

**BUTTE LAFCO**  
**Municipal Service Review/Sphere of Influence Fees**  
**Application and Miscellaneous Fees**  
**Adopted May 5, 2005 and July 7, 2005**  
**Resolution Numbers 38 2004/05 and 11 2005/06**

**Municipal Service Review/Sphere of Influence Fee** - (Collected in addition to the general filing deposit on all applications except as noted below.) (Adopted: July 7, 2005; Effective: September 5, 2005)

Annexation of Islands.	\$75/acre or portion thereof. Minimum 1 acre charge.  \$500/acre or portion thereof. Minimum 1 acre charge. Effective Jan 1, 2007.
Annexation of developed lands initiated as the result of applying for annexation to a city or district in order to obtain sewer service as a result of septic tank failure or domestic water service as a result of well failure.	\$75/acre or portion thereof. Minimum 1 acre charge.
Annexation of developed lands within an existing SOI.	\$100/acre or portion thereof. Minimum 1 acre charge.
Annexation of undeveloped lands or lands with increased development potential within an existing SOI.  <i>NOTE: Increased development potential is determined by the Executive Officer based on existing zoning/pre-zoning and specific site characteristics that may restrict further development potential.</i>	<u>\$100/acre Sept 5, 2005</u> <u>\$250/acre Jan 1, 2006</u> <u>\$500/acre Jan 1, 2007</u> or portion thereof. Minimum 1 acre charge.
Annexation or reorganization of agriculturally productive lands or lands with a general plan designation that does not permit residential, commercial or industrial development, as a primary use.	\$10/acre or portion thereof. Minimum 1 acre charge.
Boundary changes necessary to facilitate the transfer and/or sale of water.	\$25/acre or portion thereof. Minimum 1 acre charge.
Exclusions - No sphere fee will be charged for the following changes of organization: C     Dissolution of districts or CSA's; or C     Permanent Open Space/Conservation Easements.	
Waiver of Sphere Fees - The Commission may waive or reduce the fee for proposals where the Commission determines that: C     the proposal will not significantly impact sphere update responsibilities; <b>and</b> C     the public interest would be served by the waiver.	

**Pre-application**

(Adopted: May 5, 2005; Effective: July 4, 2005)

Staff will provide ½ hour of pre-application assistance at no charge. After ½ hour, staff will require a deposit.	<b>Full Cost Recovery</b> Initial Deposit of \$250
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**Annexations**

(Adopted: May 5, 2005; Effective: July 4, 2005)

Initiated as the result of a single parcel applying for annexation to a city or district in order to obtain sewer service as a result of septic tank failure or domestic water service as a result of well failure. Must have 100% property owner consent, resolution from affected agency and letter from Environmental Health Department, or licensed contractor, verifying septic or well failure.	\$600
Consisting of the annexation of an entire 'island' area and initiated by resolution of an agency using the 'island' annexation provisions as defined in Government Code §56375.3.  On January 1, 2007, this rate will increase to the full cost of processing.	\$1,500  <b>Full Cost Recovery</b> Initial Deposit of \$2,000
All other annexation proposals where LAFCO is a responsible agency for CEQA purposes.	<b>Full Cost Recovery</b> Initial Deposit of \$2,000
All other annexation proposals where LAFCO must assume lead agency status for CEQA purposes.	<b>Full Cost Recovery</b> Initial Deposit of \$5,000

**Detachments**

(Adopted: May 5, 2005; Effective: July 4, 2005)

Detachments that are initiated specifically for the purpose of detaching properties from a city or district and are not a part of a reorganization proposal shall be charged to the maximum extent allowed.	<b>Full Cost Recovery</b> Initial Deposit of \$2,000
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**Dissolution of District**

(Adopted: May 5, 2005; Effective: July 4, 2005)

Single or multiple district dissolutions submitted as a single application.	<b>Full Cost Recovery</b> Initial Deposit of \$3,000
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**Merger or Subsidiary District**

(Adopted: May 5, 2005; Effective: July 4, 2005)

If initiated at the request of a single agency or multiple agencies or petitions from affected property owners.	<b>Full Cost Recovery</b> Initial Deposit of \$3,000
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**Consolidation**

(Adopted: May 5, 2005; Effective: July 4, 2005)

All consolidation requests.	<b>Full Cost Recovery</b> Initial Deposit of \$5,000
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**Incorporation**

(Adopted: May 5, 2005; Effective: July 4, 2005)

The incorporation fee includes the cost of staff time processing the application, staff processing of the request for State Controller's Review of an incorporation fiscal analysis, and the State Controller's review of the fiscal analysis. A separate fee will be charged for the environmental review.	<b>Full Cost Recovery</b> Initial Deposit of \$15,000
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**Formation of a Special District (including County Service Areas)**

(Adopted: May 5, 2005; Effective: July 4, 2005)

If requested by a governmental agency or affected property owners and LAFCO is acting as a responsible agency for CEQA purposes.	<b>Full Cost Recovery</b> Initial Deposit of \$5,000
If requested by a governmental agency or affected property owners and LAFCO is acting as the Lead Agency for CEQA purposes. NOTE: The increased deposit is to fund retention of a consultant to prepare the environmental documents.	<b>Full Cost Recovery</b> Initial Deposit of \$15,000

**Disincorporation**

(Adopted: May 5, 2005; Effective: July 4, 2005)

All disincorporation applications.	<b>Full Cost Recovery</b> Initial Deposit of \$10,000
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**Reorganization**

(Adopted: May 5, 2005; Effective: July 4, 2005)

All reorganization proposals.	Use fee schedule for one change of organization, whichever is higher.
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**Expansion of Powers**

(Adopted: May 5, 2005; Effective: July 4, 2005)

If requested by a governmental agency or affected property owners and LAFCO is acting as a responsible agency for CEQA purposes.	<b>Full Cost Recovery</b> Initial Deposit of \$5,000
If requested by a governmental agency or affected property owners and LAFCO is acting as the Lead Agency for CEQA purposes. NOTE: The increased deposit is to fund retention of a consultant to prepare the environmental documents.	<b>Full Cost Recovery</b> Initial Deposit of \$15,000

**Sphere of Influence Amendments**

(Adopted: July 7, 2005; Effective: September 5, 2005)

All sphere amendments <u>NOT</u> initiated by LAFCO, but requested by a governmental agency or affected property owners and LAFCO is acting as a responsible agency for CEQA purposes.	<b>Full Cost Recovery</b> Initial Deposit of 5,000
All sphere amendments <u>NOT</u> initiated by LAFCO, but requested by a governmental agency or affected property owners and LAFCO is acting as the LEAD agency for CEQA purposes. NOTE: The increased deposit is to fund retention of a consultant to prepare the environmental documents.	<b>Full Cost Recovery</b> Initial Deposit of \$15,000
<b>Note:</b> Because of the wide variation in size and complexity of sphere amendments, the above quoted deposits may be increased or decreased by the Executive Officer after reviewing the proposal with the applicant. If a consultant is retained to prepare the work product, the deposit must cover the full cost of the consultant's contract as well as the anticipated cost of staff time and direct costs. Additionally, sphere updates requested by an agency outside of normal five-year review sequence shall be charged as a Sphere Amendment.	

**Attorney's Fees**

(Adopted: May 5, 2005; Effective: July 4, 2005)

A proportion of attorney's fees shall be spread to all project applications at a minimum of one hour per project. If the time on the project exceeds one hour, time shall be billed at the current legal counsel hourly rate.	\$200/hr (2005)
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**Request for Commission Review**

(Adopted: May 5, 2005; Effective: July 4, 2005)

Request for Extension of Time of the one year time for completion of proceedings.	\$500
Request for Commission review of services outside agency boundaries per Government Code §56133.	<i>Full Cost Recovery</i> Initial Deposit of \$1,500
Request for Reconsideration meeting the provisions of Government Code §56895.	<i>Full Cost Recovery</i> Initial Deposit of \$1,500
Request for Preparation of a Special Study.	<i>Full Cost Recovery</i> Initial Deposit of \$5,000

**Research**

(Adopted: May 5, 2005; Effective: July 4, 2005)

Request for LAFCO staff to research any particular subject. Staff will provide ½ hour of research assistance at no charge. After ½ hour, staff will require a deposit.	<i>Full Cost Recovery</i> Initial Deposit of \$250
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**Petition Check**

(Adopted: May 5, 2005; Effective: July 4, 2005)

Petition checks are performed in-house whenever possible; however, some proposals require petition checks be performed by either the Assessor's Office or the Elections Department. These departments will bill LAFCO for the service, which is then passed on to the applicant.	<i>Full Cost Recovery</i>
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**Environmental Assessment or Environmental Impact Report**

(Adopted: May 5, 2005; Effective: July 4, 2005)

For projects <u>not</u> specifically addressed above, the following shall apply. Simple environmental documents can be performed by LAFCO staff at the staff charge-out rate adopted by the Commission. More complex proposals will be circulated to consultants for bid.	<i>Full Cost Recovery</i> Initial Deposit of \$5,000
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**Subscription Service for Mailing**

(Adopted: July 7, 2005; Effective: September 5, 2005)

Executive Officer's Reports and Agenda (monthly mailing)	\$100/year
Minutes (monthly mailing)	\$20/year
Agenda (monthly mailing)	\$20/year
Completion Notices (monthly mailing)	\$20/year

**Copies**

(Adopted: May 5, 2005; Effective: July 4, 2005)

Copies of documents on file in the office of the Commission will be subject to a fee as necessary to recover the costs of making such copies and any mailing costs. NOTE: If research is required as a part of this request, the research fee listed above shall apply.	Pages 1-9 are free and 10¢ a page thereafter.
Color copies are set at a rate charged by the company or agency making the copy plus 10% handling charge.	
Publications on file in the office of the Commission will be set at the rate charged by the company or agency making the copy plus 10% handling charge.	
Maps on file will be set at the rate charged by the company or agency making the copy plus 10% handling charge.	

**Request for Tape of Meeting**

(Adopted: May 5, 2005; Effective: July 4, 2005)

Cost per tape	\$10
Request to Prepare verbatim meeting transcript.	<b>Full Cost Recovery</b> \$500 deposit

**State Board of Equalization Fees**

(Adopted: May 5, 2005; Effective: July 4, 2005)

State Board of Equalization Fees are established by the State of California. Fees will be charged based on the SBE fee schedule in effect at the time of filing with the State Board. LAFCO cannot reduce or waive these fees.	See current SBE fee schedule.
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**Waiver of LAFCO Fees**

(Adopted: May 5, 2005; Effective: July 4, 2005)

The Commission retains the power to waive or reduce processing fees for a proposal under extraordinary circumstances. The request for waiver must be in written form and provide an explanation for the request by the proponents. Staff will present the request, along with a staff recommendation, and an analysis to the Commission for its waiver determination.
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**Modification of Deposits by Executive Officer**

(Adopted: May 5, 2005; Effective: July 4, 2005)

Where the Executive Officer determines that the cost of processing an application is likely to significantly differ from the deposit amount called for in this schedule, the Executive Officer may adjust the deposit.
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**Additional Deposits**

(Adopted: May 5, 2005; Effective: July 4, 2005)

The Executive Officer may require additional deposits to cover anticipated additional costs as needed. Further processing of applications may be suspended pending receipt of deposits.
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