

ORDINANCE NO. ()

AN ORDINANCE OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SONOMA, STATE OF CALIFORNIA, ESTBLISHING AND AMENDING FEES FOR SERVICES PROVIDED BY THE DEPARTMENT OF AGRICULTURE / WEIGHTS AND MEASURES AND MAKING MINOR RELATED AMENDMENTS TO SONOMA COUNTY CODE CHAPTER 30 ARTICLE 1

The Board of Supervisors of the County of Sonoma, State of California, ordains as follows:

Section I. The California Constitution, Health and Safety Code, Business and Professions Code, Food and Agriculture Code, Government Code, and related regulations, and Sonoma County Code Chapters 11, 26, 29, 30, 36, and 37 authorize the establishment of fees to recover the estimated reasonable cost of services provided by the Department of Agriculture / Weights and Measures (“Agricultural Commissioner Services”).

Section II. To recover the reasonable costs of providing the Agricultural Commissioner Services, as documented by the NBS Consulting Fee Study dated August 21, 2021, it is necessary to adjust certain Agricultural Commissioner Fees as set forth in Exhibit A attached hereto and incorporated herein, commencing July 1, 2024.

Section III (CODIFIED). For consistency among fees and ease of administration, it is desirable to list current fees solely within the Department’s fee schedule and not within the Sonoma County Code (“SCC”). Thus, the Board makes the following changes to the SCC.

A. SCC Section 30-6(c) is amended to read as follows:

Should Section 12240 sunset or otherwise become ineffective, the sealer shall submit and the board of supervisors shall adopt by ordinance a schedule of registration fees for weighing and measuring devices consistent with the provisions of applicable law and sufficient to cover the costs of carrying out Division 5, California Business and Professions Code.

B. SCC Section 30-14 is amended to read as follows:

Section 30-14 Annual Registration Fee

An annual registration fee is required of each business location in the county that operates a point-of-sale system for commercial purposes. The annual registration fees are established and modified by ordinance of the Board of Supervisors.

C. Section 30-16.1 of the Sonoma County Code is deleted.

Section VI. Based on information presented to this Board, this Board finds that the proposed Agricultural Commissioner Fees comply with all legal requirements, including Art. XIII C of the California Constitution.

Section VII. In all other respects, previous fee resolutions and ordinances setting Agricultural Commissioner Fees and hourly rates shall remain in full force and effect.

Section VIII. If any section, subsection, sentence, clause, or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portion of this Ordinance. The Board of Supervisors hereby declares that it would have passed this Ordinance and every section, subsection, sentence, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared unconstitutional or invalid.

Section IX. This Ordinance shall be and the same is hereby declared to be in full force and effect from and after sixty (60) days after the date of its passage or July 1, 2024, whichever is greater, and shall be published once before the expiration of fifteen (15) days after said passage, with the names of the Supervisors voting for or against the same, in *The Press Democrat*, a newspaper of general circulation published in the County of Sonoma, State of California.

In regular session of the Board of Supervisors of the County of Sonoma, introduced on the 26th day of March 2024, and finally passed and adopted this 16th day of April 2024, on regular roll call of the members of said Board by the following vote:

SUPERVISORS:

Gorin: Coursey: Gore: Hopkins: Rabbitt:

Ayes: Noes: Absent: Abstain:

WHEREUPON, the Chair declared the above and foregoing Ordinance duly adopted and

SO ORDERED.

Chair, Board of Supervisors
County of Sonoma

ATTEST:

M. Christina Rivera,
Clerk of the Board of Supervisors