

# **Ordinance 2006-01**

*An Ordinance of the Board of Directors of the  
San Miguel Consolidated Fire Protection District  
Repealing Ordinance 92-3 and  
Adopting Fees for Services by Reference to the  
California Health & Safety Code  
Section 13916 and Section 13919*

**WHEREAS**, the Board of Directors of the San Miguel Consolidated Fire Protection District does herewith find it necessary to recover costs reasonably borne in providing regulations, products and services; and

**WHEREAS**, Sections 13916 and Section 13919, of the California Health & Safety Code, provide authority for the Board of Directors of the San Miguel Consolidated Fire Protection District to charge fees to recover costs reasonably borne in providing enforcement of regulations, products and services.

**NOW, THEREFORE, BE IT ORDAINED** by the Board of Directors of the San Miguel Consolidated Fire Protection District as follows:

**ARTICLE I.** The San Miguel Consolidated Fire Protection District has incurred un-reimbursed discretionary development costs and is anticipating that further new discretionary development will occur within the District, which will place a greater demand on the existing staffing resources of the fire prevention bureau. Escalating demands have also been placed upon suppression personnel in conjunction with increasingly numerous and complex occupancy inspections.

**ARTICLE II.** The San Miguel Consolidated Fire Protection District is charged with the responsibility of enforcing applicable codes pertaining to fire and panic safety and other regulations of the State Fire Marshal pursuant to Section 13146 of the California Health & Safety Code and Section 101.2.2.2 and Section 105.8 of the California Fire Code.

**ARTICLE III.** The San Miguel Consolidated Fire Protection District incurs additional costs in lost personnel hours and expended District resources when said fire prevention services are of a recurrent nature and the result of discretionary development. The District charges fees to recover costs incurred for the provision of said services, however, said fees require periodic revision to reflect current personnel costs.

**Ordinance 2006-01**

**Page 2**

**ARTICLE IV.** The Fire Chief may impose a fee for recovery of expenses incurred as a result of activities undertaken pursuant to enforcing the fire prevention provisions of the fire code, pursuant to California Government Code Section 66014, California Fire Code Section 101.2.2.2.5, Section 105.2, Section 103.3 and County of San Diego Consolidated Fire Code Section 105.2.4.

**ARTICLE VI.** The actual fee shall be paid by the applicant to the Fire District at time of application, submittal or upon request, to cover the actual costs in accordance with Schedule of Fees and Services for an *inspection, plan preview*, or any *other services* as listed in Tables 1 - 4.

**ARTICLE VII.** The actual cost for the provision of said services shall not exceed the actual cost incurred by the Fire District.

**ARTICLE VIII.** In the event that fees are not paid at the time of application, submittal or upon request for additional fees, the Fire District shall not be obligated to process, approve, or take further action on renewable permits, installation, removal, activity or alteration permits, inspections, plan review, or other services necessitating a fee as delineated in the Schedule of Fees and Services.

**ARTICLE IX.** The Board of Directors hereby declares that any fees not paid within 60 calendar days from date of invoice, shall be considered past due, and a late fee of 10% (of the unpaid balance) shall be added to the total amount due and payable increasing by 1% for each additional month unpaid. Fees not paid within 6 months from the date of invoice shall be turned over for collection. All fees associated in the collection process shall be added to the final amount due and payable.

**ARTICLE X.** The Board of Directors hereby declares that should any section, paragraph, sentence or word of the Ordinance be declared for any reason to be invalid, it is the intent of the Board of Directors that it would have adopted all other portions of this Ordinance independent of the elimination there from of any such portion as may be declared invalid.

**ARTICLE XI.** The Board of Directors, the Fire Chief or his/her designee shall have the ability to modify or waive any and all fees.

**ARTICLE XII.** The Board of Directors of the San Miguel Consolidated Fire Protection District does hereby approve the adoption of the following Schedule of Fees and Services.

**Ordinance 2006-01**

**Page 3**

<b>Table 1 - Plan Review, Construction and Service Fees</b>				
<b>Reference Number</b>	<b>Development Plan Review</b> (includes plan review and written response if applicable)	<b>Fee Description</b>	<b>Average Review &amp; Inspection Time</b> (in hours)	<b>Base Fee or Cost</b>
1.1	Project Availability Form for Minor Subdivision or Minor Use Permit (new service letter)	Review access, water supply, clearance and fire code requirements for subdivisions or minor use permits	1.00	\$108
1.2	Project Availability Form for Major Subdivision (new service letter)	Review access, water supply, clearance and fire code requirements for subdivisions	2.25	\$213
1.3	TPM or Minor Subdivision Service Letter Renewal (5 parcels or less)	Review access, water supply, clearance and fire code requirements for subdivisions	1.00	\$108
1.4	TM or Major Subdivision Service Letter Renewal (6 parcels or more)	Review access, water supply, clearance and fire code requirements for subdivisions	2.00	\$216
1.5	Final Map/Mylar Review	Review access, water supply, clearance and fire code requirements for subdivisions (includes standard condition letter)	1.00	\$108
1.6	Release of Map Covenants	Site inspection and written confirmation of installation of covenanted improvements	1.25	\$135
1.7	Cellular Sites	Review access, water supply and fire code compliance	1.00	\$108
1.8	Major Use Permit (P or MUP) or Site Plan (S or STP) (new service letter)	Review access, water supply, clearance and fire code requirements for MUP or STP	2.00	\$216
1.9	Fuel Modification Plans or Environmental Review – Mitigated Negative Declaration	Review and comment on project’s fire impacts and proposed mitigation	1.50	\$162
1.10	L Grading Plan (Dept of Public Works)	Review access, building setback and water supply requirements	1.00	\$108
1.11	Administrative (AD), Variance (VAR), Vacation Review (VAC), or Zoning (ZAP) Service Letter	Review access, water supply and fire code compliance for zoning, variance and vacation requests	1.00	\$108
1.12	Improvement Plans Planned Residential Development (PRD) Service Letter	Review roadway, turnaround, building setback, access and water supply requirements	1.25	\$135
1.13	Site Plan Review (single occupancy) conceptual and consultation	Review access, water supply, clearance and fire code requirements	1.00	\$108

<b>Table 2 - Plan Review, Construction and Service Fees</b>				
<b>Reference Number</b>	<b>New Construction</b> (Includes plan review and inspections)	<b>Fee Description</b>	<b>Average Review &amp; Inspection Time</b> (in hours)	<b>Base Fee or Cost</b>
2.1	Grading Plan	Review access requirements pertaining to grading (1 inspection)	1.25	\$135
2.2	New Residential Construction	Review fire and building codes compliance for new residential construction (3 inspections)	3.50	\$304
2.3	Residential Addition or Remodel	Review fire and building code compliance (2 inspections)	2.25	\$206
2.4	Residential Plan Re-Submittal (new or remodel)	Third residential plan submittal and all subsequent re-submittals and stamp transfer	.75	\$81
2.5	Residential Building Plans for Planned Residential Developments (initial site plan and 1 <sup>st</sup> unit)	Review fire and building code compliance for new construction (2 inspections)	3.25	\$314
2.6	Residential Building Plans for Planned Residential Developments (each additional unit)	Review fire and building code compliance for new construction (2 inspections)	2.00	\$142
2.7	Tenant Improvement	Review fire and building code compliance for new construction room addition (2 inspections)	2.25	\$206
2.8	Detached Garages and Outbuildings	Review fire and building code compliance for new construction (2 inspections)	2.00	\$179
2.9	Commercial, Industrial and Multi-Family Building Plans (up to 52,000 sq. foot)	Review fire and building code compliance for new commercial construction (2 inspections)	4.75	\$448
2.10	Commercial, Industrial and Multi-Family Building Plans (each additional 52,000 sq. foot)	Review fire and building code compliance for new commercial construction (2 inspections)	2.50	\$224
2.11	Commercial, Industrial and Multi-Family Building Additional Field Inspection (after 2 <sup>nd</sup> inspection)	Additional final inspection	1.00	\$71
2.12	Commercial, Industrial and Multi-Family Plan Re-submittal	Second commercial plan submittal and all subsequent re-submittals	.75	\$81

<b>Table 3 - Plan Review, Construction and Service Fees</b>				
<b>Reference Number</b>	<b>Fire Protection Systems and Installations</b>	<b>Fee Description</b>	<b>Average Review &amp; Inspection Time (in hours)</b>	<b>Base Fee or Cost</b>
3.1	Residential Fire Sprinkler System (13-D or 13-R)	Review residential fire sprinkler system (3 inspections)	2.50	\$196
3.2	Residential Fire Sprinkler Plans (each additional unit or riser)	Review residential fire sprinkler system (3 inspections)	1.50	\$144
3.3	Residential Fire Sprinkler Plan (re-submittal)	Second residential plan submittal and all subsequent re-submittals	.50	\$54
3.4	Commercial Fire Sprinkler System	Review commercial fire sprinkler system – per riser (3 inspections)	5.50	\$483
3.5	Underground Sprinkler System Plans	Plans for underground must be submitted with sprinkler plans (3 inspections)	2.50	\$196
3.6	Commercial Sprinkler Plans (re-submittal)	Second commercial sprinkler plan submittal and all subsequent re-submittals and stamp transfers	1.00	\$108
3.7	Commercial Sprinkler Tenant Improvement	Review commercial sprinkler system tenant improvement (2 inspections)	2.25	\$206
3.8	Special Fire Protection Installations, Hood and Duct Systems, Remote Extinguishing Systems	Plan approval and 1 inspection of new special extinguishing system	1.75	\$161
3.9	Special Hazard Installations, High Piled Storage, Underground and Aboveground Storage Tanks, Spray Booths, Industrial Ovens, etc	Plan approval and 2 inspections (includes 1 year permit fee)	3.25	\$305
3.10	Fire Alarm System (up to 52,000 sq. foot)	Plan approval (2 inspections for each 52,000 sq. foot)	2.50	\$233
3.11	Fire Alarm System (over 52,000 sq. foot)	Plan approval (2 inspections)	5.00	\$429
3.12	Fire Alarm System (additional inspection)	For each additional hour after the initial 2 inspections	1.00	\$71
3.13	Overtime Inspection (2 hour minimum)	After hours inspections (at time and a half)	3.00	\$320
3.14	Knox Installation		1.00	\$71

<b>Table 4 - Plan Review, Construction and Service Fees</b>				
<b>Reference Number</b>	<b>Permit and Annual Inspections</b>	<b>Fee Description</b>	<b>Average Review &amp; Inspection Time (in hours)</b>	<b>Base Fee or Cost</b>
4.1	Fireworks Permit	Plan check, permit issuance, overtime inspection (2 hour minimum)	3.25	\$346
4.2	Annual Permit Inspection	Inspection and permit issuance	1.00	\$102
4.3	Additional Inspections	Non compliance re-inspection	1.00	\$71
4.4	Burn Permits (includes 4 permits per year)	Inspection and permit issuance	1.00	\$71
4.5	Licensed Care Pre-Inspection	Licensed care pre-inspection (25 or fewer residents) Per state law	1.00	\$50
4.6	Licensed Care Pre Inspection	Licensed care pre-inspection (26 or more residents) Per state law	1.00	\$100
4.7	Licensed Care Initial Fire Clearance	Initial inspection for compliance to all state requirements for 1-6 individuals (no fee per state law)	1.00	\$0
4.8	Licensed Care Initial Fire Clearance	Initial inspection for compliance to all state requirements for 26-50 individuals	1.50	\$107
4.9	Licensed Care Initial Fire Clearance	Initial inspection for compliance to all state requirements for over 50 individuals	2.75	\$195
4.10	Annual Licensed Day Care Inspection	Inspection for compliance to all state requirements for 0-14 individuals	.75	\$53
4.11	Annual Licensed Day Care Inspection	Inspection for compliance to all state requirements for 15-50 individuals	2.00	\$142
4.12	Annual Licensed Day Care Inspection	Inspection for compliance to all state requirements for over 50 individuals	2.75	\$195
4.13	Annual Licensed Residential Care Inspection	Inspection for compliance to all state requirements for 1-6 individual	.75	\$53
4.14	Annual Licensed Resident Care Inspection	Inspection for compliance to all state requirements for 7-30 individuals	1.50	\$107

<b>Table 4 - Plan Review, Construction and Service Fees (continued)</b>				
<b>Reference Number</b>	<b>Permit and Annual Inspections</b>	<b>Fee Description</b>	<b>Average Review &amp; Inspection Time (in hours)</b>	<b>Base Fee or Cost</b>
4.15	Annual Licensed Residential Care Inspection	Inspection for compliance to all state requirements for over 30 individual	2.75	\$195
4.16	Annual Apartment/Condominium Inspection	Inspection for compliance to all state fire and life safety codes (1-15 dwelling units)	1.50	\$107
4.17	Annual Apartment/Condominium Inspection	Inspection for compliance to all state fire and life safety codes (16-30 dwelling units)	3.00	\$213
4.18	Annual Apartment/Condominium Inspection	Inspection for compliance to all state fire and life safety codes (each additional 15 dwelling units)	.50	\$36
4.19	Annual School Inspection	Inspection for compliance to all state fire and life safety codes (private schools and pre-schools)	2.00	\$142
4.20	Annual Business Inspection	Inspection of business, notice of violation and re-inspection of buildings (up to 1000 sq. foot)	.25	\$49
4.21	Annual Business Inspection	Inspection of business, notice of violation and re-inspection of buildings (3000-10,000 sq. foot)	1.00	\$197
4.22	Annual Business Inspection	Inspection of business, notice of violation and re-inspection of buildings (10,000 sq. foot and up)	2.00	\$394

**ARTICLE XII.** Ordinance 92-3 is now repealed.

**ARTICLE XIII.** The Recording Secretary to the Board of Directors will certify to the adoption of this Ordinance and cause the same to be published in the manner required by law. This Ordinance will take effect thirty days after its final passage at a public hearing as required by law.

First read at a regular meeting of the Board of Directors of the San Miguel Consolidated Fire Protection District held on the 11<sup>th</sup> day of May, 2006, and adopted and ordered published in the manner required by law at the hearing and meeting on the 8<sup>th</sup> day of June, 2006, by the following vote:

AYES:

NOES:

ABSTAIN:

ATTEST:

---

Patrick J. Briggs  
Board Secretary

---

Christopher Winter  
Board President