

ORDINANCE NO. 26-03

AN ORDINANCE OF THE MORAGA-ORINDA FIRE PROTECTION DISTRICT OF CONTRA COSTA COUNTY REVISING A SCHEDULE OF FEES FOR DISTRICT SERVICES AND SUPERSEDING ORDINANCE NO. 25-01

The Board of Directors of the Moraga-Orinda Fire District of Contra Costa County (“District”) ordains as follows:

SECTION 1. Authorization and Purpose.

The purpose of this ordinance is to establish fees, as defined in the California Constitution, that are no more than necessary to cover the reasonable costs of District governmental activities, and that the manner in which those costs are allocated to a payor bear a fair or reasonable relationship to the payor’s burdens on, or benefits received from, the District’s governmental activities.

This ordinance and the fees for District Services established herein are adopted pursuant to the provisions of the Fire Protection District Law of 1987 (Health and Safety Code sections 13800 et seq., the “Act”). Specifically, as authorized under Health and Safety Code section 13916, the District hereby establishes and adopts the schedule of fees, established for the purpose of recovering for the District the cost of providing services and enforcing regulations.

The provisions of this ordinance and schedule of fees are consistent with, and authorized by, the provisions of Health and Safety Code section 13916 and other laws pertaining to fee schedules. Except as otherwise indicated, the definitions of the Act are incorporated herein, and this ordinance shall be interpreted in a manner consistent with the Act.

SECTION 2. Fee Schedule

The fees established and adopted by this ordinance are attached hereto as “Exhibit A” entitled Moraga-Orinda Fire District, Fee Schedule Fiscal Year 2026/2027.

Pursuant to Health & Safety Code section 13918, the fees established and adopted by this ordinance are charged against public agencies as well as private persons and entities.

Pursuant to Health and Safety Code section 13919, payment of any fee established by this ordinance may be waived when payment would not be in the public interest, as determined in accordance with policies and procedures governing such waivers adopted by resolution of the District Board of Directors.

SECTION 3. Public Notice of Intent to Establish Fee Schedule

Pursuant to the provisions of Health and Safety Code section 13916(b), the District gave public notice pursuant to Section 6066 of the Government Code, of its intent to establish and impose the fees contained in the Fee Schedule attached as Exhibit “A”. All legal requirements for adoption of this ordinance have been met.

SECTION 4. Findings Regarding Costs of Services

The District Board finds that it must charge fees to cover the costs of (a) services which the District provides and (b) enforcement of any regulation for which the District has responsibility.

The District Board finds that no fee included in the Moraga-Orinda Fire District, Fee Schedule Fiscal Year 2026/2027 exceeds the costs reasonably incurred by the District in providing the service or enforcing the regulation for which the fee is charged in accordance with Health and Safety Code section 13916(a). The fees set forth in Exhibit "A" and adopted by this ordinance are not a tax as defined by section 1(e) of Article XIII C of the California Constitution and are exempt from voter approval under that section. The fees are no more than necessary to cover the reasonable costs of the governmental activity, and the manner in which those costs are allocated to a payor bear a fair or reasonable relationship to the payor's burdens on, or benefits received from, the governmental activity.

The District Board finds that, consistent with the provisions of Health and Safety Code section 13916(a), the Moraga-Orinda Fire District, Fee Schedule Fiscal Year 2026/2027 does not include fees on new construction or development for the construction of public improvements or facilities or the acquisition of equipment.

SECTION 5. Supersession

To the extent Ordinance #25-01, and any other action, whether by resolution or ordinance, was adopted by the Board of Directors to set or impose a fee, and to the extent Ordinance #25-01 and any other resolution or ordinance is inconsistent with the provisions of this ordinance, that portion of Ordinance #25-01 and any other previous resolution or ordinance that is inconsistent with the terms of this ordinance are superseded by this ordinance. The adoption of this ordinance shall not amend or affect the remaining portions of Ordinance #25-01 and any such previously adopted ordinance or resolution.

This ordinance is not intended to contain all fees that are or may be charged by the Fire District for services and supplies and to the extent that other fees are customarily charged or are established elsewhere and are not listed in Exhibit "A," all such fees, charges, and rates shall remain in full force and effect.

SECTION 6. Severability

Should any fee herein established be held to be invalid or otherwise unenforceable, such determination shall not affect the validity of the remainder of this ordinance or the remaining fee provisions. The District Board hereby declares that it would have passed this ordinance and each section, subsection, clause, phrase or portion thereof irrespective of the fact that any one or more sections, subsections, clauses, phrases or portions be declared invalid or unconstitutional.

SECTION 7. Prior Fees

The adoption of this ordinance shall not in any manner affect any action or be construed as a waiver of any fee, charge, penalty or fine required by or resulting from any previous ordinance imposing a fee, charge, penalty or fine.

SECTION 8. Effective Date

This Ordinance and the Fee Schedule shall become effective 30 days after its passage and shall become operative on July 1, 2026. Within fifteen (15) days of passage, this Ordinance and Fee Schedule shall be published as authorized by law once with the names of the Directors voting for and against it, in the Contra Costa Times, a newspaper of general circulation in this District.

PASSED, APPROVED and ADOPTED this 15th day of April at the regular meeting of the District Board of Directors held at 26 Orinda Way, Orinda, California 94563 on April 15, 2026, on a motion made by Director Roemer, seconded by Director Danziger, and duly carried with the following roll call vote

AYES: DIRECTORS ROEMER, JEX, DANZIGER AND JORGENS
NOES: NONE
ABSENT: DIRECTOR HASLER
ABSTAIN: NONE

ORDINANCE 26-03

ATTEST:

Craig Jorgens
Craig Jorgens (Apr 16, 2026 16:48:55 PDT)

Craig Jorgens, President
Board of Directors

I certify that this is a full, true and correct copy of the original document which is on file in my office, and that was passed and adopted by the Moraga-Orinda Fire Protection District on the date shown.

ATTEST:

Marcia Holbrook
Marcia Holbrook (Apr 16, 2026 16:25:57 PDT)

Marcia Holbrook
District Secretary/District Clerk

APPROVED AS TO FORM:

Jonathan Holtzman
Jonathan Holtzman (Apr 16, 2026 16:25:03 PDT)

Jonathan V. Holtzman
District Counsel

APPROVED AS TO CONTENT:

Jeff Isaacs
Jeff Isaacs (Apr 18, 2026 08:45:29 PDT)

Jeff Isaacs
Fire Chief

Fee No.	Fee Name	Unit	Adopted Fee
SINGULAR PERMITTED ACTIVITIES			
Includes: 1 plan review and 1 inspection. Inspection is required.			
<u>T1</u>	<u>Special Events, Tents and Booths</u>		
T1.1	Tents > 120 s.f.	per permit	\$506
T1.2	Additional Inspection for a Tent in Use for More Than 180 Days Without Alterations to the Original Permit	per permit	\$291
T2	Holiday tree lots	per permit	\$400
T3	Model rockets	per permit	\$397
SE1	Street Fairs & Carnivals, and Special Events/ Plan Review and Inspection	per permit [1]	\$615
FW1	Fireworks	per permit [2]	\$1,012
BP1	Burn Permit - Recreational- Open Flame	per permit	\$291
<u>SP1</u>	<u>Singular Permits - Other</u>		
SP1.1	Miscellaneous Permit (otherwise not listed above)	per permit	\$509
OPERATIONAL PERMITS			
Includes: 1 inspection and 1 reinspection. Inspections are required.			
AP1	LPG Dispense	per permit	\$666
AP2	Welding or Hot Works	per permit	\$666
AP3	Spraying Flammable Finishes	per permit	\$666
<u>AP4</u>	<u>Compressed Gas / Cryogenics</u>		
AP4.1	Inert	per permit	\$666
AP4.2	Flammable	per permit	\$666
AP4.3	Cryogenics Portable Tanks	per permit	\$666
AP4.4	Cryogenics Portable Tanks Fixed System	per permit	\$666
<u>AP5</u>	<u>Flammable / Combustible Liquids</u>		
AP5.1	Flammable Liquid Storage Cabinet	per permit	\$666
AP5.2	Flammable Liquid Storeroom	per permit	\$666
AP5.3	Aboveground Storage Outside	per permit	\$666
AP5.4	Underground Storage Tank	per permit	\$666
<u>AP6</u>	<u>Engine Repair Facilities</u>		
AP6.1	1 - 4 Bays	per permit	\$666
AP6.1.2	5 - 8 Bays	per permit	\$772
AP6.1.3	9 + Bays	per permit	\$877
<u>AP7</u>	<u>Operational Permits - Other</u>		
AP7.1	Other Operational Permits not listed above but included in CFC Chapter 105	per permit	\$666
OCCUPANCY / STATE MANDATED / FIRE CLEARANCE INSPECTIONS			
Includes: 1 inspection and 1 reinspection. Inspections are required.			
<u>AP8</u>	<u>Group A Places Of Public Assembly</u>	per permit	\$713
<u>AP9</u>	<u>Group E Occupancies- Schools</u>		
<u>AP9.1</u>	<u>Private Schools</u>		
AP9.1.1	0-5 Buildings	per permit	\$713
AP9.1.2	6-10 Buildings	per permit	\$1,135
AP9.1.3	10+ Buildings	per permit	\$1,767
<u>AP9.2</u>	<u>Public Schools</u>		
AP9.2.1	0-10 Buildings	per permit	\$1,135
AP9.2.2	11-20 Buildings	per permit	\$1,767
AP9.2.3	20+ Buildings	per permit	\$3,455
AP9.3	Third or Subsequent Inspection for Group E Occupancies	per inspection	\$502
<u>AP10</u>	<u>Group I Institutional (I-2.1, I-4)</u>	per permit	\$502

Fee No.	Fee Name	Unit	Adopted Fee
<u>AP11.1 Group R-2 Occupancies Apartments</u>			
AP11.1.1	Base Fee (includes 0-3 hours inspection time)	per permit	\$793
AP11.1.2	Each Additional Hour	per hour	\$211
<u>AP11.2 Group R-2 Occupancies Dormitories</u>			
AP11.2.1	Base Fee (includes 0-3 hours inspection time)	per permit	\$793
AP11.2.2	Each Additional Hour	per hour	\$211
<u>AP11.3 Group R-2 Assisted Living Facilities</u>			
AP11.3.1	Base Fee (includes 0-3 hours inspection time)	per permit	\$793
AP11.3.2	Each Additional Hour	per hour	\$211
<u>AP12 Group R-3.1 Daycare-Residential</u>			
AP12.1	R 3.1 Residential Day Care Occupant, Load 6 or Fewer	per permit	\$502
<u>AP13 Group R-4 Adult & Residential Care Facilities</u>			
AP13.1	850 Form Fire Clearance Inspection	per permit	\$502
FIRE CONSTRUCTION PERMITS			
Includes: 1 plan review, 1 resubmittal, 1 inspection, and 1 reinspection			
<u>PR1 Site Access Review: Preliminary Plan Review, Consulting, and Meetings</u>			
PR1.1	Pre-project review	per project [2]	\$518
PR1.2	Residential Substantial Addition / Alteration Remodel	per project	\$940
PR1.3	Site / Water / Access Review / Lot Split	per project	\$720
PR1.4	Cell Tower / Antenna/ Land Use Review/ Solar	per project	\$720
PR1.5	Street Numbering / Address Review	per project	\$189
CO1	Change of Occupancy	per permit	\$940
<u>PR6 Building Construction - New Building</u>			
PR6.1	0 - 5,000 s.f.	per permit	\$1,442
PR6.2	Greater than 5,000 s.f.	per permit	\$2,461
<u>PR7 Building Construction - Tenant Improvement</u>			
PR7.1	0 - 5,000 s.f.	per permit	\$1,121
PR7.2	Greater than 5,000 s.f.	per permit	\$2,141
<u>PR8 Fire Alarm and Communication System - New & Upgrades</u>			
PR8.1.1	First 25 Devices	per project	\$1,151
PR8.1.2	each additional 25 devices, or portion thereof	each additional 25 heads or portion thereof	\$725
PR8.2	Emergency responder radio communication (ERRCS) system Plan Review	per permit	\$1,151
PR8.3	Elevator Communication System Plan Review	per project	\$1,151
<u>PR9 Fire Protection Systems - Residential (Single-Family and Multi-Family) - New or Modify</u>			
PR9.1.1	First 25 Heads	base	\$1,449
PR9.1.2	each additional 25 heads, or portion thereof	each additional 25 heads or portion thereof	\$725
<u>PR10 Fire Protection Systems - Commercial New</u>			
PR10.1.1	First 25 Heads	per project	\$1,449
PR10.1.2	each additional 25 heads, or portion thereof	each additional 25 heads or portion thereof	\$980
<u>PR11 Fire Protection Systems - Commercial - Tenant Improvement</u>			
PR11.1.1	First 25 Heads	per project	\$1,449
PR11.1.2	each additional 25 heads, or portion thereof	each additional 25 heads or portion thereof	\$832
<u>PR12 Fire Protection Systems - Miscellaneous/ Plan Review and Inspection</u>			
PR12.1	Additional Overhead Hydro Test	per test	\$502
PR12.2	Spray Booths Including Fire Protection System (New Install)	per permit	\$502
PR12.3	Fire Hydrant Plan Review	per permit	\$509
PR12.4	Hydrant/Fire Service Form	per form	\$189

Fee No.	Fee Name	Unit	Adopted Fee
<u>PR13 Tanks / Piping</u>			
PR13.1	Install/Remove Underground	per permit	\$1,151
<u>PR14 Solar and Energy Systems</u>			
PR14.1	Energy Storage Systems	per permit	\$1,151
PR14.2	Solar Photovoltaic Power Systems	per permit	\$1,151
PR14.3	UL 9540A Modification	per project	\$627
ENVIRONMENTAL REVIEW			
ER1	Senior Technical Specialist	hourly [4]	\$274
ER2	Senior Biologist	hourly [4]	\$204
ER3	Staff Biologist/Botanist	hourly [4]	\$147
ER4	Senior Botanist	hourly [4]	\$224
ER5	Senior GIS Specialist	hourly [4]	\$217
MISCELLANEOUS			
ALT1	Alternative Means and Methods	per project [2]	\$954
ASP1	Additional Inspections (Non-Group E Occupancies)	per inspection	\$291
ASP1.1	Fire Marshal	hourly	\$218
ASP1.2	Fire Inspector	hourly	\$211
ASP1.3	Insurance Property Compliance Inspection	per inspection	\$291
AR1	Additional Plan Review/Permit Renewal/Resubmittal/As-Built Fee	per submittal	\$408
STD1	850 Form Fire Clearance Inspection – General (Non-R-4)	per permit	\$502
LS1	Landscaping Plan Review and Inspection	per permit	\$510
MS1	Photocopies (per Page) Letter or legal Size	per copy	\$0.10
IR1	Incident Report Request	per request	\$8
<u>MR1 Medical Records Request</u>			
MR1.1	Patient Requested	per request	\$0
MR1.2	Attorney Requested	per request	\$57
<u>FA Repeated False or Nuisance Alarm Responses:</u>			
FA1	First 3 responses free in 30 consec. days	per response	no charge
FA2	4-6 responses in 30 consec. Days	per response	\$222
FA3	7-9 responses in 30 consec. Days	per response	\$443
FA4	10-12 response in 30 consec. Days	per response	\$665
FA5	13 or more responses in 30 consec. Days	per response	\$886
SA1	Subpoena Fee - per employee per day	per EE/per day [3]	\$275
<u>RC1 Returned Check Charge</u>			
RC1.1	First Check	per check	\$25
RC1.2	Subsequent Check	per check	\$35
WA2	Board Ordered Weed / Nuisance Abatement	per parcel	Cost + 50%
MF1	One-time Mitigation fee - Wilder Development	per parcel	\$2,000
<u>PT1 Property Sale or Transfer</u>			
PT1.1	Property Sale or Transfer On Site First Inspection Fee	per parcel	\$336
PT1.2	Property Sale or Transfer On Site Re-Inspection Fee	per parcel	\$397
OP1	Online payment Debit and Credit Card User Fee	per transaction	\$3.00 + 3%

[Notes]

- [1] Does not include standby time. Separate fee would apply.
- [2] Minimum fee includes time shown. For service required in excess of standard, hourly rate would apply.
- [3] A deposit of \$275 for each day that a specified employee is required to remain in attendance pursuant to the subpoena. The District shall then be reimbursed for traveling expenses and the full cost to the District of paying the employee. If the actual expenses should later prove to be less than \$275 per day tendered, the excess of the amount shall be refunded. If the actual expenses should later prove to be more than the amount deposited, the District may collect the balance from the party at whose request the subpoena is issued. California Government Code 68097.2.
- [4] Hours beyond 8 hours per day are charged at an overtime rate of 1.5 times our standard hourly rates for qualifying personnel. To comply with California Labor Code 512 and California Code of Regulations 11040, if onsite conditions prohibit personnel from taking required breaks, one additional hour of time will be billed per day for qualifying staff covered under the regulations.











26-03 Ordinance Schedule of Fees for District Fees


Final Audit Report


2026-04-18


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