

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS

ACTION AGENDA SUMMARY

DEPT: Public Works *[Signature]*

BOARD AGENDA # *C-1

Urgent Routine

AGENDA DATE March 19, 2013

CEO Concurs with Recommendation YES NO
(Information Attached)

4/5 Vote Required YES NO

SUBJECT:

Approval to Set a Public Hearing on April 23, 2013 at 9:05 a.m., to Introduce and Waive the First Reading of an Ordinance to Amend Existing Fees for the Department of Public Works

STAFF RECOMMENDATIONS:

Set a Public Hearing on April 23, 2013 at 9:05 a.m. to introduce and waive the first reading of an ordinance to amend existing fees for the Department of Public Works.

FISCAL IMPACT:

The proposed fees will enable the Department of Public Works to recover the cost of providing specific services to the general public, development community and other county departments. Based on the current year's activity, the proposed fees are anticipated to generate approximately \$7,000 in additional revenue. Actual revenues, will vary depending on the number of permit applications, plan reviews, and inspections.

(Continued on Page 2)

BOARD ACTION AS FOLLOWS:

No. 2013-114

On motion of Supervisor Withrow, Seconded by Supervisor O'Brien

and approved by the following vote,

Ayes: Supervisors: O'Brien, Withrow, De Martini and Chairman Chiesa

Noes: Supervisors: None

Excused or Absent: Supervisors: Monteith

Abstaining: Supervisor: None

1) X Approved as recommended

2) _____ Denied

3) _____ Approved as amended

4) _____ Other:

MOTION:

Christine Ferraro

ATTEST: CHRISTINE FERRARO TALLMAN, Clerk

File No. ORD-55-Q-7

Approval to Set a Public Hearing on April 23, 2013 at 9:05 a.m., to Introduce and Waive the First Reading of an Ordinance to Amend Existing Fees for the Department of Public Works

FISCAL IMPACT (Continued):

The proposed increase is based on an average rate of \$95 per hour for engineering services and \$90 per hour for survey services, which is the current weighted rate, with overhead, for the personnel performing these tasks. This is the final year of a 5-year plan to bring charges for engineering services in line with the actual cost of providing the service. The original plan projected that the average hourly rate in year five would be \$100, however the actual average rate is \$95, therefore the year five rate is five dollars less than originally proposed.

The increase in revenue resulting from the approval of this amendment to existing fees is expected to offset direct costs related to processing Encroachment Permits, Excavation Permits, Grading Permits, Street Improvement Permits, Construction Inspections, and services provided by the Land Survey Division. This existing fee amendment will also be used by the Planning Department to assist in processing permits associated with grading and land development/land use applications.

DISCUSSION:

The Public Works Department provides services, as required by law, to the public and the development community. Some of these services encompass construction inspection, plan review, and project review. Public Works charges fees to recoup the costs of providing these inspection and review services. Over time the cost of providing these services has increased, but the fees have not been fully recovered.

Prior to 2009, the previous fee increase was approved in 1991. Public Works realized that it would have been unreasonable to propose to increase fees in one year to cover the deficit between the fees charged and the cost of delivering the services. Therefore, Public Works proposed to increase the fees incrementally over a five-year period. In May 2009 the Board approved year one of an adjustment to the fees to recoup the cost associated with providing Engineering Services such as construction inspection, plan review and project review. Fiscal Year 2012-2013 was the fourth year of implementing the fee adjustments based on a per hour baseline rate of \$90 per hour. Staff is now recommending implementation of the fifth year base line rate of \$95 per hour.

Approval of the 2013-2014 proposed fee increases would complete the fifth year of incremental increases. The incremental adjustments covering the five-year period are shown in the following table:

Proposed Increases Over Five Years				
Year 1 2009-2010	Year 2 2010 - 2011	Year 3 2011 - 2012	Year 4 2012-2013	Year 5 2013-2014
\$60	\$70	\$80	\$90	\$95

Approval to Set a Public Hearing on April 23, 2013 at 9:05 a.m., to Introduce and Waive the First Reading of an Ordinance to Amend Existing Fees for the Department of Public Works

Public Works proposes to use \$95 per hour as a baseline for setting fees. The proposed fees are based on the average amount of time it normally takes to perform the various inspections. Public Works is submitting for approval the Year 5 rate of \$95 shown in the above table (2013-2014) of the five-year cycle.

FEE REVIEW PROCESS

To determine the appropriateness of existing fees and identify any need for change, Public Works utilizes the following process:

- Ongoing analysis is conducted on an annual basis to determine if revenue from individual fees is sufficient to cover staff time and costs to support each function that has a fee.
- In reviewing the fee structure, Public Works identifies those fees that had not kept pace with both the amount of staff time and/or the cost of staff time to complete the task.
- Public Works' Engineering staff contacts other California counties to obtain information about the fees they charge for Plan Checks, Encroachment Permits, Excavation Permits, Street Improvement Construction Permits, Construction Inspections, and Land Survey services. For the 2013 comparison the following counties were contacted Fresno, Kern, Kings, Madera, Merced, Monterey, Sacramento, San Joaquin, Solano, Sonoma, Tulare, and Ventura.

A spreadsheet (Exhibit B) was developed listing the fees charged by those government entities along with the current Stanislaus County Public Works fees.

- The fees charged by other government entities are averaged and compared with Stanislaus County fees. In addition, the variation in methods for charging the fees is also evaluated. Variations include a flat rate, charging actual time taken to perform the services, and requiring deposits based on a percentage of the engineer's estimated cost to complete the project, and distinguishing between major and minor projects or commercial and residential projects.
- Based on the above analysis and evaluation process for 2013, Public Works has arrived at a proposed change in Construction Review and Inspection fees, Encroachment/Excavation Permit and Inspection fees, Grading Permit and Inspection fees, and Land Survey fees.

Approval to Set a Public Hearing on April 23, 2013 at 9:05 a.m., to Introduce and Waive the First Reading of an Ordinance to Amend Existing Fees for the Department of Public Works

PROPOSED FEE CHANGES OF EXISTING FEES

Engineering Fees

Excavation Permit (for any excavation occurring in a County right-of-way): The basic permit fee is proposed to remain at \$20. This fee includes \$5 each for Flood Plain Administrator review and Geographic Information System (GIS) updates as related to the improvements and \$10 for administrative fees. An additional fee for the inspection of the excavation work would change from a \$180 flat fee per 250 or 500 lineal feet of excavation of paved or unpaved area respectively to a \$190 flat fee. The fee is based on the average inspection time of two hours per project with the proposed hourly charge of \$95.

Encroachment Permit: The flat rate fee that has been charged during the last fiscal year for an encroachment permit (for construction that occurs in a County right-of-way) for driveway construction has been \$180. The proposed fee will increase this fee to \$190. Inspection for a concrete driveway takes a minimum of 3 inspections totaling on average 2 hours. With an hourly charge of \$95, 2 hours of inspection time equals \$190.

Construction Permits: Permits for street improvements have been charged at a flat rate fee of \$40 for the basic permit and an additional fee of \$180 per 250 lineal feet for inspection of curb and gutter work, sidewalks, and matching pavement construction, and a flat fee of \$90 for drywell inspections. Using the new baseline fee of \$95 per hour and the average inspection time for the listed services of two hours, the proposed fee is \$190 per 250 lineal feet plus base permit fee of \$40. Drywell inspections would now be \$95. The base permit fee remains unchanged and includes \$5 each for Flood Plain Administrator review and Geographic Information System (GIS) updates as related to the improvements and \$30 for administrative fees. Fees are to be paid in advance of the inspection.

Re-inspections will be increased to \$95 per hour from the current \$90 per hour. For large construction projects, a deposit of 10% of the engineer's estimate is required based on cost of the construction. Inspection time would be charged at the rate of \$95 per hour, the charge being drawn down against the deposit. At the completion of the project, the balance of the deposit would be remitted to the customer. If the deposit is not sufficient to cover all inspection charges, the customer will be billed separately for additional charges. The standard rate per hour for construction inspection is proposed at \$95 per hour.

Grading Permit: This fee is collected by the Department of Planning on Public Works' behalf for services to review and approve grading plans and provide required field inspections for projects requiring a grading permit as determined by the Department of Planning.

Approval to Set a Public Hearing on April 23, 2013 at 9:05 a.m., to Introduce and Waive the First Reading of an Ordinance to Amend Existing Fees for the Department of Public Works

No change is proposed for the existing Permit application processing fee of \$30. Field inspections and plan review will be based on actual cost/minimum charge at the weighted labor rate of \$95 per hour. A deposit will be required based on the risk level as discussed above

Land Survey Fees

Land Survey fees for Parcel Maps, Subdivision Maps, and Lot Line Adjustments will remain unchanged. Certificate of Compliance, Record of Survey, and Road Abandonment fees are proposed to increase. Certificate of Compliance fees are proposed to increase from a straight \$695 to \$695 plus \$20 per parcel. While the existing fee is sufficient for a single parcel Certificate of Compliance, each additional parcel requires approximately 15 minutes of staff time to process. Record of Survey fees are proposed to increase from \$565 to \$700 for a map of up to four pages with the fee for each additional page being \$100. A review of previous Record of Surveys showed that most are four pages or less and take an average of 7-8 hours to review. The weighted average rate for survey staff is \$90 per hour, or approximately \$700 per Record of Survey. Additional pages require in excess of one hour to review. Road Abandonment fees are proposed to increase from \$1,110 to \$1,620. The processing of a Road Abandonment takes approximately 18 hours, for a proposed fee of \$1,620. The proposed fee increases are based on a two year review of completed like actions. The fee corresponds to the average amount of time required to process the requested action. Land Survey fees were last increased in 2004.

The proposed fee changes are outlined below and are as shown in Exhibit "A":

Fee Description	Existing Fee	Proposed Fee
Excavation Permit		
Inspection per 500 ft. of trench in unpaved area	\$180	\$190
Inspection per 250 ft. of trench in paved area	\$180	\$190
Encroachment permit-Driveway construction	\$180	\$190
Construction Permits-Street Improvements		
Curb & Gutter per 250 lineal feet	\$180	\$190
Sidewalks per 250 lineal feet	\$180	\$190
Matching Pavement per 250 lineal feet	\$180	\$190
Drywell Inspection	\$ 90	\$ 95
Reinspections (hourly rate)	\$ 90	\$ 95
Construction Inspection (hourly rate)	\$ 90	\$ 95
Improvement Plan Checking (hourly rate)	\$ 90	\$ 95
Land Survey		
Survey Map Processing (per request-up to 4 sheets)	\$565	\$700
Survey Map Processing-additional sheets	\$ 0	\$100
Certificate of Compliance	\$695	\$695 plus \$20 per parcel
Road Abandonment Processing	\$1,110	\$1,620

Approval to Set a Public Hearing on April 23, 2013 at 9:05 a.m., to Introduce and Waive the First Reading of an Ordinance to Amend Existing Fees for the Department of Public Works

POLICY ISSUES:

Authority for the Department of Public Works to charge fees for use of County roads and inspection of constructions, excavations, and installations occurring in Stanislaus County streets is granted in California Street and Highways Code Chapter 5.5, Article 2, Section 1464. Authority for those fees associated with building permits is granted by California Health and Safety Code Section 17950. Authority for fees associated with Record of Surveys is granted by California Business Code Chapter 15, Article 5, Section 8766.5. Authority for fees associated with Certificates of Compliance is granted by Government Code Title 7, Division 2, Chapter 7 Article 2, Section 66499.35. Authority for fees associated with Road Abandonment is granted by Streets and Highways Code Division 9, Part 3, Chapter 3, Section 8321.

This action is consistent with the Board's priorities of A Well-Planned Infrastructure System and the Efficient Delivery of Public Services by ensuring that inspection services can continue to be provided in a timely manner.

STAFFING IMPACT:

The proposed increases will enable Public Works staff to continue to provide services to the general public, development community and other County departments.

CONTACT PERSON:

Matt Machado, Public Works Director. Telephone: 209-525-4130.

EXHIBIT "A"
2013 PUBLIC WORKS FEES (EFFECTIVE JULY ____, 2013)

Fee Description	Fiscal Year Adopted	Fee Amount
Excavation Permits		
California Street & Highways 1464; CCR, Division 2, Chapter 5.5, Article 2		
Permit (includes \$5 ea. FPA & GIS)	2009	\$ 20
Inspection per 500 ft of trench in unpaved area	2013	\$ 190
Inspection per 250 ft of trench in paved area	2013	\$ 190
Encroachment Permits-Driveway construction	2013	\$ 190
Utility (trench) cuts*	2011	\$7.30/sf of trench area

*Exceptions: pavements not maintained by County; excavations performed at request of County; excavations in pavements scheduled for resurfacing within 2 years

Construction Permits-Street Improvements		
California Street & Highways 1464		
Permit (includes \$5 ea. FPA & GIS)	2009	\$ 40
Curb & Gutter per 250 lineal feet	2013	\$ 190
Sidewalks per 250 lineal feet	2013	\$ 190
Matching Pavement per 250 lineal feet	2013	\$ 190
Drywell Inspection	2013	\$ 95
Reinspections (hourly rate)	2013	\$ 95
Construction Inspection (hourly rate)*	2013	\$ 95
Improvement Plan Checking (hourly rate)*	2013	\$ 95
Improvement Plan Checking \$10 one-time charge		\$ 10

*Actual inspection time to be charged against a deposit of 10% of Engineer's estimate of total project cost.

Road Use Permit		
California Street & Highways 982; CCR, Division 2, Chapter 2		
Parade Permit	2009	\$ 50
Transportation Permit		
Annual	2009	\$ 90
Daily	2009	\$ 16
Land Survey		
Subdivision Map Act 66451.2, Chapter 3, Article 1		
Subdivision Map Processing (per map)	2004	\$ 1,390
Plus additional per lot and block	2004	\$ 10
Parcel Map Processing (per map)	2004	\$ 1,390
Plus additional per parcel	2004	\$ 10
Survey Map Processing (per request-up to 4 sheets)*	2013	\$ 700
Certificate of Compliance Processing (per request)**	2013	\$ 695
Road Abandonment Processing (per request)	2013	\$ 1,620
Lot Line Adjustment Processing		
A2 Zoning District (per lot line application)	2004	\$ 695
All Other Zoning Districts (per lot line application)	2004	\$ 210

*Plus \$100 a sheet if more than 4 sheets

**Plus \$20 per parcel

EXHIBIT "B"

FEE COMPARISON WITH OTHER COUNTIES

January 2013

Excavation Permits:	Stanislaus Proposed	Fresno	Kern	Kings	Madera	Merced	Monterey	Sacramento	San Joaquin	Solano	Sonoma	Tulare	Ventura
Permit	NC at 20	Progressive Scale	0	At Cost	186	Progressive Scale	0	360	300	410 - 610	371	0	130
Inspection Fee per 500 LF of trench in unpaved areas	190	125 + 0.21 LF	0	At Cost	166 + 0.10LF	Progressive Scale	120 + Per Ft	134 Hr	113 + Per Ft	Included in Permit	941 1st 100LF	0	At Cost
Inspection Fee per 250 LF of trench in paved areas	190	125 + 0.77 LF	0	At Cost	166 + 0.20 LF	Progressive Scale	120 + Per Ft	134 Hr	113 + Per Ft	Included in Permit	941 1st 100LF	0	At Cost

Encroachment Permits:	Stanislaus	Fresno	Kern	Kings	Madera	Merced	Monterey	Sacramento	San Joaquin	Solano	Sonoma	Tulare	Ventura
Residential/Commercial Driveway Permit	190	640	0	At Cost	186	\$102	120/200	103	235	410/610	589	0	220/365

Street Improvement Permits	Stanislaus	Fresno	Kern	Kings	Madera	Merced	Monterey	Sacramento	San Joaquin	Solano	Sonoma	Tulare	Ventura
Permit	NC at 40	Included In Footage	0	At Cost	21 - 165	Progressive Scale	435	0		410 - 610	371	0	130
Improvement Plan Checking (hourly rate)	95	Progressive Scale	0	At Cost	Included In Permit Fee	Progressive Scale	Included In Permit Fee	125	Progressive Scale	Included in Permit	Minimum 650	0	195
Curb and Gutter- for 250 LF	190	275 + 0.77 LF	0	At Cost	166 + 0.20 LF	Progressive Scale	120 + 1.00 LF	134 Hr	113+LF Scale	Included in Permit	941 1st 100LF	0	195 1st 100LF
Sidewalks - for each 250 LF	190	10 + 0.11 SqFt	0	At Cost	166 + 0.20 LF	Progressive Scale	120 + 0.50 LF	134 Hr	113+LF Scale	Included in Permit	941 1st 100LF	0	195 1st 100LF
Drywell Inspection	95	Not permitted	Not permitted	Not permitted	Not permitted	Not permitted	Not permitted	Not permitted	Not permitted	Not permitted	Not permitted	Not permitted	Not permitted
Re-inspections (hourly rate)	95	\$70	0	At Cost	89	77	70	134	Progressive Scale	60	118	0	80
Construction Inspection (hourly rate)	95	70	0	At Cost	89	77	70	134	Progressive Scale	60	At Cost	0	80

Grading Permits:	Stanislaus	Fresno	Kern	Kings	Madera	Merced	Monterey	Sacramento	San Joaquin	Solano	Sonoma	Tulare	Ventura
Grading Permit-Application Process Fee	NC at 30	Progressive Scale	23	0	Progressive Scale	0	147	At Cost	38	100	0	441	At Cost
Grading Permit - Plan Check	95	Progressive Scale	Progressive Scale	0	Progressive Scale	0	218	At Cost	Progressive Scale	100	Progressive Scale	Progressive Scale	At Cost
Grading Permit - Field Inspection	95	Minimum 141	Progressive Scale	0	Progressive Scale	0	192	At Cost	Progressive Scale	710 - 1880	Progressive Scale	Progressive Scale	At Cost

Land Survey Services:	Stanislaus	Fresno	Kern	Kings	Madera	Merced	Monterey	Sacramento	San Joaquin	Solano	Sonoma	Tulare	Ventura
Record of Survey	700 (4sheets) + 100 sheet	543 (2 sheets)	400 1st Sheet	290	302	437	435	134 Hr	Minimum 325	790 1st Sheet	626	536	390
Certificate of Compliance	695 + 20 Parcel	25 per parcel	Minimum 100	200 - 790	350	314	Minimum 1614	134 Hr	Minimum 650	1490	2666	Minimum 754	Minimum 500
Road Abandonment	1620	1559 -2720	Minimum 100	390 -1580	1096	500 - 800	2714	1500	Minimum 550	2780	Minimum 4617	1148	1000

Abbreviations and Conventions of Report:

- Hr = Hourly
- LF = Linear Feet
- SqFt = Square foot
- Minimum (followed by a dollar amount) = minimum cost, once exceeded billed at time & material; or higher subcategories may apply.
- NC = No Change
- Progressive Scale = per project value scale, or cubic yards, or major vs minor, or commercial vs residential.

ORDINANCE NO. C.S. _____

**AN ORDINANCE ADOPTING A NEW FEE AND AMEND EXISTING FEES
COLLECTED BY THE DEPARTMENT OF PUBLIC WORKS**

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS, STATE
OF CALIFORNIA ORDAINS AS FOLLOWS:

Section 1. Fees to be collected by the Department of Public Works are adopted and amended as set forth in the Department of Public Works Fee Schedule attached hereto as Exhibit A and incorporated by reference, copy of which is on file with the Clerk of the Board of Supervisors and is available for public inspection and copying in that office in accordance with the California Public Records Act.

Section 2. This ordinance shall take effect 30 days from and after the date of its passage and before the expiration of 15 days after its passage it shall be published once, with the members voting for and against the same, in the Modesto Bee, a newspaper published in the County of Stanislaus, State of California.

Upon motion of Supervisor _____ seconded
by Supervisor _____, the foregoing Ordinance was
passed and adopted at a regular meeting of the Board of Supervisors of the
County of Stanislaus, State of California, this ____ day of _____,
2013, by the following called-vote:

AYES: Supervisors:

NOES: Supervisors:

ABSENT: Supervisors:

Vito Chiesa, Chairman
of the Board of Supervisors of the
County of Stanislaus, State of California

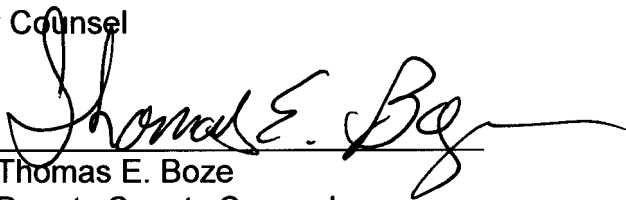
ATTEST:

CHRISTINE FERRARO TALLMAN, Clerk of the
Board of Supervisors of the County of Stanislaus,
State of California

By _____
Liz King, Deputy Clerk

APPROVED AS TO FORM:

JOHN P. DOERING
County Counsel

By: 

Thomas E. Boze
Deputy County Counsel

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that on April 23, 2013, at the hour of 9:05 a.m., or as soon thereafter as the matter may be heard, the Stanislaus County Board of Supervisors will meet in the Basement Chambers, 1010 10th Street, Modesto, California, to consider the Introduction and Waiver of the First Reading of an Ordinance to Amend Existing Fees for the Department of Public Works.

ADDITIONAL NOTICE IS GIVEN that the proposed Ordinance and Fee Schedule will be available for review on April 12, 2013 in the Clerk of the Board Office, 1010 10th Street, Suite 6700, Modesto, CA.

NOTICE IS FURTHER GIVEN that at the above time and place, interested persons will be given the opportunity to be heard. Material submitted to the Board for consideration (i.e. photos, petitions, etc.) will be retained by the County. If a challenge to the above application is made in court, persons may be limited to raising only those issues they or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors. For further information, contact Diane Haugh in the Public Works Department at (209) 525-4100 or at 1716 Morgan Road, Modesto, CA.

BY ORDER OF THE BOARD OF SUPERVISORS

DATED: March 19, 2013

ATTEST: CHRISTINE FERRARO TALLMAN, Clerk of
the Board of Supervisors
of the County of Stanislaus,
State of California.

BY: _____
Elizabeth A. King, Assistant Clerk

NOTICE OF PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that on April 23, 2013, at 9:05 a.m., or as soon thereafter as the matter may be heard, the Stanislaus County Board of Supervisors will meet in the Basement Chambers, 1010 10th St., Modesto, CA, to consider the introduction and waiving of the first reading of the following proposed ordinances:

- A. An ordinance to amend existing fees for the Department of Public Works (for further information, contact Diane Haugh, Assistant Director of Public Works, at (209) 525-4100 or at 1716 Morgan Road, Modesto, CA).
- B. An ordinance to amend existing fees for the Department of Environmental Resources to include two new fees for the implementation of the Body Art Program and the Cottage Food Program, eliminate the Recreational Health State surcharge fee, reduce the Hazardous Materials State surcharge fee, include the Milk & Dairy State surcharge fee, and increase the ash tipping fee (for further information, contact Jami Aggers, Director of Environmental Services, at (209) 525-6770, jaggers@envres.org or at 3800 Cornucopia Way, Suite C, Modesto, CA).
- C. An ordinance to establish new and amend existing fees for the Department of Parks and Recreation related to Veterans fees, Go-Kart Area Use, Pool Rental, and Off Highway Vehicle Parks Special Events (for further information, contact Jami Aggers, Director of Parks and Recreation, at (209) 525-6768, jaggers@envres.org or at 3800 Cornucopia Way, Suite C, Modesto, CA).
- D. An ordinance to amend the current Building Permit Fees relating to Solar Energy and other Renewable/Alternative Energy Systems for the Department of Planning and Community Development – Building Permits Division (for further information, contact Angela Freitas, Director of Planning and Community Development at (209) 525-6330 or Steve Treat, Chief Building Official, planning@stancounty.com or at 1010 10th Street, Suite 3400, Modesto, CA.)

ADDITIONAL NOTICE IS GIVEN that the proposed Ordinances and Fee Schedules will be available for review on April 12, 2013, in the Clerk of the Board Office, 1010 10th Street, Suite 6700, Modesto, CA.

NOTICE IS FURTHER GIVEN that at the said time and place, interested persons will be given the opportunity to be heard. Material submitted to the Board for consideration (i.e. photos, petitions, etc.) will be retained by the County. If a challenge to one or more of the above items is made in court, persons may be limited to raising only those issues they or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors.

BY ORDER OF THE BOARD OF SUPERVISORS

DATED: March 26, 2013

ATTEST: CHRISTINE FERRARO TALLMAN, Clerk of
the Board of Supervisors
of the County of Stanislaus,
State of California.

BY:


Elizabeth A. King, Assistant Clerk

**DECLARATION OF PUBLICATION
(C.C.P. S2015.5)**

**COUNTY OF STANISLAUS
STATE OF CALIFORNIA**

I am a citizen of the United States and a resident Of the County aforesaid; I am over the age of Eighteen years, and not a party to or interested In the above entitle matter. I am a printer and Principal clerk of the publisher of **THE MODESTO BEE**, printed in the City of **MODESTO**, County of **STANISLAUS**, State of California, daily, for which said newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of **STANISLAUS**, State of California, Under the date of **February 25, 1951, Action No. 46453**; that the notice of which the annexed is a printed copy, has been published in each issue there of on the following dates, to wit:

Apr 12, 2013, Apr 18, 2013

I certify (or declare) under penalty of perjury
That the foregoing is true and correct and that
This declaration was executed at

MODESTO, California on

April 18th, 2013

(By Electronic Facsimile Signature)

Marie Dickmann

NOTICE OF PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that on April 23, 2013, at 9:05 a.m., or as soon thereafter as the matter may be heard, the Stanislaus County Board of Supervisors will meet in the Basement Chambers, 1010 10th St., Modesto, CA, to consider the introduction and waiving of the first reading of the following proposed ordinances:

A. An ordinance to amend existing fees for the Department of Public Works (for further information, contact Diane Haugh, Assistant Director of Public Works, at (209) 525-4100 or at 1716 Morgan Road, Modesto, CA).

B. An ordinance to amend existing fees for the Department of Environmental Resources to include two new fees for the implementation of the Body Art Program and the Cottage Food Program, eliminate the Recreational Health State surcharge fee, reduce the Hazardous Materials State surcharge fee, include the Milk & Dairy State surcharge fee, and increase the ash tipping fee (for further information, contact Jami Aggers, Director of Environmental Services, at (209) 525-6770, jaggers@envres.org or at 3800 Cornucopia Way, Suite C, Modesto, CA).

C. An ordinance to establish new and amend existing fees for the Department of Parks and Recreation related to Veterans fees, Go-Kart Area Use, Pool Rental, and Off Highway Vehicle Parks Special Events (for further information, contact Jami Aggers, Director of Parks and Recreation, at (209) 525-6768, jaggers@envres.org or at 3800 Cornucopia Way, Suite C, Modesto, CA).

D. An ordinance to amend the current Building Permit Fees relating to Solar Energy and other Renewable/Alternative Energy Systems for the Department of Planning and Community Development - Building Permits Division (for further information, contact Angela Freitas, Director of Planning and Community Development at (209) 525-6330 or Steve Treat, Chief Building Official, planning@stancounty.com or at 1010 10th Street, Suite 3400, Modesto, CA.)

ADDITIONAL NOTICE IS GIVEN that the proposed Ordinances and Fee Schedules will be available for review on April 12, 2013, in the Clerk of the Board Office, 1010 10th Street, Suite 6700, Modesto, CA.

NOTICE IS FURTHER GIVEN that at the said time and place, interested persons will be given the opportunity to be heard. Material submitted to the Board for consideration (i.e. photos, petitions, etc.) will be retained by the County. If a challenge to one or more of the above items is made in court, persons may be limited to raising only those issues they or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors. BY ORDER OF THE BOARD OF SUPERVISORS. DATED: March 26, 2013. ATTEST: Christine Ferraro Tallman, Clerk of the Board of Supervisors of the County of Stanislaus, State of California. BY: Elizabeth A. King, Assistant Clerk.
Pub Dates April 12, 18, 2013