

ARTICLE XI

MONTEREY COUNTY WATER RESOURCES AGENCY FEES

(Per Resolution No. ~~19-XXX13-002~~, adopted June 25, 2019~~3~~ by the Board of Supervisors of the Monterey County Water Resources Agency, Resolution No. ~~13-143~~, incorporated June 25, 2019 2013 into the Master Fee Schedule by the Monterey County Board of Supervisors, and Resolution No. ~~14-XXX~~, adopted July xx, 2019 February 25, 2014 by the Board of Supervisors of the Monterey County Water Resources Agency)

SECTION I. LAND USE

~~A.~~ On March xx, 2019, the Monterey County Resource Management Agency (RMA), at its cost and expense, assumed all responsibility with respect to stormwater and drainage management agreements, development and drainage review, floodplain management, and other services previously performed by the Monterey County Water Resources Agency (WRA) for the benefit of the RMA ~~as a condition of various land use permits as established in Titles 20 and 21.4 of the Monterey County Code (Coastal Implementation Plan) and Title 21, Monterey County Code (Zoning).~~ Therefore, the WRA is no longer responsible for providing such land use permit review and implementation services, and such fees are removed from Article XI. The RMA in some cases may rely upon the WRA for technical and subject matter assistance and upon the request of the RMA, the WRA shall provide assistance to the RMA with respect to development and drainage review, floodplain management, and water supply. Services for such assistance shall be compensated in accordance with the appropriate hourly rate for the applicable personnel. Hourly rates listed shall be adjusted annually by the WRA to reflect salary and benefit increases and/or Cost of Living Adjustment (COLA). WRA ~~shall~~ immediately notify the RMA of any such adjustments.

DESCRIPTION	AMOUNT	UNIT/TIME
General Manager	\$263.00	per hHour
Deputy		
Deputy General Manager	\$233.00	per hHour
Senior Engineer or Senior Hydrologist	\$170.00	per hHour
Associate Engineer or Associate Hydrologist	\$146.00	per hHour
Water Resources Hydrologist	\$113.00	per hour
Water Resources Technician	\$ 97.00	per hour
1. Administrative Permit	General	
i. Application Fee	\$780.00	Each
ii. Condition Compliance Fee	\$195.00	Permit
2. Appeal (8)	\$365.00	Each
3. Permit Amendment, Renewals, Revisions, or Extension	\$610.00	Each
4. Coastal Administrative Permit		
a. General		

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	i.	Application Fee	\$780.00	Each
	ii.	Condition Compliance Fee	\$195.00	Permit
5.		Coastal Development Permit		
	a.	General		
	i.	Application Fee	\$780.00	Each
	ii.	Condition Compliance Fee	\$195.00	Permit
	b.	Tree Removal Only	\$244.00	Each
6.		Coastal Implementation Plan Amendment (1)	Extraordinary Development	
			Application Fee	
7.		General Development Plan		
	a.	General		
	i.	Application Fee	\$976.00	Each
	ii.	Condition Compliance Fee	\$244.00	Permit
8.		General/Area Plan Amendments (1)	Extraordinary Development	
			Application Fee	
9.		Extraordinary Development Applications (1)	\$7,318.00	Deposit
10.		Rezoning or Code Text Amendments (1)	Extraordinary Development	
			Application Fee	
11.		Initial Environmental Review	\$486.00	Each
12.		Initial Environmental Review Addendum	\$243.00	Each
13.		Use Permit		
	a.	General		
	i.	Application Fee	\$780.00	Each
	ii.	Condition Compliance Fee	\$195.00	Permit
14.		Variance		
	a.	General		
	i.	Application Fee	\$683.00	Each
	ii.	Condition Compliance Fee	\$170.00	Permit
B.		Various subdivision activities as established in Title 19, Monterey County Code (Subdivisions)		
1.		Lot Line Adjustment		
	a.	General		
	i.	Application Fee	\$585.00	Each
	ii.	Condition Compliance Fee	\$146.00	Permit
2.		Lot Line Amendment, Revisions,		

or Extensions	\$610.00	Each
3. Minor Subdivision Tentative Map, or Vesting Tentative Map (10)		
a. Application Fee	\$2,927.00	Deposit
b. Adopted Community Plan (initial study)		
i. Application Fee	\$2,927.00	Deposit
c. Adopted Community Plan (no initial study)		
i. Application Fee	\$1,170.00	Each
ii. Condition Compliance Fee	\$293.00	Map
4. Minor Subdivision Amendment, Revisions, or Extensions	\$610.00	Each
5. Standard Subdivision Preliminary Map (10)	\$2,927.00	Deposit
6. Standard Subdivision Tentative Map, or Vesting Tentative Map (1)	Extraordinary Development Application Fee	
7. Subdivision Condition Compliance		
a. Standard or Minor Subdivision Final or Parcel Map (11)	\$2,917.00	Deposit
8. Standard or Minor Subdivision Amended Final or Parcel Map	\$2,917.00	Deposit
9. Standard Subdivision Amendments, Revisions, or Extensions	\$610.00	Each

SECTION 2. MISCELLANEOUS

~~A. As described in Section 1, the RMA at its cost and expense, assumed the permit review and implementation services previously performed by the WRA as relating to stormwater and drainage management agreements, development and drainage review, and floodplain management. Therefore, the Section 2 miscellaneous fees pursuant to Government Code section 65104 for planning services provided by the WRA are mostly removed from Article XI and the WRA will no longer provide these select miscellaneous services for the benefit of the RMA. -The WRA will continue its responsibility to provide services for water well permit review required per Title 15.08, Monterey County Code Chapter 15.08, and Hydrogeologic Report administration and review required by Title 19, Monterey County Code Title 19. The RMA will endeavor to create specific criteria for a determination of Long-Term Sustainable Water Supply (LTSWS) as required by General Plan Policies 3.1 and 3.2, and assumes the current responsibility of the WRA for providing an analysis of LTSWS for discretionary permits. Once there is a defined project to develop the specific criteria for LTSWS, the WRA will participate in the development of the specific criteria, and the WRA will be reimbursed in accordance with the appropriate hourly rate for the applicable personnel as included in Section 1. Water Resources Agency.~~

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DESCRIPTION AMOUNT UNIT/TIME

1.	Development Review Conference (9)	\$364.00	Each
2.	Specific Plans and Amendments (1)	Extraordinary Development Application Fee	
3.	Building/Grading Permit Review		
	a. Standard Building Permits or Grading Permits including, but not limited to, development activities such as single family dwellings, additions of 50% or more, and routine grading	\$731.00	Each
	b. New Commercial or Industrial (3)	\$487.00	Each
	c. Dwelling Addition 500 sq.ft. or more	\$487.00	Each
	d. Commercial or Industrial Addition	\$487.00	Each
	e. Plan Check for building/grading permits that have an associated planning permit	\$365.00	Each
	f. Building and/or Grading Permits for projects located within the 100 year floodplain. (Applied by MCWRA only)(10)	\$2,917.00	Deposit
	After 24 hours	\$121.00	Hour
4.	Monterey Peninsula Water Management District Allocation Tracking: Water Release Form processing fee	\$182.00	Each
5.	Big Sur Viewshed Acquisition	\$244.00	Each
6.	Environmental Impact Report Review	Extraordinary Development Application Fee	
7.	Mitigation Monitoring and Condition Compliance for Projects with Mitigation Measures (2)		
	a. 1 to 20 Conditions/Mitigation Measures	\$731.00	Deposit
	b. 21 to 40 Conditions/Mitigation Measures	\$1,463.00	Deposit
	c. Over 40 Conditions/Mitigation Measures	\$2,194.00	Deposit
8.	Floodzone Inquiry Report including supporting maps	\$83.00	Each
9.	Floodzone Inquiry Report cover sheet only	\$55.00	Each

AB. Water well permits as required in Title-Chapter 15.08, Monterey County Code

DESCRIPTION	AMOUNT	UNIT/TIME
1. Well Construction Fees for Wells Producing Over 5 acre-feet per year in Zone 2C and additional areas of Monterey County inclusive of the jurisdiction of the Pajaro Valley Water Management Agency	\$610.00	Each

2. Well Reconstruction/Destruction Fees for Wells in Zone 2C and additional areas of Monterey County inclusive of the jurisdiction of the Pajaro Valley Water Management Agency \$365.00 Each
3. Well Construction/Destruction Database Maintenance Fees County Wide ¹(14) \$365.00 Each
4. Well Construction Fee for New Domestic Well, in the inland areas of Monterey County ²(25) \$121.00 Each
5. Well Construction Fee for New High Capacity Well, in the inland areas of Monterey County ³(26) \$243.00 Each

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C. Hydrogeologic Report Review and Long Term Sustainable Water Supply Determination as required by 2010 General Plan Policy (PS-3.2)(12)

1. Hydrogeologic Report Technical Review and Advice of General Manager (1) Extraordinary Development Application Fee

BD. Hydrogeologic Report Preparation as required by Title 19, Monterey County Code (Subdivisions)

DESCRIPTION	AMOUNT	UNIT/TIME
1. Contract Administration ⁴ (4)	\$2,721.00	Deposit

Notes:

- 1) "Extraordinary Development Applications" are those applications which will require staff time well beyond the typical application, as determined by the Director 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 their scope and complexity. Consistent with these criteria, any project requiring the preparation of an Environmental Impact Report shall qualify as an extraordinary development application. WRA fees are based on an hourly rate of \$121.58. The amount paid to WRA is for staff costs. The WRA may utilize a consultant, whose expenses shall be fully funded by the project applicant.
- 2) These fees shall apply, in lieu of other condition compliance fees set forth in this Article, to any permit approved after the effective date of this article that incorporates mitigation measures, such as permits that required adoption of a Mitigated Negative Declaration, certification of an EIR, or carryover of mitigation measures from a previously adopted/certified environmental document. If these fees apply, the other condition compliance fees set forth in this Article do not apply. Projects 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 County Fee Resolution that was in effect on the project approval date.
- 3) Buildings over 5,000 square feet and greenhouses.

- 4)1) This fee is added to the \$610.08 in B-1, the \$365.83 in B-2, the \$121.58 in B-4, and the \$243.16 in B-5.
- 5)2) This fee is added to the \$610.08 in B-1 for new domestic wells with greater than fifteen (15) connections located in the inland areas of Monterey County within Zone 2C, and areas of Monterey County inclusive of the jurisdiction of the Pajaro Valley Water Management Agency.
- 6)3) This fee is added to the \$610.08 in B-1 for new wells proposing a flow over 1,000 gallons per minute that are located in the inland areas of Monterey County within Zone 2C and areas of Monterey County inclusive of the jurisdiction of the Pajaro Valley Water Management Agency.
- ~~7) Fees for Combined Development Permits under Chapter 21.76 of Title 21 and Chapter 20.70 of Title 20 shall be 85% of the total combined permit application fees. Fees for Condition Compliance on Combined Development Permits shall be 85% of the total combined Condition Compliance fees on each permit assessed an application fee as part of the Combined Development Permit.~~
- ~~8) 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 does not apply to appeals of Coastal Development Permits that are appealable to the Coastal Commission. The Appeal Fee is based upon the fee adopted by the Board of Supervisors on May 7, 2013 which sets the fee substantially lower than the actual cost. The Appeal Fee is subsidized by the County General Fund.~~
- ~~9) Fees collected for Development Review Conferences (Section 2.A.1) shall be credited against any subsequent discretionary permit, except design approval, provided the discretionary permit application is made within 6 months of the application appointment.~~
- ~~10) These fees only apply to maps originally submitted prior to July 13, 2003 when applicants were charged "flat fees" (the use of deposits for full cost recovery projects became effective July 13, 2003) and those submitted after August 20, 2006. Maps submitted between July 13, 2003 and August 20, 2006 and on or after the effective date of this article are full-cost recovery projects and require a deposit.~~
- ~~11) The condition compliance fee shall be collected after project approval and after all administrative appeals have been exhausted, based on the fee in effect at the time of collection, to cover the cost of staff time monitoring condition compliance. If the permit incorporates mitigation measures, such as permits that required adoption of a Mitigated Negative Declaration, certification of an EIR, or carryover of mitigation measures from a previously adopted/certified environmental document, the condition compliance fees that apply are the fees set forth under the category "Mitigation Monitoring and Condition Compliance for Projects with Mitigation Measures." Those fees are based on actual time spent on monitoring condition compliance and require a deposit. Additionally, project applications whose application fees were based on actual time, rather than flat fee, will continue to be subject to fees based on actual time for condition compliance, and the County may require an additional deposit for condition compliance. For all other projects, the fee for condition compliance is as indicated in the fee schedule. Where the applicable condition compliance fee is a flat fee, it is based on the estimated reasonable cost of staff time for monitoring condition compliance. Because such flat fees represent an average across all similar permits, such flat fee shall be required of all permits having at least one condition of approval, regardless of the total number of conditions and regardless of the land use department or agency that originated the condition.~~
- 4.12) When a hydrogeologic report is required to be prepared for a subdivision or other application subject to Title 19 of the Monterey County Code, the report shall be based on a comprehensive hydrological investigation prepared by a certified hydrogeologist, selected by the County and under contract with the County, at the applicant's expense. A deposit for staff costs associated with preparation and administration of the contract, and review of the hydrogeologic report shall be in addition to the deposit for the associated development application. When an application is not subject to Title 19, the applicant shall consult with the Water Resources Agency (WRA) to develop the scope of work for the hydrological investigation; however, selection, contract, and preparation of the hydrogeologic report shall occur independent of the County. WRA will review the hydrogeologic report in consultation with the Environmental Health Department.
- 13) WRA fees are based on an hourly rate of \$121.58. A flat fee is based on the estimated reasonable cost, averaged across all applications, of processing the permit/entitlement for which the fee is

charged. On matters for which a deposit is required, fees will be based on actual time in quarter hour (.25) increments multiplied by the hourly rate representing actual hours worked by the project planner and other staff. The applicant is required to pay the indicated deposit and will be billed subsequently if the deposit is insufficient to cover actual processing time. On deposit matters, applicant and the General Manager of the Water Resources Agency may elect, on a case-by-case basis, to agree to a different deposit amount based on the estimated actual cost of processing a specific application. All fees have been rounded down to the nearest dollar.