

**ORDINANCE NO. 73**

**ORDER OF THE GOVERNING BOARD OF THE  
GOLETA SANITARY DISTRICT ADOPTING  
AN ORDINANCE AND GENERAL REGULATION  
ESTABLISHING REVISED FEES FOR PLAN CHECKS,  
REVIEWS, PERMITS, INSPECTIONS AND DEPOSITS**

WHEREAS, the Goleta Sanitary District (the “District”) has completed an evaluation of the fees it charges for plan checks, reviews, permits, inspections and deposits (collectively, the “Fees”); and

WHEREAS, based on said evaluation, the Governing Board of the District has determined that adjustments to the Fees are necessary in order to cover the District’s costs of providing service; and

WHEREAS, the District desires to adopt a revised schedule of Fees as set forth herein.

NOW, THEREFORE, BE IT ORDAINED by the Governing Board of the Goleta Sanitary District, as follows:

**1. Repeal of Prior Enactments**

All District ordinances, regulations, resolutions, policies, procedures and administrative provisions that are inconsistent with the provisions of this Ordinance, including but not limited to Ordinance No. 60 adopted on February 18, 2003, are hereby repealed.

**2. Revised Fees**

The schedule of Fees attached hereto as Exhibit “A” is hereby adopted.

**3. Cost of Living Adjustments**

The Fees shall be adjusted on July 1 of each year to reflect any increases in the cost of living since the date of the last adjustment, as determined pursuant to the Consumer Price Index published by the United States Department of Labor, Bureau of Labor Statistics, for the Los Angeles-Riverside-Orange County area (All Urban Consumers, All Items, 1982-1984 = 100). Said adjustments shall be calculated using the same methodology used by the District in calculating the annual cost of living adjustments for the compensation paid to District employees, and shall be in the same percentage amount that is approved by the District’s Governing Board for such compensation adjustments. When calculating such increases, the Fees shall be rounded to the nearest whole dollar amount.

**4. Use of Fees**

Revenues derived from the collection of the Fees shall be placed in the District's Running Expense Fund pursuant to District Resolution No. 99-360. Said revenues shall be for the purpose of covering the District's administrative and labor costs associated with the services provided by the District.

**5. General Findings**

The Governing Board hereby finds that (a) the Fees adopted pursuant to this Ordinance are in an amount necessary to cover the District's administrative and labor costs, (b) in compliance with Article XIII A Section 4 of the California Constitution and Sections 50076 of the Government Code, the Fees do not constitute a special tax requiring voter approval, and (c) the revenues forecast to be generated by the Fees do not exceed the estimated reasonable cost of providing the services for which the Fees are imposed.

**6. CEQA Findings**

The Governing Board hereby further finds that (a) under Section 21080(b)(8) of the Public Resources Code, this Ordinance only increases fees to meet operating expenses, including employee wage rates and fringe benefits, and to fund services associated with the operation of the District's sewer system, (b) there is no substantial evidence in the record before the District that this Ordinance or the adoption of the Fees will have a significant effect on the environment, and (c) no environmental review is required. In accordance with Section 21152(b) and (c) of the Public Resources Code, the Governing Board hereby directs the Secretary of the District to file a Notice of Exemption with the Santa Barbara County Clerk.

**7. Partial Invalidity**

If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional, ineffective, or in any manner in conflict with the laws of the United States, or the State of California, such decision shall not affect the validity of the remaining portions of this Ordinance. The Governing Board of the District hereby declares that it would have passed this Ordinance and each section, subsection, sentence, clause, and phrase, hereof, irrespective of the fact that any one or more section, subsection, sentence, clause, or phrase be declared unconstitutional, ineffective, or in any manner in conflict with the laws of the United States or the State of California.

**8. Publication**

The Secretary of the District is hereby directed to cause this Ordinance to be published once in a newspaper published in the District.

**9. Effective Date**

This Ordinance shall have an effective date of January 1, 2010.

ADOPTED, SIGNED, AND APPROVED this 7th day of December, 2009, by the following vote of the Governing Board of the Goleta Sanitary District:

AYES:

NOES:

ABSENT:

ABSTAIN:

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John R. Fox, President  
of the Governing Board

COUNTERSIGNED:

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Kamil S. Azoury, Secretary  
of the Governing Board

**EXHIBIT "A"**

**FEES EFFECTIVE JANUARY 1, 2010**

<b>COLLECTION SYSTEM</b>	
<b>PERMIT TYPE</b>	<b>FEES</b>
Plan check and review fees (commercial/industrial and large development projects only)	Minimum fee: \$100.00 (Per hour rate: \$100.00)
Permit fees	\$150.00
Inspection fees	\$150.00
Inspection fees for industrial establishments	\$200.00
Mainline inspections	\$400/100 ft
Cleanouts/inspection only - no permit fees	N/A
Deposit	\$500.00 (Maximum)

<b>INDUSTRIAL WASTE CONTROL</b>		
<b>PERMIT TYPE</b>	<b>FEES</b>	
	<b>Initial Fee*</b>	<b>Renewal Fee*</b>
Class I, 0	\$200.00	\$100.00
Class II, 12	\$400.00	\$200.00
Class III, 24	\$800.00	\$400.00
Class IV, SIU, 1	\$1,200.00	\$600.00
Class IV CIU, 11	\$1,600.00	\$800.00
Restaurants	\$300.00	\$150.00
"Zero-discharge"	\$100.00	\$50.00

\* The District reserves the right to charge industrial users the initial fee instead of the renewal fee if the District determines that the renewed permit contains significant changes.

The fees set forth in this Exhibit "A" are subject to adjustment on July 1 of each year to reflect any increases in the cost of living since the date of the last adjustment.