

ORDINANCE NO. 6470

AN ORDINANCE OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SONOMA, STATE OF CALIFORNIA, ESTBLISHING AND AMENDING FEES FOR SERVICES PROVIDED BY THE DEPARTMENT OF AGRICULTURE / WEIGHTS AND MEASURES AND MAKING MINOR RELATED AMENDMENTS TO SONOMA COUNTY CODE CHAPTER 30 ARTICLE 1

The Board of Supervisors of the County of Sonoma, State of California, ordains as follows:

Section I. The California Constitution, Health and Safety Code, Business and Professions Code, Food and Agriculture Code, Government Code, and related regulations, and Sonoma County Code Chapters 11, 26, 29, 30, 36, and 37 authorize the establishment of fees to recover the estimated reasonable cost of services provided by the Department of Agriculture / Weights and Measures ("Agricultural Commissioner Services").

Section II. To recover the reasonable costs of providing the Agricultural Commissioner Services, as documented by the NBS Consulting Fee Study dated August 21, 2021, it is necessary to adjust certain Agricultural Commissioner Fees as set forth in Exhibit A attached hereto and incorporated herein, commencing July 1, 2024.

Section III (CODIFIED). For consistency among fees and ease of administration, it is desirable to list current fees solely within the Department's fee schedule and not within the Sonoma County Code ("SCC"). Thus, the Board makes the following changes to the SCC.

A. SCC Section 30-6(c) is amended to read as follows:

Should Section 12240 sunset or otherwise become ineffective, the sealer shall submit and the board of supervisors shall adopt by ordinance a schedule of registration fees for weighing and measuring devices consistent with the provisions of applicable law and sufficient to cover the costs of carrying out Division 5, California Business and Professions Code.

B. SCC Section 30-14 is amended to read as follows:

Section 30-14 Annual Registration Fee

An annual registration fee is required of each business location in the county that operates a point-of-sale system for commercial purposes. The annual registration fees are established and modified by ordinance of the Board of Supervisors.

C. Section 30-16.1 of the Sonoma County Code is deleted.

Section VI. Based on information presented to this Board, this Board finds that the proposed Agricultural Commissioner Fees comply with all legal requirements, including Art. XIII C of the California Constitution.

Section VII. In all other respects, previous fee resolutions and ordinances setting Agricultural Commissioner Fees and hourly rates shall remain in full force and effect.

Section VIII. If any section, subsection, sentence, clause, or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portion of this Ordinance. The Board of Supervisors hereby declares that it would have passed this Ordinance and every section, subsection, sentence, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared unconstitutional or invalid.

Section IX. This Ordinance shall be and the same is hereby declared to be in full force and effect from and after sixty (60) days after the date of its passage or July 1, 2024, whichever is greater, and shall be published once before the expiration of fifteen (15) days after said passage, with the names of the Supervisors voting for or against the same, in *The Press Democrat*, a newspaper of general circulation published in the County of Sonoma, State of California.

In regular session of the Board of Supervisors of the County of Sonoma, introduced on the 26th day of March 2024, and finally passed and adopted this 30th day of April 2024, on regular roll call of the members of said Board by the following vote:

SUPERVISORS:

Gorin: Aye Coursey: Aye Gore: Aye Hopkins: Aye Rabbitt: Aye

Ayes: 5 Noes: 0 Absent: 0 Abstain: 0

WHEREUPON, the Chair declared the above and foregoing Ordinance duly adopted and

SO ORDERED.

Chair, Board of Supervisors
County of Sonoma

ATTEST:

M. Christina Rivera,
Clerk of the Board of Supervisors

Sonoma County Department of Agriculture/Weights & Measures

Attachment 3 FEE CHANGE SCHEDULE

AGRICULTURE DIVISION		
	Current	Proposed
Hourly Rate - ¼ hour minimum	\$225.00	\$261.00
Direct Marketing Program		
Certified Producer's Certificate	\$78.00	\$81.00
Amendment	\$40.00	\$42.00
Application/Certificate	\$112.00	\$116.00
Farm Labor Contractor		
Registration	\$43.00	\$45.00
Hazardous Materials		
Hazardous Materials Range 6	\$199.00	\$231.00
Hazardous Materials Range 7	\$327.00	\$379.00
Hazardous Waste <325 gals waste/year	\$190.00	\$220.00
Hazardous Waste >325 gals waste/year	\$261.00	\$303.00
Pest Control Operators		
Registration	\$92.00	\$96.00
Phytosanitary Certificate / Certificate of Compliance		
State Phyto Certificate - Individual	\$18.00	\$19.00
State Phyto Certificate - Add'l cert for same visit	\$13.00	\$14.00
Federal Phyto Certificate - Individual	\$68.00	\$71.00
Federal Phyto Certificate - Individual in SR Office	\$34.00	\$35.00
Certificate of Quarantine Compliance - Individual	\$18.00	\$19.00
Certificate of Quarantine Compliance - Add'l cert for same visit	\$13.00	\$14.00
Cannabis		
Cottage Outdoor	\$1,923.00	\$2,086.00
Specialty Outdoor	\$1,923.00	\$2,086.00
Small Outdoor	\$2,633.00	\$2,871.00
Renewals - Hourly (¼ hour minimum) ¹	\$225.00	\$261.00
Cannabis Monitoring²		
Indoor/Mixed Light Cultivation, Indoor Nursery	\$674.00	\$782.00
Outdoor Cultivation / Cottage, Specialty	\$674.00	\$782.00
Outdoor Cultivation / Small, Medium	\$899.00	\$1,043.00
Hemp		
Registration	\$1,009.00	\$1,170.00
Male Field Walk Inspections - Hourly (¼ hour minimum)	\$225.00	\$261.00
¹ Cannabis Monitoring fee charged in addition to hourly rate		
² Cannabis Monitoring fee charged annually for multi-tenant and multi-year sites		

Sonoma County Department of Agriculture/Weights & Measures

Attachment 3 FEE CHANGE SCHEDULE

LAND STEWARDSHIP DIVISION			Current	Proposed
Hourly Rate - ¼ hour minimum			\$292	\$339
Frost Protection Ordinance				
Registration			\$88	\$102
Project Review Advisory Committee / Environmental Review Committee				
Review of Permit Sonoma Projects - Hourly Rate (¼ hour minimum)			\$292	\$339
Vineyard Erosion and Sediment Control Ordinance (VESCO) Level 1				
No Grading or Drainage	<10 acres ¹		\$1,083	\$1,256
No Grading or Drainage	10 - <50 acres ¹		\$2,046	\$2,373
No Grading or Drainage	50 - <100 acres ¹		\$2,654	\$3,079
No Grading or Drainage	>100 acres ¹		\$3,420	\$3,967
With Grading or Drainage	<10 acres ²		\$1,590	\$1,844
With Grading or Drainage	10 - <50 acres ²		\$2,543	\$2,950
With Grading or Drainage	50 - <100 acres ²		\$3,226	\$3,742
With Grading or Drainage	>100 acres ²		\$4,113	\$4,771
Vineyard Erosion and Sediment Control Ordinance (VESCO) Level 2				
No Grading or Drainage	<10 acres ³		\$6,741	\$7,820
No Grading or Drainage	10 - <50 acres ³		\$7,700	\$8,778
No Grading or Drainage	50 - <100 acres ³		\$8,706	\$10,099
No Grading or Drainage	>100 acres ³		\$9,910	\$11,496
With Grading or Drainage	<10 acres ⁴		\$6,616	\$7,675
With Grading or Drainage	10 - <50 acres ⁴		\$9,813	\$11,383
With Grading or Drainage	50 - <100 acres ⁴		\$11,413	\$13,239
With Grading or Drainage	>100 acres ⁴		\$11,948	\$13,860
Vineyard Erosion and Sediment Control Ordinance (VESCO) Level 2 w/Tree Removal				
No Grading or Drainage w/TR	<10 acres ³		\$6,677	\$7,745
No Grading or Drainage w/TR	10 - <50 acres ³		\$9,304	\$10,793
No Grading or Drainage w/TR	50 - <100 acres ³		\$10,179	\$11,808
No Grading or Drainage w/TR	>100 acres ³		\$10,374	\$12,034
With Grading or Drainage w/TR	<10 acres ⁴		\$8,261	\$9,583
With Grading or Drainage w/TR	10 - <50 acres ⁴		\$8,536	\$9,902
With Grading or Drainage w/TR	50 - <100 acres ⁴		\$11,488	\$13,326
With Grading or Drainage w/TR	>100 acres ⁴		\$14,050	\$16,298
Vineyard Erosion and Sediment Control Ordinance (VESCO) Grading and/or Drainage Only				
Grading and/or Drainage Only	<10 acres ¹		\$1,173	\$1,361
Grading and/or Drainage Only	10 - <50 acres ¹		\$1,325	\$1,537
Grading and/or Drainage Only	50 - <100 acres ¹		\$1,549	\$1,787
Grading and/or Drainage Only	>100 acres ¹		\$1,776	\$2,060
¹ Includes 1 plan review and 1 site visit. Frost protection fee of \$106 may be applicable and is not included in fees above.				
² Includes 1 plan review and 2 site visits. Frost protection fee of \$106 may be applicable and is not included in fees above.				
³ Includes 2 plan reviews and 2 site visits. Frost protection fee of \$106 may be applicable and is not included in fees above.				
⁴ Includes 2 plan reviews and 3 site visits. Frost protection fee of \$106 may be applicable and is not included in fees above.				

Sonoma County Department of Agriculture/Weights & Measures

Attachment 3 FEE CHANGE SCHEDULE

WEIGHTS & MEASURES DIVISION		
	Current	Proposed
Hourly Rate - ¼ hour minimum	\$228	\$264
Automated Point of Sale Scanners		
1 - 3 Scanners	\$228	\$264
4 - 9 Scanners	\$395	\$458
10 or greater scanners	\$544	\$631
Reinspecton - Point of Sale Scanners - Equal to annual POS Registration		
Reinspection - All Other (Device, POS Display, Out of County) Hourly Rate - ¼ hour minimum		
Device Registration		
Computing Scale ²	\$23	\$25
Counter Scale ²	\$20	\$25
Fabric / Cord / Wire Meter ²	\$20	\$26
Grease & Lube Meter ²	\$20	\$26
Hanging Scale ²	\$20	\$26
Hydrogen Fuel ²	\$20	\$26
Miscellaneous Scale ²	\$20	\$26
Railway Scale ^{2, 5}	\$20	\$26
Retail Meter ^{2, 5}	\$20	\$26
Retail Motor Fuel Meter ²	\$20	\$26
Taxi Meter ^{2, 5}	\$20	\$26
Vapor Submeter ¹	\$4	\$10
Vapor Submeter - Other ¹	\$4	\$10
Water Dispenser ²	\$20	\$26
Water Submeter ¹	\$2	\$6
Water Submeter - Other ¹	\$2	\$6
¹ State Admin Fee of \$0.50 to be added to fee		
² State Admin Fee of \$2.20 to be added to fee		
³ State Admin Fee of \$16.00 to be added to fee		
⁴ State Admin Fee of \$24.00 to be added to fee		
⁵ State Business Location Fee of \$120.00 to be added to fee		