

ORDINANCE NO. 2010-12

AMENDING SECTION 23.06.120 OF THE
SAN MATEO MUNICIPAL CODE REGARDING
BUILDING REGULATIONS – INVESTIGATION FEES

WHEREAS, the City currently charges an investigation fee for investigations of work done without a building permit in an amount equal to the cost of the building permit; and

WHEREAS, the current investigation fee is not sufficient to recover the City's cost to provide inspection services; and

WHEREAS, staff proposes that the City Council adopt an hourly fee for investigation services in an amount up to five times the building permit fee by resolution; and

WHEREAS, this fee adjustment requires a Municipal Code amendment; and

WHEREAS, introduction of this ordinance was originally scheduled for June 7, 2010, and the City Council continued it to June 21, 2010;

NOW THEREFORE, THE SAN MATEO CITY COUNCIL ORDAINS that:

Section 1. Section 23.06.120, "Building Regulations," Subsection (c), "Investigation," of the San Mateo Municipal Code is amended to read:

(c) Investigation. Whenever work for which a permit is required by this code has been commenced without first obtaining a permit, a special investigation shall be made before a permit may be issued for such work. An investigation fee, in addition to the permit fee, shall be collected whether or not a permit is then or subsequently issued. The amount of the investigation fee shall be adopted by resolution of the city council. The payment of such investigation fee shall not exempt an applicant from compliance with all other provisions of either this code or the technical codes nor from the penalty prescribed by law.

Section 2. PUBLICATION. This Ordinance shall be published in summary in the Examiner Peninsula Edition, posted in the City Clerk's Office, and posted on the City's website, all in accord with Section 2.15 of the Charter and shall be effective 30 days after the date of adoption.

Section 3. CEQA. This project is exempt from CEQA requirements in that it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment per Guidelines Section 15061(b)(3).

I hereby certify this to be a correct copy of Ordinance 2010-12 of the City of San Mateo, California, introduced on June 7, 2010 and continued on June 21, 2010 then adopted on July 12, 2010, by the following vote of the Council:

AYES: Council Members LIM, MATTHEWS, GROTTTE, ROSS and LEE

NOES: NONE

ABSENT: NONE

(SEAL) /s/NORMA GOMEZ, City Clerk