Tentative Map Application - Tentative / Vesting Tentative Map Amendment - Tentative / Vesting Tentative Map Extension - Extension / Subdivision Improvement Agreement Extension
	Surface Mine Reclamation Plan
	Use Permit - Oil & Gas
	Vested Rights Determination
	Zone Change / Code Amendment

Each	
\$90	Address Assignment (first address no fee)
\$3,000	Appeal (Inland)-7
\$3,000	<u>Appeal of Incomplete or Completeness Determination</u>
\$185	<u>Commercial Cannabis Business Permit - Initial</u>
\$92.50	<u>Commercial Cannabis Business Permit - Renewal</u>
\$24	Corner Record (Clerk Recorder Fees, CA Business and Professions Code § 8773.2)
\$182	Monterey Peninsula Water Management District Allocation Tracking
\$170	Personal Cannabis Permit
\$150-100	Record of Survey (Each Additional Sheet)
\$450-300	Record of Survey (First Sheet)
<u>15%</u>	<u>Contract Administration (New contracts and amendments)</u>
	<u>Hourly Rates:</u>
\$180	RMA—Code Enforcement Investigations and Compliance Support 14
\$164	RMA—Environmental Services
\$175	RMA—Planning
\$186	RMA—Development Services
\$175	RMA—Public Works—Traffic
<u>\$165</u>	<u>Housing Division</u>
\$90	RMA—Front Counter Processing
	<u>Activities / Services Provided Billed on Hourly Rates:</u>
	Code Enforcement Activities
	Commercial Cannabis Permit—initial permit (Deposit Required \$1,000)
	Commercial Cannabis Permit—renewal (Deposit Required \$230)
	Condition Compliance / Mitigation Monitoring <u>with 1-10 Conditions</u> (Deposit Required <u>\$2,000</u>) 9,10,13
	<u>Condition Compliance / Mitigation Monitoring with 11-20 Conditions (Deposit Required \$4,000)</u> 9,10,13
	<u>Condition Compliance / Mitigation Monitoring with 20+ Conditions (Deposit Required \$6,000)</u> 9,10,13
	Deed Restriction Processing (ministerial permits)
	Research
	Site Visit
	Subdivision - Minor or Standard – Amend Final Map (Deposit Required \$6,000)

HOURLY

	<u>Additional Fees</u>
2.25%	Credit Card Convenience Fee (subject to adjustments)
10%	General Plan Update and Implementation Fee (Included in Tier Pricing Schedule unless noted otherwise 7)
1.701.93%	Storage and Electronic Conversion of Files Fee (File Storage Fee)
6.207.04%	Technology Fee

Transactions involving the use of a credit card are subject to a Credit Card Convenience Fee. The Credit Card Convenience Fee of 2.25% is based on a current fee established by the County's contracted merchant bank and is subject to adjustments. The File Storage Fee of ~~1.701.93%~~ is based on the costs incurred by RMA-HCD to file and store information related to land use applications and services provided. The Technology fee of ~~6.207.04%~~, was determined based on the Adopted Budget for Fiscal Year 2019/20 for Information Technology systems and related support costs directly related to permit processing including, but not limited to, Accela (permit tracking tool) which allows the department (RMAHCD) to function efficiently and directly communicate with customers via online portal. Information technology allows the department to cut costs by communicating directly with customers and other agencies. The annual maintenance costs and associated costs are required to maintain status quo. The costs to maintain the Accela system and associated information technology support are required to provide existing levels of service. The technology fee applies to all fees, unless otherwise specified.

The General Plan Update and implementation regulatory requirement is an ongoing operational mission-critical requirement. The General Plan Update and implementation (GPU&I) fee of 10%, is based on the workload (distributed across an annual basis) and associated annual budget required to implement and update the General Plan as necessary. The GPU&I fee has been incorporated into the tiered fee structure unless otherwise specified. Consistent and timely updates are required. The average annual cost of evaluating individual permits and activities has incremental impacts when taken cumulatively, creates an unnecessary burden on the General Fund. The GPU&I fee is not applied to Application Requests, Appeals, Appeals of Director's Interpretation, and Appeals of Fee Determinations.

The applicant for a land use application, permit approval or any procedure that requires processing through RMA-HCD and includes recording/filing of a document with the Monterey County Recorder shall, in addition to the payment of any and all other County and/or RMA-HCD fee, be required to pay any and all applicable standard recording/filing fees no later than the time of the recording/filing of that document. The payment of the applicable recording/filing fee shall be required whether the document is processed on behalf of the applicant, by an employee of the County of Monterey (e.g., RMA-HCD staff) or Clerk of the Board or by the applicant. Failure to ensure full payment of such recording/filing fee by the time of the recording/filing shall be grounds for rejection of the recording/filing of that document with no liability to the County.

Footnotes

1) Unless a "deposit" is indicated, the fee is a flat fee based on the estimated reasonable cost, averaged across all applications, for processing the permit/entitlement/activity. In cases where the scope of an application is modified and/or exceeds the scope originally used to assign the fee tier (and other associated fees), the RMA-HCD reserves the right to re-assess the application to the appropriate fee tier (and collect associated fees).

2) For certain applications, a "deposit" is indicated because the cost of processing varies widely depending on the application. Where a "deposit" is indicated, the fee will be based on actual hours, measured by actual time spent on an application in quarter-hour (.25) increments. Applicant is required to pay the deposit, which is initially established based on an estimated minimum set of hours multiplied by the applicable billable rates. If during the processing of applications County staff determines that the deposit is insufficient to cover actual processing time, the applicant will be asked to increase the deposit amount based on a revised estimate provided by the County. The revised estimate will be calculated based on the established billable rate(s) multiplied by actual hours expended. Should the instance arise where the deposit is insufficient to cover the actual cost of the actual processing time, the applicant will be billed to cover the outstanding amount. All outstanding amounts must be paid prior to the County finalizing the application. On deposit applications, the applicant and ~~Deputy~~ Director of ~~Land Use~~Housing and Community Development may elect, on a case-by-case basis, to agree to a different deposit amount based on the estimated cost of processing a specific application. Invoices shall be provided to the applicant on a frequency dependent upon the application's progress. The fee will be calculated based on the number of hours expended by County staff multiplied by the applicable billable rate noted in the fee article. Consultants and other expenses shall be reimbursed based on actual costs incurred.

3) In the coastal zone, the appeal fee applies only to appeals of permits that are not appealable to the California Coastal Commission such as Administrative Permits, Design Approvals, Variances, and Tree Removal Permits in certain coastal areas. [The appeal fee applicable to such permits would be subject to the same appeal fee listed in the appeal item for inland projects.](#) The appeal fee does not apply to appeals of Coastal Development Permits that are appealable to the Coastal Commission. No fee is charged for postage & handling.

4) "Extraordinary development applications" are those applications that require staff time well beyond a typical application, as determined by the ~~Deputy~~ Director of ~~Land Use~~Housing and Community Development or Chief of Planning. These applications may include, by way of example and without limitation, applications for large-scale development involving multiple discretionary entitlements, significant technical review by other land use agencies, and/or an anticipated lengthy time frame for processing because of scope and complexity. Consistent with these criteria, any project requiring the preparation of an Environmental Impact Report shall qualify as an extraordinary development application. The applicant shall be responsible for paying the associated staff hours multiplied by the applicable billable rate noted in the fee article, as well as any other costs incurred, including consultant costs.

5) Fees collected for application appointments and Development Review Conferences shall be credited against any subsequent discretionary permit, except design approval, provided the discretionary permit application is made within 12 months of the application appointment.

6) This fee shall not apply to an application for the first Building Permit following approval of a discretionary planning entitlement, except Design Approvals.

7) General Plan Update and Implementation fee of 10% is applied to the total permit fee assessed toward an application and is required for all permits covered under this article except for: Application Requests; Appeals; Appeals of Director's Interpretation; and Appeals of Fee Determinations.

8) Hazard Tree Removal - *No Fee* applies when a tree is deemed hazardous by a professional licensed arborist or tree trimmer/remover.

9) Applications approved after the effective date of this article with mitigation measures shall be subject to the mitigation monitoring fees set forth in this Article. Projects approved prior to the effective date of this article with mitigation measures shall be subject to the mitigation

monitoring fees set forth in the Monterey County Fee Resolution that was in effect on the application approval date.

10) Applications with conditions of approval that do not include mitigation measures, applications approved after the effective date of this Article shall be subject to the condition compliance fees set forth in this Article, and applications approved prior to the effective date of this Article shall be subject to the condition compliance fees set forth in the Monterey County Fee Resolution that was in effect on the application approval date.

11) Work performed without a permit where a permit is required is subject to Code Enforcement Investigation and Compliance Support based on hourly rates, plus double the permit fee.

12) A portion of the fee (50%, \$1,650) collected for a parcel legality determination may be credited toward a request for Certificate of Compliance (Conditional \$7,700 or Unconditional \$3,300) for the same lot that was the subject of the parcel legality determination.

13) An appeal fee applies to appeals of the ~~RMA-HCD~~ Director's Interpretations of the zoning or subdivision ordinance, regardless of planning area.

Article XIX – Building Services

**Housing & Community Development Department Resource Management Agency Fee
Schedule**

(Per Resolution No. ~~1921~~- ____, adopted ~~September 17, 2019~~ June 22, 2021 by the Monterey County Board of Supervisors)

Permit Fees - Mechanical, Plumbing, Electrical, sub-trade, Grading & Building	
Building Permit	
\$0 to \$10,000 <u>\$5,000</u>	\$195 <u>\$390</u> Flat <u>Base</u> Fee
\$10,001 <u>\$5,001</u> and Up	Local Multiplier x ICC Valuation = Total Building Permit Fee (0.03150) <u>(0.0380)</u> x (ICC Valuation) = Total Building Permit Fee
Grading Permit	
Grading Estimate provided by qualified Licensed Professional (eg. PE, Geotechnical Engineer, Contractor)	Local Multiplier x ICC Valuation + Grading Estimate provided by qualified Licensed Professional = Total Building Permit Fee (0.03150) <u>(0.0380)</u> x (ICC Valuation) = Total Building Permit Fee
Remodeling Building Permit (Based on Extent of Alteration percentage of ICC Valuation)	
Extent of Remodeling & Corresponding % of ICC Valuation = Permit Fee	Definition
20%	Minor - Cosmetic work, refinishing walls, ceilings, floors; minor mechanical, electrical, plumbing; no structural work.
40%	Medium - Addition or removal of some walls or extensive construction of partitions; projects with more involved mechanical, electrical, plumbing work, such as residential additions or renovations of bathrooms and kitchens, commercial replacement of major HVAC components or of ceiling grids; refinishing of many existing walls, ceilings, floors; replacement of substantial portions of the glazing systems if a major portion of the project; moderate projects may include minor changes to the exterior envelope or structural systems.
60%	Major - Addition or demolition of many walls; installation of new glazing systems in conjunction with major remodeling; upgrade of structural systems in some portions to receive increased loads in limited areas or structural repair of significant elements in limited area. Significant upgrades to mechanical, electrical, and plumbing systems in conjunction with significant refinishing of surfaces.

80%	Extensive - Demolition of all non-structural portions leaving a structural shell; installation of new or substantial replacement of electrical, mechanical systems in conjunction with significant changes in room configuration; significant structural upgrading to meet seismic requirements, or other substantial structural renovation, extensive structural repair.	
95%	Full - Demolition of all interior partition walls (structural and non-structural); Demolition of a majority of exterior walls and entire roof structure; Installation of new electrical, mechanical systems in conjunction with significant changes in room configuration.	
PhotoVoltaic Solar Permit		
Residential Roof Mounted solar system	\$390 + \$15/kW over 15kW	
Residential Ground Mounted solar system	\$780 + \$15/kW over 15kW	
Commercial Roof Mounted solar system	\$1170 + \$7/kW over 50 kW	
Commercial Ground Mounted solar system	\$2340 + \$7/kW over 250 kW	
Mechanical, Plumbing, Electrical - Sub-TradeSimple Permits		
Simple Permit - Demolition	Based on Minimum # of inspections for project	
Simple Permit - Re-Roof	Based on Minimum # of inspections for project	
Simple Permit - Sub Trade	Based on Minimum # of inspections for project	
Plan Review for projects not Otherwise Specified	\$195	Hourly
Express Plan Review - After Hours (Available Upon Approval by Director or Building Official)	\$293	Hourly
Express Plan Review - Holidays (Available Upon Approval by Director or Building Official)	\$390	Hourly
Additional Technical Review Expertise or Specialty Review	Cost + Admin Fee	Calculated at time of Service
Special Events		
Special Event Construction Permit Submitted < 30 Days Prior to Event ⁵	Double Plan Review Fee	
Special Event Construction Permit Submitted < 60 Days Prior to Event ⁶	1.5 x Plan Review Fee	

Encroachment Permits		
<u>Additional fees may be required if scope of project includes services provided by Public Works. See Article X.</u>		
General Encroachment Permit - Minor	<u>\$390355</u>	
	-Minor Driveway (residential or commercial)	
	-Tree removal/trimming/landscaping/fences (fences may require separate design approval)	
	-Minor road closure/usage (minor construction or minor special event*/filming-photography)	
	-Directional signs (except temporary arrows)	
	-Underground Utility Trenching (<u>50-750 feet</u> , over 750 feet = + \$2.00 per linear foot, <u>over 750 feet=+\$1.50 per linear foot</u>)	
	-Utility Poles (1-6 Poles, additional poles = + \$50 per pole)	
	-Boring (1-2 bell holes, additional bell holes = + \$100 each bell hole)	
	-New Sidewalk, curb or gutter = + \$2.00 per linear foot	
*minor special event = two-hundred (200) or more daily participants <u>fifty (50) to one-hundred-ninety-nine (199) daily participants</u> or road closure less than one (1) day		
General Encroachment Permit - Major	<u>\$9051,072.50</u>	
	-Major road closure/usage (major construction or major special event*/filming-photography)	
	-Gates/walls (e.g. concrete or masonry wall/column)	
	-Traffic striping, marking or signal improvements	
	-Street Improvements (additional \$0.05 per square foot)	
*major special event = fifty (50) to one-hundred-ninety-nine (199) or more daily participants <u>two-hundred (200) or more daily participants</u> or road closure more than one (1) day		
<u>Encroachment - Administrative Fee</u>	<u>\$355</u>	
<u>Encroachment – Late Issuance Fee</u>	<u>Double Permit Fee</u>	
Blanket Encroachment Permit for Utility Companies	\$3,005	
Fees not otherwise specified		
Inspection Fee for projects not Otherwise Specified	\$195	Hourly (One Hour Minimum)
Inspection - After Working Hours (Based on Time 1/2)	\$293	Hourly (4 Hour Minimum)

Inspection - Holidays (Based on Double Time)	\$390	Hourly (4 Hour Minimum)
Re-Inspection	\$195	Hourly (One Hour Minimum)
<u>Environmental Services ASBS Inspection</u>	<u>\$164</u>	<u>Hourly (1/2 Hour Minimum)</u>
<u>Environmental Services Plan Review</u>	<u>\$164</u>	<u>Hourly (One Hour Minimum)</u>
Alternate Methods of Construction / Code Modification Request	\$195	Hourly (One Hour Minimum)
Temporary Certificate of Occupancy	\$500	Flat Fee
Appeal	\$195	Hourly (4-Hour Minimum)
Permit Extension <u>(includes Permit Card Replacement for Simple Permits)</u>	\$195	Flat Fee
Permit Renewal Investigation	\$195	Hourly (One Hour Minimum)
Deed Restriction	\$195	Flat Fee
Inspection Card Replacement	\$90	Flat Fee
Change of Record on Permit	\$195	Flat Fee
Processing - Permit Front Counter Hourly Rate	\$90	Hourly
Document Management - Escrow Report / Filing / Etc.	\$90	Hourly
Extraordinary Development Applications	\$22,000	Deposit (Billed based on Actual Costs)
Code Enforcement		
Code Enforcement Investigations and Compliance Support	\$180	Hourly
Work without a Permit		Double the Permit Fee
Surcharges		
1. California Building Standards Commission		calculated/state regs
2. Strong Motion Instrumentation Program		calculated/state regs
4 3. Accessibility (CASP) - Applicable for Commercial Projects		calculated/state regs
5 4. Credit Card Surcharge	2.25%	(Current County Rate)
6 5. Storage & Electronic Conversion of Files	1.71 .93%	
7 6. General Plan Update	10%	

87. Technology	6.27.04%	
98. Clerk Recorder Fee		(Current County Rate)
Bonds		
Bonds		Determined by ICC valuation, Approved by Building Official
NOTES		
1. Hourly fees are charged in 0.25 hour increments		
2. Express Plan Review availability based on Approval by Director or Building Official		
3. "Extraordinary development applications" are those applications which will require staff time well beyond the typical application, as determined by the Chief of Planning or Building Official. These applications may include, by way of example and without limitation, applications for large scale development involving multiple discretionary entitlements, significant technical review by other land use agencies, and/or an anticipated lengthy time frame for processing because of their scope and complexity. Consistent with these criteria, any project requiring the preparation of an EIR shall qualify as an extraordinary development application. The amount paid to the County is for staff costs. The County may utilize a consultant, whose expenses shall be fully funded by the project applicant.		
4. All applications require diagram of project attached to permit		
5. Applicable to Special Events with temporary construction of tents over 400 sq ft		
6. Construction valuation is determined from the current International Code Council Building Valuation Data to be updated annually with the first published valuation table of the calendar year.		
7. ICC Standard Calculation of Local Multiplier = (Budget x Cost Recovery %) / Total Valuation (from previous Fiscal year) = $(\$8,602,494 \times 100\%) / -\$273,181,378 = 0.0315$ Budget = Total Building (Salaries & Benefits and Services & Supplies) + (S&B only) Planning 3 FTEs + Public Works/Development Services 5 FTEs + Environmental Services 3 FTEs = \$8,602,494		
8. Technical Expertise services required for projects including, but not limited to Water Resources Agency, shall be billed based on Cost Plus administrative fees for costs incurred to process such requests and shall be calculated at the time of service.		