

203
**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**



FROM: Agricultural Commissioner

SUBMITTAL DATE: May 14, 2003

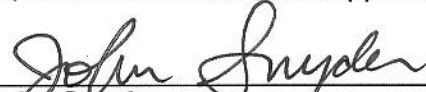
SUBJECT: Amendment to Resolution No. 2003-191 Regarding Fees for Agricultural Commissioner Services.

RECOMMENDED MOTION: That the Board set for public hearing (with clerk to advertise) Resolution No. 2003-191 on July 1, 2003.

At the end of the public hearing, that the Board adopt Resolution 2003-191.

BACKGROUND: The current Resolution regarding the fee schedule for services provided by the Agricultural Commissioner's Office is being updated and amended in accordance with the Board of Supervisor's Policy B-4 "Rates Charged for Current Services".

A detailed, departmental costs analysis was recently completed based on current salary, benefit and operating expenses. This analysis determined the current fees associated with the base hourly rate per job classification, as well as for the service of certifying plant and plant product shipments. The Auditor Controller's office reviewed and approved our cost analysis, and the resolution was approved as to legal form by County Counsel.


John Snyder, Interim Agricultural Commissioner
Sealer Of Weights and Measures

FINANCIAL DATA:

CURRENT YEAR COST: \$0
NET COUNTY COST: \$0
BUDGET ADJUSTMENT: No
SOURCE OF FUNDS:

ANNUAL COST: \$0
IN CURRENT YEAR BUDGET: NO
FOR FY: 2003/04

C.E.O. RECOMMENDATION:

APPROVE

County Executive Office Signature

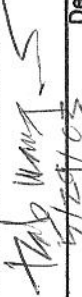


Prev. Agn. ref. None

Dist. All

AGENDA NO.

3.11

FISCAL PROCEDURES APPROVED
ROBERT E. BYRD, Auditor-Controller
BY  Deputy

☒ Policy
☐ Policy

☐ Consent
☐ Consent

Department Recommendation:
Per Executive Office:

2
3 RESOLUTION NO. 2003-191

4 ESTABLISHING A FEE SCHEDULE FOR AGRICULTURE
5 SERVICE WITHIN THE COUNTY OF RIVERSIDE

6
7 WHEREAS, various resolutions and ordinances have been
8 adopted by the Board of Supervisors of the County of Riverside
9 establishing and amending fees for services and activities of
10 the County Agricultural Department;

11 WHEREAS, it has been determined to be both practical and
12 appropriate to amend and consolidate those various regulatory
13 provisions into a single resolution; now, therefore,

14 BE IT RESOLVED by the Board of Supervisors of the County
15 of Riverside, State of California, in regular session assembled
16 on _____, 2003, that a revised schedule of Agricultural
17 Commissioner's service fee is established as follows:

18 1. When a certificate, as defined in Sections 5201, 47020,
19 42791, and 42792 of the California Food and Agricultural Code,
20 or permit, as defined in Sections 1430 and 3160 of the
21 California Code of Regulations, Title 3, requires field
22 inspections, on-site inspections, laboratory analysis,
23 observation of mandatory pesticide treatments, mandatory
24 fumigation, or any other requirement that must be met prior to
25 the issuance of a permit or certificate, or there is any other
26 agricultural-related service requested by industry or the
27 public, the Agricultural Commissioner may charge a per hour fee
28 (plus costs) based on assessment of man-hour costs to local
government.

1
2 A. Per hour fee for one (1)

3 Agricultural & Standards Investigator:

- 4 1) For the first hour or fraction thereof\$54.00
5 2) For each thirty (30) minute period or
6 fraction thereof in excess of the first hour..\$27.00

7 B. Per hour fee for one (1)

8 Agricultural Standardization Inspector:

- 9 1) For the first hour or fraction thereof\$38.00
10 2) For each thirty (30) minute period or
11 fraction thereof in excess of the first hour..\$19.00

12 C. Per hour fee for one (1)

13 Supervising Agricultural & Standards Investigator:

- 14 1) For the first hour or fraction thereof\$57.00
15 2) For each thirty (30) minute period or
16 fraction thereof in excess of the first hour..\$28.00

17 D. Per hour fee for one (1)

18 Deputy Agricultural Commissioner:

- 19 1) For the first hour or fraction thereof\$64.00
20 2) For each thirty (30) minute period or
21 fraction thereof in excess of the first hour..\$32.00

22 E. The fees stated in this Section apply between the hours
23 of 7:30 a.m. and 4:30 p.m. Monday through Friday. The
24 fees shall be increased to an amount equal to 1 and $\frac{1}{2}$
25 times the stated fees during other times.
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2. For citrus permits as defined in Section 1430, of the California Code of Regulations, Title 3:

Per hour fee in Section 1.

3. For fruit or vegetable certificates, as defined in Sections 42791, 42792 and 42793 of the California Food and Agricultural Code:

A. 1-100 units or packages certified	\$22.00
101-200 units or packages certified	\$26.00
201-400 units or packages certified	\$30.00
401-600 units or packages certified	\$34.00
601-1008 units or packages certified	\$38.00

This fee schedule shall apply to each additional 1008 units or packages, or fraction thereof.

The total weight of bulk fruit or vegetables shall be divided by the average container weight as set forth in the Riverside County Annual Agricultural Production Report (published by the County Agricultural Commissioner), in order to be considered a unit or package for purposes of this fee schedule, (e.g. green corn averages 45 pounds per unit).

Or

B. Per hour fee in Section 1.

4. For the issuance of Direct Marketing Certificates, as defined in Sections 1392.7 and 1392.8 of the California Code of Regulations, Title 3:

A. Producer per calendar year or portions thereof (includes amendments) Per hour fee in Section 1.

B. Operator of Farmer's Market for each calendar year or portion thereof for each

1 locationPer hour fee in Section 1.

2 5. For the inspection of certain vegetables and fruits,
3 as defined in Riverside County Ordinance No. 610 and Section
4 42792.1 of the California Food and Agricultural Code:

5 A. Head lettuce-per standard container .. 2.0 cents

6 B. Cantaloupe melons-per stand. Container 1.5 cents

7 C. Other melons-per carton 1.5 cents

8 D. Watermelon-per ton 80.0 cents

9 E. Cantaloupe, honeydews, other melons

10 (experimental containers) 50.0 cents per bin

11 F. Head lettuce (for shredding).. 50.0 cents per bin

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13 6. For the inspection of green corn, as defined in
14 Riverside County Ordinance No. 566, and Section 42792.1 of the
15 California Food and Agricultural Code:

16 A. Green corn in containers weighing 50 pounds

17 or less, per container 2.5 cents

18 B. Green corn in bulk Per fee in 3.A. or 3.B

19 7. For the service of certifying plant and plant
20 Product shipments, as requested by industry, and as defined in
21 Sections 5201 and 5202 of the California Food and Agricultural
22 Code:

23 A. 1-100 units or packages certified \$22.00

24 101-200 units or packages certified \$26.00

25 201-400 units or packages certified \$30.00

26 401-600 units or packages certified \$34.00

27 601-1008 units or packages certified \$38.00

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1 There shall be a minimum fee of \$5.00 for commodity
2 fumigation under an authorize "Compliance Agreement"
3 This fee schedule shall apply to each additional
4 1,008 units or packages, or fraction thereof.
5 The total weight of bulk plant or plant product
6 shipments shall be divided by the average container
7 weight as set forth in the Riverside County Annual
8 Agricultural production Report (published by the
9 County Agricultural Commissioner) in order to be
10 considered a unit or package for purposes of this
11 fee schedule (e.g. citrus average, 40 pounds per
12 unit). A \$10.00 fee shall be charged for each
13 duplicate of a certified certificate.

14 Or

15 B. Per hour fee in Section 1.

16 8. Services related to apiaries:

17 A. For bee colony strength inspection and
18 certification, as defined in Sections 29272
19 and 29195 of the California Food and
20 Agricultural Code:

21 Per hour fee in Section 1.

22 B. For apiary American Foulbrood Disease
23 inspections, as defined in Section 29201 of
24 the California Food and Agricultural Code:

25 Per hour fee in Section 1.
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1 C. For abatement of American Foulbrood Disease,
2 as defined in Sections 29207 and 29209 of the
3 California Food and Agricultural Code:
4 Per hour fee in Section 1.

5 D. For apiary pest inspection, as defined in
6 Section 29201 of the California Food and
7 Agricultural Code:
8 Per hour fee in Section 1.

9 E. For apiary pest abatement, as defined in
10 Section 29209 of the California Food and
11 Agricultural Code:
12 Per hour fee in Section 1.

13 9. For notification of the Agricultural Commissioner's
14 Office by a licensed structural pest control operator, as
15 defined in Section 15204 (a) (b) (c) (d), Division 7 of the
16 California Food and Agricultural Code, each calendar year or
17 fraction thereof \$10.00

18 10. For registration of a licensed pest control
19 operator, as defined in Section 11701, 11732 and 11734 of the
20 California Food and Agricultural Code, each calendar year or
21 fraction thereof \$60.00

22 11. For registration of a maintenance gardener to do
23 licensed pest control work, as defined in section 11704 and
24 11734 of the California Food and Agricultural Code, each
25 calendar or fraction thereof \$25.00

26 12. For registration of an agricultural pest control
27 advisor, as defined in Sections 11410, 12002, 12031, 12034 of
28

1 the California Food and Agricultural Code, each calendar year
2 or fraction thereof \$10.00

3 For registering in Riverside County when already
4 registered in another county, as defined in Sections 11410,
5 12002, 12031, 12034 of the California Food and Agricultural
6 Code, each calendar year or fraction thereof \$5.00

7 13. For registration of an agricultural pest control
8 aircraft pilot, as defined in Section 11901, 11921, 11923 of
9 the California Food and Agricultural Code, each calendar year
10 or fraction thereof \$10.00

11 For registering in Riverside County when already
12 registered in another county, as defined in Sections 11901,
13 11921, 11923 of the California Food and Agricultural Code, each
14 calendar year or fraction thereof \$5.00

15 14. For registering a licensed farm contractor, as
16 defined in Section 1695 of the California Labor Code, who
17 contracts with growers in Riverside County for farm labor each
18 calendar year or fraction thereof \$40.00

19 15. For the issuance of a permit to control blowing sand
20 as defined in County Ordinance No. 484
21 Per hour fee in Section 1.

22 16. For performing a seed sample as a service, as defined
23 in the California Code of Regulations, Title 3, Section 3871
24 (d) and (e) and 3902 (c) Per hour fee in Section 1.

25 17. For permit or wood receipt for desert native plants,
26 as defined in Sections 80063, 80064, and 80101 of the
27 California Food and Agricultural Code:

28 A. Minimum Fee \$10.00

1 B. Per cord of live or dead mesquite, palos
2 verde, or ironwood species of trees cut or
3 removed or wood \$1.00

4 C. Per native plant except Yucca brevifolia
5 (Joshua Tree) \$1.00

6 D. Per Yucca brevifolia (Joshua Tree) \$2.00

7 18. As defined in Section 12829 (a) of the California
8 Food and Agricultural Code, if a person holds a research
9 authorization for an economic poison issued pursuant to Section
10 6260 of Title 3 of the California Code of Regulations for the
11 purpose of testing the product, and the produce on which the
12 product was tested must be destroyed, any actual costs incurred
13 by the Commissioner to investigate and confirm the destruction
14 of the produce shall be paid for by the person holding the
15 research authorization. Costs charged by the Commissioner shall
16 not exceed one hundred twenty-five dollars (\$125.00) per test
17 site.

18 19. For requested inspections/consultations, training
19 sessions, records research (crop information or otherwise) not
20 supported by fees otherwise provided for in this resolution:
21 Per hour fee in Section 1.

22 20. For requested photocopying services.....\$0.50 per page
23

24 BE IT FURTHER RESOLVED, FOUND AND DETERMINED that the
25 foregoing fees are established in each case at not more than
26 the actual cost of the services rendered.

27 BE IT FURTHER RESOLVED that the authority and guidelines
28 for the above schedule comes from the following:

1 California Agricultural Code, Sections 5201, 5202, 6303
2 (d), 11410, 11701, 11704, 11732, 11734, 11901, 11921, 11932,
3 12002, 12031, 12034, 12829(a), 29195, 29201, 29203, 29204,
4 29207, 29209, 29272, 42791, 42792, 42792.1, 42793, 47020,
5 80063, 80064, 80101;

6 California Business and Professions Code, Division 7,
7 Section 15204 (a), (b), (c), (d);

8 California Government Code, Sections 54985, 54986;

9 California Code of Regulations, Title 3, Sections 1392.7,
10 1392.8, 1430, 3160, 3871 (d), (e), 3902 (c), 6260;

11 California Labor Code, Section 1695; and Riverside County
12 Ordinance Numbers 484, 566, 610.

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FORM APPROVED
COUNTY COUNSEL

APR 22 2003

