

RESOLUTION NO. 2015-030

A RESOLUTION OF THE BOARD OF SUPERVISORS
OF THE COUNTY OF TRINITY
AMENDING FEE WAIVER POLICY

WHEREAS, the Board of Supervisors adopted a fee waiver policy identified as 2003-03(P) Waiver of County Fees (Policy) to promote uniformity in the process of considering requests for waiver of county fees; and

WHEREAS, the Policy requires that an applicant for a fee waiver meet certain criteria defined as follows:

- A. The project could not be completed in the absence of a fee waiver
- B. The project will be a benefit to the public
- C. The application is not for the purpose of fund raising.; and

WHEREAS, The Board desires to amend the Policy to recognize and exception for public safety; and

WHEREAS, this policy supersedes County Policy Statement Number 2003-03(P), Waiver of County Fees adopted by the Board of Supervisors on December 2, 2003.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of the County of Trinity adopts the amended policy attached hereto as Exhibit A.

BE IT FURTHER RESOLVED that the amended policy allows for a waiver of county fees when a public agency file an application for waiver of county fees to construct a project which will benefit public safety and where the fee waiver is not a function of fund raising.

DULY PASSED AND ADOPTED this 17th day of March, 2015, by the Board of Supervisors of the County of Trinity by motion, second (Fisher/Burton), and the following vote:

AYES: Supervisors Burton, Fisher, Groves, Fenley and Morris
NOES: None
ABSENT: None
ABSTAIN: None
RECUSE: None



JUDY MORRIS, CHAIRMAN
Board of Supervisors
County of Trinity
State of California

ATTEST:

WENDY G. TYLER
Clerk of the Board of Supervisors

By:  Deputy

WAIVER OF COUNTY FEES

This policy shall supersede Policy Statement 2003-03(P) Waiver of County Fees, adopted by the Trinity County Board of Supervisors on December 2, 2003.

The County recognizes that many service organizations, non-profit entities and other public agencies provide public benefit. The cost of the County providing facilities and services should normally be paid by the organization as a cost of conducting the activity. The fees charged by the County are based on the cost of providing the facilities and services.

In order to provide for the uniform application of County Fee Waivers and to provide for a reasonable basis for determining those entities eligible and qualified for the waiver of fees, it is the policy of the Board of Supervisors that:

1. Eligible entities shall include public entities and private non-profit entities that meet the criteria listed in paragraph 2 below except for public entities providing safety services, which entities shall be considered for a County fee waiver if compliant with requirements of paragraph 2B and 2C below.
2. Approval for a fee waiver for an eligible applicant shall be contingent on a finding of the Board of Supervisors of all of the following:
 - A. The applicant's financial resources are such that, without waiver of fees the project would not go forward; and
 - B. The proposed project contemplated under the fee waiver request would provide a benefit to the public; and
 - C. The proposed project contemplated under the fee waiver request is not for the purpose of fund raising.
3. Fees shall not be waived for completed projects.
4. In addition to the findings listed under paragraph 2 above, private, nonprofit entities must also demonstrate that they provide significant public services to Trinity County residents in a manner that does not discriminate on the basis of age, sex, handicap, color, creed, religion, or national origin.
5. All applications for fee waivers shall be made in writing, signed by a duly authorized officer (of the entity) or individual, to the Trinity County Board of Supervisors 14 days in advance of submitting the application or permit by the appropriate County Department. The application for fee waiver shall include the following (see Exhibit 1 for form of application):

- A. Name of applicant;
- B. County Department processing application or permit requiring fee;
- C. Amount of fee broken down by County department;
- D. Description of project for which fee is charged;
- E. Reason why fee should be waived; covering paragraphs 2A through 2C of this policy; and
- F. Signature of applicant.

This policy shall not be applicable to the waiver of fees approved by the Board of Supervisors in connection with County administered programs, either on a department level or contract basis, nor shall it apply in cases where the waiver of fees is provided under a grant program approved by the Board of Supervisors.

APPLICATION FOR WAIVER OF COUNTY FEES

TRINITY COUNTY BOARD OF SUPERVISORS
PO BOX 1613
WEAVERVILLE, CA 96093
(530) 623-1217

Pursuant to County Fee Waiver Policy

1. Eligible entities shall include public entities and private non-profit entities that meet the criteria listed in Section 2.
2. Approval of a fee waiver for an eligible applicant shall be contingent upon a finding of the following criteria:
 - A) The applicant's financial resources are such that, without waiver of fees, the project would not go forward.

 - B) The proposed project contemplated under the fee waiver request would provide a benefit to the public.

 - C) The proposed project contemplated under the fee waiver request is not for the purpose of fund raising.
3. Fees shall not be waived on completed projects

4. If a private, non-profit corporation, please demonstrate that your agency provides significant public services to Trinity County residents in a manner that does not discriminate on the basis of age, sex, handicap, color, creed, religion or national origin.

5. All applications for fee waivers shall be made in writing, signing by a duly authorized officer or individual representing the Entity, to the Trinity County Board of Supervisors 14 days in advance of submitting the application or permit by the appropriated County Department.

A) Name, Address and Phone Number of Applicant:

Name

Mailing Address

Phone

B) County Department Processing Application or Permit Requiring Fee; and

C) Amount of Fee broken down by County Department

Department	Fee
_____	\$ _____
_____	\$ _____
_____	\$ _____
_____	\$ _____
_____	\$ _____

D) Description of project for which fee is charged:

Signature of Applicant

Date

Title