

ORDINANCE No. 2023-02

AN ORDINANCE OF THE BOARD OF DIRECTORS OF THE VISTA FIRE PROTECTION DISTRICT ADOPTING FEES FOR SERVICES BY REFERENCE TO THE CALIFORNIA HEALTH AND SAFETY CODE SECTION 13916 AND SECTION 13919

The Board of Directors of the Vista Fire Protection District (District) of the County of San Diego ordains as follows:

ARTICLE I. The 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 section. Escalating demands have also been placed upon suppression personnel in conducting increasingly numerous and complex occupancy inspections.

ARTICLE II. The 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.

ARTICLE III. The 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.

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 Health and Safety Code Section 13916 and 13919 and Govt. Code Section 66014.

ARTICLE V. District fees are based upon the actual costs incurred by the fire agency, which are based upon the District's actual costs of providing fire protection services and total compensation of the employee(s) providing a particular service and include total personnel hours utilized for plan review, file review, database information entry, travel to and from the site, written response, site inspection, and support costs.

ARTICLE VI. The actual fee shall be paid by the applicant to the District's contractor at time of application or submittal to cover the actual costs in accordance with the aforementioned schedule for an *INSPECTION* or *PLAN REVIEW* or any *OTHER SERVICES* listed on the fee schedule.

ARTICLE VI. The actual fee shall be paid by the recipient of *OTHER SERVICES* and *INSPECTIONS* to the district's contractor upon receipt of an invoice in accordance with the aforementioned schedule.

ARTICLE VII. The cost for the provision of said services shall not exceed the costs reasonably borne by the contracting agency.

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

ARTICLE IX. The Board of Directors hereby declares that should any section, paragraph, sentence or word of this ordinance or of the Fire District Fee Schedule referenced herein be declared for any reason to be invalid, it is the intent of the Board 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 X. The Board of Directors, the Fire Chief or their designee shall have the ability to waive any and all fees as adopted by a Resolution of the Board of Directors. When fees are waived, a report shall be provided at the next Board of Directors meeting.

ARTICLE XI. The Board of Directors of the Vista Fire Protection District does hereby approve the adoption of the attached Schedule of Services and Fees (Attachment A).

ARTICLE XIII. The 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 forty-five (45) 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 Vista Fire Protection District of the County of San Diego, California, on the 14th day of December 2022. A second reading, public hearing and final adoption occurred at a regularly scheduled meeting on the _____ day of _____, 2023, by the following roll call vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

James Elliott
President

ATTEST

Karlana Rannals
Board Clerk

Section 5 EFFECTIVE DATE

That this ordinance and the rules, regulations, provisions, requirements, orders, and matters established and adopted hereby shall take effect and be in full force and effect 30 days from and after the date of its final passage and adoption and before the expiration of fifteen days after its passage.

That the Clerk of the Board of Directors is hereby ordered and directed to cause this ordinance to be published. First read at a regular meeting of the Board of Directors of the Vista Fire Protection District, held on **September 14, 2022**, and finally adopted and ordered published in the manner required by law at the hearing and meeting on the **October 12, 2022** by the following roll call vote:

AYES: Elliott, Fougner, Gomez, Miller, Ploetz
NOES: None
ABSENT: ~~None~~ MILLER
ABSTAIN: None

By:



Ned, Vander Pol
Fire Chief

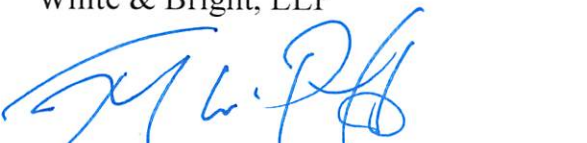
Date:

10-12-2022

Attest:


Karlana Rannals
Board Clerk

Approved as to Form
White & Bright, LLP


Fred Pfister, District Counsel

By:


Robert Fougner
President, Board of Directors

Date:

10-12-2022

Reference Number	Services	Fee Description	Fee
1.0	Fire Alarm System "New"		
1.1	Quantity →	1-25 devices	\$ 568
1.2	Quantity →	26+ devices	\$ 947
2.0	Fire Alarm System "T.I."		
2.1	Quantity →	1-25 devices	\$ 379
2.2	Quantity →	26+ devices	\$ 758
3.0	Hood & Duct/Extinguishing System		\$ 568
4.0	NFPA 13 Fire Sprinkler System		
4.1	Quantity →	1-50 sprinklers	\$ 758
4.2	Quantity →	51-100 sprinklers	\$ 1,137
4.3	Quantity →	101+ sprinklers	\$ 1,516
5.0	NFPA 13R Fire Sprinkler System		
5.1	Quantity →	1-50 sprinklers	\$ 758
5.2	Quantity →	51-100 sprinklers	\$ 1,137
5.3	Quantity →	101+ sprinklers	\$ 1,516
6.0	NFPA 13D Single Family System		\$ 379
7.0	Subdivision Repeat Sprinkler Plan Check		\$ 189
8.0	Fire Sprinkler System (Mod. T.I.)		
8.1	Quantity →	1-50 sprinklers	\$ 379
8.2	Quantity →	51+ sprinklers	\$ 758
9.0	Standpipe System		
9.1	Quantity →	Base Fee	\$ 284
9.2	Quantity →	Per Floor	\$ 95
'10.0	Technical Report Review		\$ 189
11.0	General Research		\$ 189
12.0	Fire Pumps - NFPA 20		\$ 189
13.0	Underground Fire Service Mains (per bldg.)		\$ 189
14.0	Plan Review		19% of building plan check fee
15.0	Real Estate Inspections (AB38)		\$ 50
16.0	Forced Weed Abatement Administrative Fee (Expense of Abatement Report & Hearing)		\$ 960
17.0	Returned Check Fee		actual cost
18.0	Code Appeal		actual cost
19.0	Reproduction of Fire District Documents	\$5.00 first 5 pages, \$.70 for each additional page thereafter	actual cost