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ORDINANCE NO. 5213

AN ORDINANCE AMENDING UNCODIFIED ORDINANCE 5185, EL DORADO COUNTY SCHEDULE OF FEES AND CHARGES FOR THE PLANNING AND BUILDING DEPARTMENT

WHEREAS, pursuant to Government Code Sections 54985 and 66016 and County Ordinance Code Section 1.04.260, the Board of Supervisors of El Dorado County (Board) has established rates, charges, and fees for certain activities; and

WHEREAS, once established, any rates, charges, or fees established by the County pursuant to the regulations or requirements established herein may be changed from time to time by the Board; and

WHEREAS, on October 24, 2023, the Board adopted Ordinance 5185, which established the Planning and Building Department Fee Schedule and Policies and Procedures, including for the Airports Division, and includes charges and fees attached and incorporated by reference as Exhibit A, B, and C; and

WHEREAS, on July 1, 2024, the Airports Division was transferred from the Planning and Building Department to the Chief Administrative Office, resulting in the need to amend Ordinance 5185 to remove Airports fees and establish updated fees by a separate Resolution.

NOW, THEREFORE, THE BOARD OF SUPERVISORS OF THE COUNTY OF EL DORADO ORDAINS AS FOLLOWS:

Section 1. Ordinance No. 5185, entitled "An Ordinance Adopting the El Dorado County Schedule of Fees and Charges for the Planning and Building Department," is hereby amended to remove Exhibit B entitled "AIRPORTS DIVISION FEE SCHEDULE" and to remove any related references to the Airports Division Fee Schedule.

Section 2. All other provisions of Ordinance No. 5185, including any existing fees not amended by Section 1, shall remain in full force and effect.

Section 3. The Board of Supervisors hereby finds that this Ordinance is not a Project within the meaning of California Environmental Quality Act because it would establish a government funding mechanism or other fiscal activity within the meaning of CEQA Guidelines Section 15378(b)(4) and even if it were a

Project CEQA would not apply to it because this Ordinance modifies and approves rates and fees within the meaning of Public Resources Code §21080(b)(8)(A-D) and 14 CCR §15273(a)(I-4).

Section 4. 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 5. This Ordinance shall become effective thirty (30) days from final adoption.

PASSED AND ADOPTED by the Board of Supervisors of the County of El Dorado at a regular meeting of said Board, held on the 10th day of December, 2024, by the following vote of said Board:

ATTEST

Ayes: Thomas, Turnboo, Parlin, Laine

Kim Dawson

Clerk of the Board of Supervisors

By: *Kyra Schaufuly*
Deputy Clerk

Noes: None

Absent: None

Wendy Thomas

Chair, Board of Supervisors
Wendy Thomas

APPROVED AS TO FORM
DAVID LIVINGSTON
COUNTY COUNSEL

By: *[Signature]*
Title: Deputy County Counsel (JRD)