

DRAFT NO. 2

RESOLUTION R13-_____
A RESOLUTION OF THE MONO LOCAL AGENCY FORMATION COMMISSION (LAFCO)
ADOPTING A SCHEDULE OF FEES FOR THE FILING AND PROCESSING OF
APPLICATIONS WITH THE COMMISSION

WHEREAS, under the provisions of Government Code Section 56383 the commission is authorized to establish a schedule of fees; and

WHEREAS, in accordance with Section 56150, proper public notice has been given and a public hearing was held regarding the establishment of a fee schedule.

WHEREAS, Government Code Section 56383 (a) specifies that the commission may establish a schedule of fees and a schedule of service charges for proceedings; and

WHEREAS, Government Code Section 56383 (b) provides that fees shall not exceed the estimated reasonable cost of providing the service for which the fee is charged and shall not exceed the cost of providing the service for which the service charge is charged; and

WHEREAS, Government Code Section 56383 (c) specifies that the commission may require that an applicant deposit some or all of the required amount that will be owed with the executive officer before any further action is taken. If the costs are less than the deposited amount, the executive officer shall refund the balance to the applicant after the executive officer verifies the completion of all proceedings. If the costs exceed the deposited amount, the applicant shall pay the difference prior to the completion of all proceedings; and

WHEREAS, Government Code Section 56383 (d) directs that the commission may reduce or waive a fee, service charge, or deposit if it finds that payment would be detrimental to the public interest. The reduction or waiver of any fee, service charge, or deposit is limited to the costs incurred by the commission in the proceedings of an application.

NOW, THEREFORE, BE IT RESOLVED that in accordance with state law, this Commission establishes the following schedule of fe

MONO LAFCO FEE SCHEDULE

Application and processing fees are based on time and materials, and, unless otherwise noted, are deposits toward actual costs incurred by LAFCO staff. Fees in excess of the deposit that accrue during permit processing are billed separately. Fees paid in excess of the actual cost of service shall be refunded at the conclusion of proceedings. All services are provided at the hourly rate for staff (currently \$99/hr).

Application Processing:

Annexation or Detachment	
Under 100 acres	\$495
100 acres & larger	\$495
Dissolution of District for Inactivity	No charge
Extension of District Powers	\$495
Merger of Subsidiary District	\$495

Consolidation	\$495
Incorporation	\$495
Formation of Special District	\$495
Disincorporation	\$495
Reorganization	
Under 100 acres	\$495
100 acres & larger	\$495
Sphere of Influence Amendment	\$495
Petition check plus signature check	Actual cost
Environmental Exemption	\$ 99 (actual cost)
Negative Declaration & Tiered Environmental	\$495
Environmental Impact Report	\$495
Special Studies	\$495
Copies of reports and papers on file	Actual cost

Exceptions to Required Fees: A fee will not be charged for applications submitted by the County of Mono by resolution, or for applications that result from specific conditions or recommendations made by a Commission resolution, including Spheres of Influence. The Commission may waive any fee if it determines that the imposition of such a fee will be detrimental to the public interest.

APPROVED and **ADOPTED** this ___ day of _____ 2013, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Earl Henderson, Chair
Mono County LAFCO

C.D. Ritter
Secretary to LAFCO

APPROVED AS TO FORM

Marshall Rudolph, LAFCO Counsel