

## **RESOLUTION NO. 23-168**

### **RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS WAIVING BUILDING PERMIT VIOLATION/PENALTY FEES FOR ELIGIBLE AMNESTY BUILDING PERMITS BETWEEN NOVEMBER 1, 2023, AND NOVEMBER 1, 2024**

WHEREAS, on December 8, 1992, the Mendocino County Board of Supervisors ("Board") amended Mendocino County Policy #3, which provides that the Board will not waive appropriate Building or Planning fees except for any public or non-public organization which has been, or is eligible for, Augmentation funds; and

WHEREAS, Mendocino County Policy #47 provides generally for the establishment and amendment of a Master Fee Schedule for fees charged by the County for various services; and

WHEREAS, Mendocino County Code section 18.08.030 provides for penalties for violations of doing work without first obtaining a building permit and provides for recovery of costs by Planning and Building Services to be used for training and further code enforcement; and

WHEREAS, on December 14, 2021, the Board adopted Resolution No. 21-194 amending the Master Fee Schedule including Building Permit fees for the Department of Planning and Building Services, which Schedule includes Violation/Penalty fees for building permits submitted after work has already commenced; and

WHEREAS, on September 12, 2023, the Board provided direction to the Planning and Building Services Department to establish an amnesty program that would waive Violation/Penalty fees related to building permits submitted after work has already commenced or been completed, which are not associated with a confirmed code enforcement case ("Amnesty Building Permits"), and which amnesty program was directed to last for one year, from November 1, 2023, to November 1, 2024; and

WHEREAS, the purpose of waiving the Violation/Penalty fees for Amnesty Building Permits is to provide an incentive for property owners to legalize existing unpermitted improvements; and

WHEREAS, the Board hereby desires to provide for waiver of Violation/Penalty fees for Amnesty Building Permits without processing a full amendment of the Master Fee Schedule pursuant to Policy #47.

NOW, THEREFORE, BE IT RESOLVED that the Mendocino County Board of Supervisors hereby waives Violation/Penalty fees contained in Mendocino County Code section 18.08.030 for Amnesty Building Permits for the period of November 1, 2023, to November 1, 2024.

The foregoing Resolution introduced by Supervisor Williams, seconded by Supervisor Mulheren, and carried this 17<sup>th</sup> day of October, 2023, by the following vote:

AYES: Supervisors McGourty, Mulheren, Haschak, Gjerde, and Williams  
NOES: None  
ABSENT: None

WHEREUPON, the Chair declared said Resolution adopted and SO ORDERED.

ATTEST: DARCIE ANTLE  
Clerk of the Board

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GLENN MCGOURTY, Chair  
Mendocino County Board of Supervisors

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Deputy

I hereby certify that according to the provisions of Government Code Section 25103, delivery of this document has been made.

*APPROVED AS TO FORM:*  
CHRISTIAN M. CURTIS  
County Counsel

BY: DARCIE ANTLE  
Clerk of the Board

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Deputy