

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF OCEANSIDE AMENDING CHAPTER 6, ARTICLE 1 OF THE OCEANSIDE CITY CODE BY THE AMENDMENT OF SECTION 6.2(e), SECTION 304, PERMIT FEES TO CHANGE THE STRUCTURE OF THE BUILDING FEE SCHEDULES

WHEREAS, the fee schedules for the Building permit process have been based on Valuation Tables;

WHEREAS, the setting of fees based on the determination of value or valuation under the current fee structure does not provide a direct nexus to the cost of providing the services;

WHEREAS, a cost-of-fee service has been completed;

NOW, THEREFORE, the City Council of the City of Oceanside does ordain as follows:

SECTION 1. Chapter 6, Article 1, Section 6.2 (e), 304.2, is hereby amended in its entirety to read as follows:

“Permit Fees. The fee for each permit shall be as set forth in the schedules adopted by City Council resolution.”

SECTION 2. Chapter 6, Article 1, Section 6.2 (e), 304.3, is hereby amended in its entirety to read as follows:

“ Plan Review Fees. When submittal document are required by Section 304.2, a plan review fee shall be paid at the time of submitting the submittal documents for plan review. The Plan Review fee will be shown on the Fee Schedule.

The plan review fees specified in this section are separate fees from the permit fees specified in Section 304.2 and are in addition to the permit fees.

When submittal documents are incomplete or changed so as to require additional plan review or when the project involves deferred submittal items as defined in Section 304.4.2, an additional plan review fee shall be charged at the rate shown in the Fee Schedule.

If an item is submitted for which there is no fee listed, the Chief Building Official shall determine which item that is listed on the Fee Schedule would most closely match the expected staff workload required to review and administer the request.”

1 SECTION 3. Severability. If any section, sentence, clause or phrase of this Ordinance is
2 for any reason held to be invalid or unconstitutional by a decision of any court of competent
3 jurisdiction, such decision shall not affect the validity of the remaining portions of this
4 Ordinance. The City Council hereby declares that it would have passed this ordinance and
5 adopted this Ordinance and each section, sentence, clause or phrase thereof, irrespective of the
6 fact that any one or more sections, subsections, sentences, clauses or phrases be declared invalid
7 or unconstitutional.

8 SECTION 4. The City Clerk of the City of Oceanside is hereby directed to publish this
9 ordinance, or the title hereof as a summary, pursuant to state statute, once within fifteen (15)
10 days after its passage in the North County Times, a newspaper of general circulation published
11 in the City of Oceanside.

12 SECTION 5. This ordinance shall take effect and be in force on the thirtieth (30th) day
13 from and after its final passage.

14 INTRODUCED at a regular meeting of the City Council of the City of Oceanside,
15 California, held on the ___ day of _____, 2011 and, thereafter,

16 PASSED AND ADOPTED at a regular meeting of the City Council of the City of
17 Oceanside, California, held on the ___ day of _____, 2011, by the following vote:

- 18 AYES:
- 19 NAYS:
- 20 ABSENT:
- 21 ABSTAIN:

22 MAYOR OF THE CITY OF OCEANSIDE

24 ATTEST:

APPROVED AS TO FORM:

26 _____
CITY CLERK

26 *Barbara Hamilton, ABST.*

CITY ATTORNEY