

RESOLUTION NO. 2016-_____

**A RESOLUTION OF THE CITY COUNCIL OF
THE CITY OF MERCED, CALIFORNIA,
ADOPTING FEES FOR REQUIRED PERMITTED
FIRE AND LIFE SAFETY INSPECTIONS**

WHEREAS, the Merced Fire Department conducts fire and life safety inspections in occupancies and businesses as described in the adopted California Fire Code, Section 105.6 (amended); and

WHEREAS, the fees were last modified and adopted in 2008 within the adoption of the 2007 California Fire Code; and

WHEREAS, the fees were continued and adopted in 2013 within the adoption of the California Fire Code, 2013 Edition; and

WHEREAS, the fees are directly related to the costs of providing the required inspections; and

WHEREAS, the fees do not exceed the amounts reasonably necessary for covering the costs of the inspection activities.

THE CITY COUNCIL OF THE CITY OF MERCED DOES HEREBY
RESOLVE, DETERMINE, FIND, AND ORDER AS FOLLOWS:

SECTION 1. The Fee Schedule, attached hereto as Exhibit "A," is hereby adopted and approved.

PASSED AND ADOPTED by the City Council of the City of Merced at a regular meeting held on the ____ day of _____ 2016, by the following vote:

AYES: Council Members:

NOES: Council Members:

ABSENT: Council Members:

ABSTAIN: Council Members:

APPROVED:

Mayor

ATTEST:
STEVE CARRIGAN, CITY CLERK

BY: _____
Assistant/Deputy City Clerk

(SEAL)

APPROVED AS TO FORM:

Kelly Finner 8/18/16
City Attorney Date

Section 105.6 amended—Permit Inspection Fee.

Section 105.6 California Fire Code, 2013 Edition, is amended to read as follows:

Before a permit is issued, the Fire Chief or his authorized representative shall inspect and approve the receptacles, vehicles, building devices, premises, storage spaces or areas to be used. In instances where laws or regulations are enforceable by departments other than the fire department, joint approval shall be obtained from all departments concerned. Permits shall be valid for a one or two year period or may be amended at any time in which there is a known addition of a permitted operation. An inspection fee for permits required by Section 105.6 shall be paid prior to issuance of the permit. All fees listed below are permitted fees for a one year period. Fee amounts shall be doubled for a two-year permit. The permit inspection fee schedule is as follows:

EXHIBIT A

**City of Merced
Fire Department
Fee Schedule**

Operational Permit Fee

Description Permit Fee	Current	Amended
Aerosol Products	95	130
Amusement Buildings	100	195
Aviation Facilities	95	195
Carnivals and Fairs	100	391
Cellulose Nitrate Film	95	0
Combustible Dust-Producing Operations	100	130
Combustible Fibers	95	130
Compressed Gases	95	130
Covered Mall Buildings	75	130
Cryogenic Fluids	95	130
Cutting and Welding	75	65
Dry Cleaning Plants	70	130
Exhibits and Trade Shows	75	260
Explosives	95	130
Fire Hydrants and Valves	*	*
Flammable and Combustible Liquids	95	130
Floor Finishing	95	130
Fruit and Crop Ripening	95	260
Fumigation and Insecticidal Fogging	95	65
Hazardous Materials	110	130
HPM (Hazardous Production Materials) Facilities	110	521
High-Piled Storage	85	260
Hot Work Operations	75	65
Industrial Ovens	85	130
Lumber Yards and Woodworking Plants	110	130
Liquid- or Gas-Fueled Vehicles or Equipment in Assembly Buildings	75	130
LP (Liquefied Petroleum) Gas	75	98
Magnesium	110	130
Miscellaneous Combustible Storage	80	130
Open Burning	65	130
Open Flames and Torches	85	130
Open Flames and Candles	65	65
Organic Coatings	95	391

**City of Merced
Fire Department
Fee Schedule**

Operational Permit Fee

Description Permit Fee*	Current	Amended
Places of Assembly		
Occupancy (50-299 people)	75	130
Occupancy (≥ 300 people)	75	260
Non-Profit Organization	75	75
Pyrotechnic Special Effects Materials	200	260
Pyroxylin Plastics	95	130
Refrigeration Equipment	75	98
Repair Garages and Motor Fuel-Dispensing Facilities	100	130
Rooftop Heliports	75	195
Spraying or Dipping	95	260
Storage of Scrap Tires and Tire Byproducts	75	260
Temporary Membrane Structures	65	130
Tire-Rebuilding Plants	95	260
Waste Handling	95	260
Wood Products	75	130
Wrecking Yard	95	130
Special Permits		
Fireworks Stand and/or Storage Inspection	200	300
Fireworks Booth Application Fee	200	217
Christmas Tree Lot/Pumpkin Patch	130	130
Tent Permits	65	130

CFC Section 105.1.3 Multiple Permits for the Same Location

When more than one permit is required for the same location, the fire code official is authorized to consolidate such permits into a single permit provided that each provision is listed in the permit.

Inspection Fee for a Combination Permit shall be the sum of the highest permit fee, plus \$50 per each additional permit fee. Fee was formerly \$25 per each additional permit fee.

*Permit issued by Engineering Department.

Section 106 Inspections

Section 106.1 Inspection Authority. The fire code official is authorized to enter and examine any building, structure, marine vessel, vehicle or premises in accordance with Section 104.3 for the purpose of enforcing this code.

Section 113.6, Chapter 1 of the California Fire Code, 2013 Edition, is added to read as follows:

113.6 Inspection Fee. All buildings and premises inspected by the Fire Department shall receive an initial inspection and one re-inspection at no charge. An inspection fee shall be charged for the second inspection, if violations not cleared, and all subsequent re-inspections required until all violations noted on the fire inspection have been cleared.

This fee shall be in addition to any fire permit charges and any other fees required by this Code. Fees for inspections shall be adopted by Resolution of the City Council.

**City of Merced
Fire Department
Fee Schedule**

Fire Safety Business Inspection Fee

Description	Current	Amended
Fire Safety Business Inspection Fee		
B Occupancies (Business Group) <i>Permitted Occupancies Inspected Annually, Otherwise, Inspection Occurs Every Two (2) Years.</i> i.e. Ambulatory health-care facilities serving five or fewer patients; Animal hospitals, kennels and pounds; Banks; Barber and beauty shops; Car washes, Civic administration; Clinic outpatient; Dry cleaning and laundries; Education occupancies for students above the 12 th grade; Electronic data processing; laboratories: resting, research and instruction; Motor vehicle showrooms; Post offices; Print shops; professional services (architects, attorney's, dentists, physicians, engineers, etc.); and Radio and television stations; Telephone exchanges; Training and skill development not within a school or academic program	0	0
E Occupancies (Educational Group) Use of a building by more than six persons for educational purposes through the 12 th grade		
K-8	0	195
High School	0	390
F Occupancies (Factory Industrial Group) <i>Permitted Occupancies Inspected Annually, Otherwise, Inspection Occurs Every Two (2) Years.</i> Assembling; Disassembling; Fabricating; Finishing manufacturing; Packaging; Repair or process operations such as: Bakeries, beverages, bicycles, boats, business machines; Canvas; Carpets and rugs (includes cleaning); Construction and agricultural machinery); Dry cleaning and dyeing; Engines (includes rebuilding); Food processing; Furniture; Laundries; Machinery; Metals; Millwork, Printing or publishing; Tobacco; Trailers; Upholstering; and Woodworking	0	391

Description	Current	Amended
Fire Safety Business Inspection Fee		
H Occupancies (High-Hazard Group) Manufacturing, processing, generation or storage of materials that constitute a physical or health hazard in quantity). i.e. Explosives; Flammable gases, Consumer fireworks; and toxic materials	0	391
I Occupancies (Institutional Group) Use of a building in which people are cared for or live in a supervised environment having physical limitations because of health or age or detained for penal reasons.		
I2 - Medical, Surgical 24 hr.+ Care, Ambulatory Care	0	391
I2 - Hospital	0	1,562
I3 - Detention Facility	0	521
I4 - Residential Care Facilities (Adult & Child)	0	65
L Occupancies (Laboratory Group)	0	130
M Occupancies (Mercantile Group) <i>Permitted Occupancies Inspected Annually, Otherwise, Inspection Occurs Every Two (2) Years.</i> i.e. Department stores; Drug stores; Markets; Motor fuel-dispensing facilities; retails or wholesale stores; and sales rooms	0	195
R Occupancies (Residential Group) Building used for sleeping purposes (i.e. Boarding houses; Hotels; Motels; Apartments; Convents; Dormitories; Monasteries; Vacation timeshare properties; Assisted living facilities such as residential care facilities, group homes, halfway houses, and correctional houses; adult day programs; day cares; foster family homes; and group homes		
R-2 Occupancy (i.e. Res Permanent 2+)		
< 5 units	0	98
5-20 units	0	130
21-50 units	0	163
>50 units	0	163
S Occupancies (Storage Group) Buildings occupied for storage	0	195
Licensed Care Facilities Pre-Inspection	160	195
Inspection Fee (Non-Compliant)		
1st Inspection	0	0
2nd Inspection	0	0
3rd Inspection	50	130

Description	Current	Amended
Fire Safety Business Inspection Fee		
4th and Every Inspection Thereafter	75	130

**City of Merced
Fire Department
Fee Schedule**

Other Fees / Services

Description Other Fees / Services	Current	Amended
Fire Department False Alarm Response		
First two false alarms in one (1) calendar year	0	0
3 rd false alarm in one (1) calendar year	Actual cost plus 15% Administrative Fee	150
4 th false alarm in one (1) calendar year	Actual cost plus 15% Administrative Fee	250
5 th and subsequent false alarm in one (1) calendar year	Actual cost plus 15% Administrative Fee	350
Drug / Driving Under the Influence (DUI) Response (Maximum \$12,000 response fee, established by State Law)	Actual cost plus 15% Administrative Fee	Actual cost plus 15% Administrative Fee
Weed and Lot Cleaning	Actual cost plus 15% Administrative Fee	Actual cost plus 15% Administrative Fee
Fire Watch / Stand-by	Per-minute per-person amount that is established by the Finance Department on an annual basis	Per-minute per-person amount that is established by the Finance Department on an annual basis

**City of Merced
Fire Department
Fee Schedule**

Other Fees / Services

Description Other Fees / Services	Current	Amended
<p>Fire Suppression</p> <p>Section 113.10 Chapter 1 of the California Fire Code, 2013 Edition, is added to read as follows:</p> <p>113.10 Charge for fire suppression. Any person who, after written notification by the Fire Code Official causes, permits or allows the existence of a fire hazard or hazards as defined by this Code or any person who negligently, or in violation of the law, sets a fire, allows a fire to be set, or allows a fire kindled or attended by him or her to escape onto any public or private property is liable for the expense of fighting the fire. These charges shall include all costs for suppression, rescue or emergency medical services, investigation. The Fire Chief or his authorized representative shall determine whether said fire hazard caused, or contributed to the spread of the fire. Such applicable expenses shall constitute a debt of such person, and are collectible by the City in the same manner as in the case of an obligation under a contract.</p>	<p>The service charge shall equal the actual cost of providing the service. The fee is calculated on a per-minute per-person amount that is established by the Finance Department on an annual basis.</p>	<p>The service charge shall equal the actual cost of providing the service. The fee is calculated on a per-minute per-person amount that is established by the Finance Department on an annual basis.</p>
<p>Other Services</p> <p>For services requested of City Staff, which have no fee listed in this fee schedule, the City Manager or the City Manager's designee shall determine the appropriate fee based on the established hourly rates for this department/division. Additionally, the City will pass-through to the applicant any discrete costs incurred from the use of external service providers if required to process the specific application.</p>		