

RESOLUTION NO. 12-11

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BISHOP, STATE OF CALIFORNIA,
AMENDING AND RESTATING CERTAIN FEES AND CHARGES FOR CITY SERVICES

WHEREAS, the City of Bishop has conducted an extensive and exhaustive analysis of its services, the costs reasonably borne of providing those services, the beneficiaries of those services, and the revenues produced by those paying fees and charges for special services; and

WHEREAS, the City wishes to comply with both the letter and the spirit of Article XIII B of the California Constitution and limit the growth of taxes; and

WHEREAS, the City desires to establish a policy of recovering the full costs reasonably borne of providing special services of a voluntary and limited nature, such that general taxes are not diverted from general services of a broad nature and thereby utilized to subsidize unfairly and inequitably such services; and

WHEREAS, heretofore the City Council adopted Ordinance No. 479 establishing its policy as to the recovery of costs reasonably borne to be recovered from users of City services; adopted Ordinance No. 538 updating Section 3.22.040 Schedule of fees and service charges; and directed staff as to the methodology for implementing said Ordinances; and

WHEREAS, the specific fees to be charged for services must be adopted by the City Council by Resolution, after providing notice and holding a public hearing; and

WHEREAS, a schedule of fees and charges to be paid by those requesting such special services must be adopted so that the City might carry into effect its policies; and

WHEREAS, it is the intention of the City Council to develop a revised schedule of fees and charges based on the City's budget and projected costs reasonably borne; and

WHEREAS, pursuant to California Government Code § 66016 the required information on proposed new or increased fees or services charges was provided by mail and available for general public review as required by state law and Bishop Municipal Code Section 3.22.060; and

WHEREAS, all requirements of law are hereby found to have been complied with;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BISHOP finds after considering the evidence presented, that the fees imposed hereby do not exceed the City's costs reasonably borne.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BISHOP DOES RESOLVE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. FEE SCHEDULE ADOPTION. The following schedule of fees and charges are hereby directed to be computed by and applied by the various City departments, and to be collected by the appropriate department or the City Finance Department for the herein listed special services when provided by the City or its designated contractors.

SECTION 2. SEPARATE FEE FOR EACH PROCESS. All fees set by this resolution are for each identified process; additional fees shall be required for each additional process or service that is requested or required. Where fees are indicated on a per-unit-of-measurement basis, the fee is for each identified unit or portion thereof within the indicated ranges of such units.

SECTION 3. FEES. The fees shall be charged and collected for the enumerated services as indicated in Exhibit "A".

SECTION 4. INTERPRETATIONS. This Resolution may be interpreted by the several City department heads in consultation with the City Administrator; should there be a conflict between two fees, then the lower in dollar amount of the two shall be applied.

SECTION 5. CONSTITUTIONALITY. If any portion of this Resolution is declared invalid or unconstitutional then it is the intention of the City Council to have passed the entire Resolution and all its component parts, and all other sections of this Resolution shall remain in full force and effect.

SECTION 6. REPEALER. All resolutions and other actions of the City Council in conflict with the contents of this Resolution are hereby repealed.

SECTION 7. EFFECTIVE DATE. This Resolution shall go into full force and effect immediately. Pursuant to Bishop Municipal Code Section 3.22.040 B, fees and charges will be effective in sixty (60) days after adoption and execution of an executive order by the City Administrator and no written appeal has been filed. The Community Services Department fees and charges will be effective June 1, 2012 following the sixty (60) days as stipulated. Fees and charges for all other departments will not be effective until July 1, 2012.

PASSED, APPROVED AND ADOPTED this 26th day of March 2012.

/s/DAVID STOTTLEMYRE, MAYOR

ATTEST: Keith Caldwell, City Clerk

By: _____
/s/Denise Gillespie, Assistant City Clerk

STATE OF CALIFORNIA
COUNTY OF INYO



I, Denise Gillespie, Assistant City Clerk for the City of Bishop, do hereby certify that the whole number of members of the City Council of said City of Bishop is five (5); that the foregoing Resolution No. 12-11 was duly passed and adopted by said City Council; approved and signed by the Mayor of said City; and attested by the City Clerk of said City, all at a regular meeting of said City Council, held on March 26, 2012, and that the same was so passed and adopted by the following roll call vote.

AYES: Cullen, Griffiths, Stottlemyre, Smith

ABSENT: Ellis

NOES: None

ABSTAIN: None

WITNESS, my hand and the seal of the City of Bishop this 27th day of March 2012.

/s/Denise Gillespie, Assistant City Clerk
CITY OF BISHOP

EXHIBIT "A"

CITY OF BISHOP FEES AND CHARGES
FISCAL YEAR 2012-2013

ADMINISTRATION & FINANCE SERVICES

| NO. | TITLE/DESCRIPTION | RECOMMENDED CHARGES |
|-------|--|--|
| AF-1 | New/Moved Business Application Process | -0- |
| AF-2 | Business License Fees | |
| | Four Employees or less and not otherwise specified | \$40.00 annually |
| | Five Employees, less than ten, and not otherwise specified | \$120.00 annually |
| | Ten Employees or more and not otherwise specified | \$200.00 annually |
| | Having no Fixed or Permanent Residence in City which conducts business daily in the City | \$50.00 annually per vehicle/or person |
| | Having no Fixed or Permanent Residence in City which does not conduct business daily in the City | \$50.00 daily or \$400.00 annually each vehicle/or person |
| | Amusements Generally | \$200.00 annually |
| | Bowling Alleys | \$40.00 annually per alley |
| | Public Dancing | \$200.00 annually |
| | Circuses, Carnivals, etc. | \$50.00 per day |
| | Contractors and Subcontractors | \$100.00 annually |
| | Itinerant Locksmiths, Tool Sharpeners, etc. | \$2.50 per day or \$100.00 annually |
| | Pool Halls, Social Clubs, etc. | \$16.00 annually each pool table and \$100.00 annually for each card table |
| | Professions | \$40.00 annually |
| | Sound Trucks, Loud Speakers with permanent place of business in City | \$100.00 annually |
| | Out of City | \$12.50 per day or \$200.00 annually |
| AF-3 | Bingo Fees | \$15.00 annually |
| AF-4 | New T.O.T. Registration Certificate | -0- |
| AF-5 | Returned Check (NSF) Processing | \$25.00 each |
| AF-6 | Printed Materials/Map Production Sale | \$1.00 page |
| AF-7 | Document Certification/Copying | \$.25 page |
| AF-8 | Records Research Service | Actual Cost |
| AF-9 | City Code and Zoning Code Update | -0- |
| AF-10 | Agenda/Minutes Mailing Service | -0- |
| AF-11 | City Meeting Recording Copies | Actual Cost |

COMMUNITY SERVICES

| NO. | TITLE/DESCRIPTION | RECOMMENDED CHARGES |
|------|--|--|
| CS-1 | Auditorium Rental | \$50.00 First 4 hours \$10.00/hour each additional hour |
| CS-2 | Council Chambers Rental | \$75.00 First 4 hours \$15.00/hour each additional hour |
| CS-3 | Conference Room Rental | \$35.00 First 4 hours \$5.00/hour each additional hour |
| CS-4 | Outside Grounds Rental (Set up, Clean up, Supplies & Service) | Actual Cost |
| CS-5 | Community Center Development Impact Fees | -0- |

PARKS AND RECREATION

| NO. | TITLE/DESCRIPTION | RECOMMENDED CHARGES |
|-------|--|--|
| PR-1 | Softball Lights | \$20.00 an hour |
| PR-2 | Tennis Lights | \$4.00 per hour/tokens \$5.00 hour/time clock |
| PR-3 | Softball/Baseball Field | \$25.00 per field |
| PR-4 | Tennis Courts | -0- |
| PR-5 | League Play | Actual Cost |
| PR-6 | Pool Rental | \$50.00 hour/plus cost of aquatic personnel |
| PR-7 | Swim Classes Individual Lesson | \$35.00 for 8 sessions Actual Cost |
| PR-8 | Public Swim – Youth | \$3.00 \$25.00 – 10 Passes |
| | Public Swim – Adult | \$5.00 \$20.00 – 5 Passes |
| | Public Swim – Family Pass | \$42.00 – 18 passes |
| | Public Swim/Lap (unlimited use) – Adult | \$5.00 - Season Pass \$120.00 |
| | Public Swim – Showers | \$5.00 day |
| PR-9 | Contract Classes | Actual Cost |
| PR-10 | Special City Sponsored Recreation Activities | Actual Cost |
| PR-11 | Set up/Clean up Services (Electrical Tables, Etc.) | Actual Cost |
| PR-12 | City Park Vendor/Exhibitor Fees/Mule Days | \$20.00 per space \$45.00 camp space |
| | City Park Vendor/Exhibitor Fees/Labor Day | \$10.00 per space \$45.00 camp space |
| PR-13 | Park Development Impact Fees | -0- |

PUBLIC SAFETY

| NO. | TITLE/DESCRIPTION | RECOMMENDED CHARGES |
|-------|---|------------------------|
| PS-1 | Check Collection Fee | \$25.00 |
| PS-2 | Impound Fee | \$125.00 |
| PS-3 | Fingerprints Rolling either by paper and ink; or electronic Live Scan | \$25.00 |
| PS-4 | Report Copying – Accident Report Report Copying – Other Reports | \$20.00 \$20.00 |
| PS-5 | Booking Fees | \$130.00 |
| PS-6 | Repossession Processing | \$15.00 |
| PS-7 | Parking Fines pursuant to Bishop Municipal Code Title 10 – Vehicles and Traffic Chapter 10.28 Sections 10.28.020 -10.28.200 | \$30.00 each violation |
| PS-8 | Handicapped Parking Violations | \$255.00 |
| PS-9 | Burning Permit Fee | -0- |
| PS-10 | Plan and Site Review for Flammable or Combustible Liquid Storage | -0- |
| PS-11 | Building Inspection for Fire and Life Safety | -0- |
| PS-12 | Fireworks and Pyrotechnic Special Effects Permit Fee | -0- |
| PS-13 | Building and Site Plan Check | -0- |
| PS-14 | Public Safety Development Impact Fees | -0- |
| PS-15 | Criminal History Check Pursuant to California Family Code 6306 | \$10.00 |

PUBLIC WORKS

Planning Fees

The fee shall be as described in the following table unless the actual cost is greater. If the actual cost is greater, the fee shall be the actual cost.

| NO. | TITLE/DESCRIPTION | RECOMMENDED CHARGES |
|-------|---|---------------------|
| PL-1 | Zone Change Review | \$1,500 |
| PL-2 | Variance Review | \$1,000 |
| PL-3 | Zone Ordinance Amendment Review | \$1,500 |
| PL-4 | Appeals | \$300 |
| PL-5 | Use Permit Review and Process | \$1,500 |
| PL-6 | Specific Plan Review | \$1,500 |
| PL-7 | General Plan Amendment | \$1,500 |
| PL-8 | Categorical Exemption | \$120 |
| PL-9 | Negative Declaration Review and Process | \$1,500 |
| PL-10 | EIR Staff Review | \$2,500 |
| PL-11 | Time Extension Review | \$500 |

| | | |
|-------|-----------------------------|---------|
| PL-12 | Tentative Parcel Map Review | \$2,000 |
| PL-13 | Tentative Tract Map Review | \$2,500 |
| PL-14 | Final Parcel Map Review | \$2,000 |
| PL-15 | Final Tract Map Review | \$2,500 |
| PL-16 | Certificate of Compliance | \$1,000 |
| PL-17 | Lot Line Adjustment Review | \$1,000 |

Building Fees

| NO. | TITLE/DESCRIPTION | RECOMMENDED CHARGES |
|------|--|-------------------------------------|
| BL-1 | Building Permits | See Below |
| BL-2 | Residential SMIP Commercial SMIP | 0.010% of Value 0.021% of Value |
| BL-3 | Building Standards Revolving Fund (BSASRF) | \$1.00 for each \$25,000 or portion |

1. State-Mandated Strong Motion Instrumentation Program (SMIP) and Building Standards Administration Special Revolving Fund (BSASRF) fees do not apply to electrical, mechanical and plumbing work permitted independent of building work.
2. Permits, inspection, and related fees for demolition, grading, building, plumbing, mechanical and electrical shall be the sum of a \$60 administration fee, a valuation fee, and a plan check fee, if required.
3. The valuation fee shall be as described in the following table unless the actual cost is greater. If the actual cost is greater, the valuation fee shall be the actual cost.

| Total Valuation | Fee |
|--------------------------|---|
| \$1 to \$500 | \$23.50 |
| \$500 to \$2,000 | \$23.50 for the first \$500 plus \$3.05 for each additional \$100, or fraction thereof, to and including \$2,000 |
| \$2,001 to \$25,000 | \$69.25 for the first \$2,000 plus \$14.00 for each additional \$1,000, or fraction thereof, to and including \$25,000 |
| \$25,001 to \$50,000 | \$391.25 for the first \$25,000 plus \$10.10 for each additional \$1,000, or fraction thereof, to and including \$50,000 |
| \$50,001 to \$100,000 | \$643.75 for the first \$50,000 plus \$7.00 for each additional \$1,000, or fraction thereof, to and including \$100,000 |
| \$100,001 to \$500,000 | \$993.75 for the first \$100,000 plus \$5.60 for each additional \$1,000, or fraction thereof, to and including \$500,000 |
| \$500,001 to \$1,000,000 | \$3,233.75 for the first \$500,000 plus \$4.75 for each additional \$1,000, or fraction thereof, to and including \$1,000,000 |
| \$1,000,001 and up | \$5,608.75 for the first \$1,000,000 plus \$3.15 for each additional \$1,000, or fraction thereof |

4. Except as provided below, total valuation shall be determined using International Code Council (ICC) Building Valuation Data current on the permit issue date with a regional modifier of 0.97.
5. For additions, remodels, tenant improvements, reroofing, and for electrical, mechanical, and plumbing done independent of building work, total valuation shall be provided by applicant or determined using standard construction estimating practices.

6. The plan check fee, when required, shall be 65% of the valuation fee unless the actual cost is greater. If the actual cost is greater, the plan check fee shall be the actual cost.
7. Investigation permitting of unpermitted work shall be charged at two times the cost of the permit had the work been properly permitted.
8. Actual cost shall include additional cost of re-inspection.
9. Actual cost for work outside of normal business hours shall be based on two hours minimum.

General Public Works Fees

| NO. | TITLE/DESCRIPTION | RECOMMENDED CHARGES |
|-------|---|---------------------------------------|
| PW-1 | Snow Removal | Not used |
| PW-2 | Administration and Abatement of Weeds and Refuse | Actual Cost |
| PW-3 | Right of Way Abandonment Request Process | Actual Cost |
| PW-4 | Street Sweeping | \$130 per hour |
| PW-5 | Storm Drain Maintenance | Actual Cost |
| PW-6 | Street Patching | Actual Cost |
| PW-7 | Large Format Plots and Maps | Actual Cost |
| PW-8 | Encroachment Permit for other than construction | Actual Cost |
| PW-9 | Encroachment Permit for construction 1. \$50,000 or less of work 2. More than \$50,000 work | 0.5%, \$20 minimum \$250 plus 0.1% |
| PW-10 | Drainage Development Impact Fees | \$0 |

Water and Sewer Fees

Definitions: For the purposes of water and sewer fees:

1. "Account" is a financial designation that usually equates to one water and one sewer service connection to one dwelling, premises, or customer and is used in accounting and billing.
2. "Bar" means bar with alcoholic beverage license.
3. "Dwelling" means a place of residence with a connection for water service to the city water system.
4. "Hotel," shall include "motels," "rooming houses," "boarding houses," "lodging houses" and "guest homes" and shall be as defined in the Health and Safety Code of the state. Hotel fees include fees for any hotel laundry facility used solely by employees for hotel linen.
5. "Island" means one or two fuel dispensing positions usually with a choice of fuels dispensed from one or more hoses and associated with a public restroom. Fueling satellites controlled from an island are considered part of that island.
6. "Manager's quarters" means a room or apartment occupied and used exclusively by the manager of a hotel, rooming house, motel, mobile home park, trailer park or recreational trailer park.

7. "Mobile home park," "trailer park" and "recreational trailer park" shall be defined as defined in the Health and Safety Code of the state.
8. "Multiple family residence" includes condominiums; apartment houses; mobile homes; and recreational vehicles and trailers in parks.
9. "Premises" means a lot, parcel of land, building or establishment.
10. "Restaurant" does not include hospital food service.
11. "Seat" means number of permitted seats or actual seats, whichever is greater.
12. "EDU" means Equivalent Dwelling Unit and relates various water and sewer fees to those for a single family residence.

Monthly Water and Sewer Fees

The minimum fees for any account equate to fees for 1 EDU. For non-residential uses not listed, fees shall equate to 1 EDU per toilet or equivalent.

THESE FEES WILL BE EFFECTIVE JULY 1, 2012

| Description | EDU | | Per | Monthly Fee | |
|---------------------------------|-------|-------|---------|--------------|--------------|
| | Water | Sewer | | Water (WA-1) | Sewer (SW-1) |
| Single Family Residence | 1 | 1 | Each | \$32.00 | \$27.58 |
| Multiple Family Residence | 0.8 | 0.8 | Unit | \$25.60 | \$22.06 |
| Church* | 1 | 1 | Each | \$32.00 | \$26.59 |
| Church Recreation Hall* | 1 | 1 | Each | \$32.00 | \$26.59 |
| Hospital* | 1/3 | 1/3 | Bed | \$10.67 | \$9.19 |
| Convalescent Home | 1/3 | 1/3 | Bed | \$10.67 | \$9.19 |
| Lodge or Meeting Hall* | 1 | 1 | Each | \$32.00 | \$26.59 |
| Hall Bar* | 1 | 1 | Each | \$32.00 | \$26.59 |
| Public School | 0.04 | 0.04 | Student | \$1.28 | \$0.99 |
| Other School | 0.032 | 0.032 | Student | \$1.02 | \$0.79 |
| Fairgrounds | 7 | 7 | Each | \$224.00 | \$186.10 |
| Gas Station* | 0.4 | 1.90 | Island | \$12.80 | \$52.40 |
| Self Serve Car Wash* | 3 | 3 | Stall | \$96.00 | \$61.17 |
| Beauty or Barber Shop | 1 | 1 | Each | \$32.00 | \$27.58 |
| Bar* | 0.08 | 0.08 | Seat | \$2.56 | \$2.21 |
| Hotel Manager's Quarters* | 1 | 1 | Each | \$32.00 | \$27.58 |
| Hotel Room* | 0.25 | 0.48 | Each | \$8.00 | \$13.24 |
| Laundry* (see Hotel definition) | 3 | 3 | Each | \$96.00 | \$82.74 |
| Laundromat* | 0.8 | 0.8 | Washer | \$25.60 | \$20.47 |
| Restaurant* | 0.10 | 0.10 | Seat | \$3.20 | \$2.76 |
| Trailer Dump Facility* | 2 | 2 | Each | \$64.00 | \$55.16 |

*These fees are additive for each account

One Time Water and Sewer Fees

| NO. | TITLE/DESCRIPTION | RECOMMENDED CHARGES |
|------|--|---------------------|
| WA-2 | Water Service Permit | \$50 |
| WA-3 | Water Service Construction Main to Curb Stop | Actual Cost |
| WA-4 | Water Backflow Preventers Test | Actual Cost |
| WA-5 | Water Development Impact Fees | \$2,000 per EDU |
| WA-6 | Water Valve Box for Curb Stop Valve | \$0 |
| SW-2 | Sewer Service Permit | \$50 |
| SW-3 | Sewer Service Construction Main to Property | Actual Cost |
| SW-4 | Sewer Grease Interceptor Inspection | Actual Cost |
| SW-5 | Sewer Development Impact Fee | \$2,000 per EDU |