

RESOLUTION NO. 2010-08

**A RESOLUTION OF THE BOARD OF DIRECTORS OF
THE CHINO VALLEY INDEPENDENT FIRE DISTRICT,
APPROVING CERTAIN WAIVERS AND REFUNDS OF
FEES**

WHEREAS, the District has adopted Ordinance No. 2009-01, An Ordinance of The Board of Directors of The Chino Valley Independent Fire District Allowing Fees For Service and Enforcement of Regulations; and

WHEREAS, Health and Safety Code section 13919 provides that a District Board may waive payment of a fee authorized pursuant to Section 13916, when it determines that payment would not be in the public interest; and

WHEREAS, the current state of the economy has created severe financial hardships for business and property owners within the District's geographic boundaries; and

WHEREAS, the Board of Directors has determined that there is a significant need to provide economic relief to taxpaying business and property owners incurring District inspection fees, and that payment of the fees subject to this Resolution would not be in the public interest; and

WHEREAS, the fiscal relief of hardship for District taxpayers during this deep economic recession constitutes a legitimate public purpose; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors, fees for services rendered on or after July 1, 2009, under Ordinance No. 2009-01, are hereby modified as follows:

SECTION 1. Effective for District inspection permits billed for on or after January 30, 2010:

- a. Service Fee 4000, Inspection Base Charge, will be waived and will no longer be applicable;
- b. For Service Fees 5050 to 5560, for businesses with multiple permits for permitted occupancies, the highest permitted fee will be charged first and then each additional permit fee will be reduced (waived) by 50%.

SECTION 2. District customers who paid full fees for Service Fee 4000, or Service Fees 5050 to 5560 involving multiple permits, may apply for a refund of fees paid in excess of what would have been paid, had the fee schedule revision been in effect on July 1, 2009.

- a. Customers must complete a District application when applying for a refund of fees;

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- b. Properly completed applications for refund must be received within 60 days of the date of this resolution in order to be considered for refund.

REVIEWED, APPROVED AND ADOPTED this 14th day of July, 2010.

AYES: BOARD MEMBERS:

NOES: BOARD MEMBERS:

ABSENT: BOARD MEMBERS:

ABSTAIN: BOARD MEMBERS:

JOHN DEMONACO, PRESIDENT

ATTEST:

SANDRA HENEY
CLERK OF THE BOARD