

**ORDINANCE NO. \_\_\_\_\_**  
**ORDINANCE OF THE MARIN COUNTY BOARD OF SUPERVISORS**  
**ADOPTING NEW DEVICE REGISTRATION FEES REFERENCED IN CHAPTER 5.44 OF THE**  
**MARIN COUNTY CODE TO BE IMPLEMENTED IN STAGES FROM 2006 THROUGH 2008**

THE BOARD OF SUPERVISORS OF THE COUNTY OF MARIN HEREBY ORDAINS  
AS FOLLOWS:

**WHEREAS**, recent legislation authorizes the recovery of higher device registration fees not to exceed actual costs of performing the inspection, testing and registration services; and

**WHEREAS**, said increase in device registration fees will defray the costs of the program administered by the County of Marin; and

**WHEREAS**, the Board of Supervisors supports the recovery of the costs incurred by this important program to insure the accurate measurement of items in commerce and advance consumer protection;

**NOW THEREFORE**, the following maximum fees set forth under the year 2008 are hereby adopted but implemented in the stages set forth below:

**SECTION I.**

Device Registration fees pursuant to Chapter 5.44 of the Marin County Code are increased to the maximum figures shown for the year 2008, but shall be introduced in stages upon the first of January of each identified year as set forth in tables A and B below:

<b>Table A</b>				
<b>ACTIVITY</b>	<b>FEE AUTHORITY (1)</b>	<b>FEE EFFECTIVE 1/1/2006</b>	<b>FEE EFFECTIVE 1/1/2007</b>	<b>FEE EFFECTIVE 1/1/2008</b>
<b><i>Business Location Fee (other than co-located business)</i></b>	B&P 12240 (f, o)	\$60 per business location	\$80 per business location	\$100 per business location
<b><i>Co-Located Business Location Fee (4)</i></b>	B&P 12240 (f, o)	\$30 per business location	\$40 per business location	\$50 per business location
<b><i>Device Fee</i></b>	B&P 12240	See Table B	See Table B	See Table B
Submeters: Utility meters owned by marinas, mobile home parks, recreational vehicle parks and apartment complexes	B&P 12240 (g) CCRO 21.1706	\$2 per device per space or apartment	\$2 per device per space or apartment	\$2 per device per space or apartment

<b>Table B</b>
----------------

<b>ACTIVITY</b>	<b>FEE AUTHORITY (1)</b>	<b>FEE EFFECTIVE 1/1/2006</b>	<b>FEE EFFECTIVE 1/1/2007</b>	<b>FEE EFFECTIVE 1/1/2008</b>
<i>CNG Meters</i>	B&P 12240 (n)	\$12	\$16	\$20
<i>Fabric/Wire/Cord Meters</i>	B&P 12240 (n)	\$12	\$16	\$20
<i>Grease/Lube Meters</i>	B&P 12240 (n)	\$12	\$16	\$20
<i>Liquified Petroleum Gas Meters</i>	B&P 12240 (l)	\$105	\$140	\$175
<i>Retail Motor Fuel Meters</i>	B&P 12240 (n)	\$12	\$16	\$20
<i>Retail Meters</i>	B&P 12240 (n)	\$12	\$16	\$20
<i>Retail Water Meters</i>	B&P 12240 (n)	\$12	\$16	\$20
<i>Tanks (liquid test)</i>	B&P 12240 (n)	\$12	\$16	\$20
<i>Taximeters</i>	B&P 12240 (n)	\$12	\$16	\$20
<i>Vehicle Meters</i>	B&P 12240 (m)	\$15	\$20	\$25
<i>Wholesale Meter (Mobile)</i>	B&P 12240 (m)	\$15	\$20	\$25
<i>Wholesale Meter (Stationary)</i>	B&P 12240 (m)	\$15	\$20	\$25
<i>Misc. Measuring Devices</i>	B&P 12240 (n)	\$12	\$16	\$20
<i>Computing scales</i>	B&P 12240 (n)	\$12	\$16	\$20
<i>Counter scales</i>	B&P 12240 (n)	\$12	\$16	\$20
<i>Crane scales</i> <i>(≥2,000 lbs. and &lt;10,000 lbs.)</i>	B&P 12240 (h)	\$90	\$120	\$150
<i>Dormant/Portable Platform</i> <i>(&lt;2,000 lbs.)</i>	B&P 12240 (n)	\$12	\$16	\$20
<i>Dormant/Portable Platform</i> <i>(≥2,000 lbs. and &lt;10,000 lbs.)</i>	B&P 12240 (h)	\$90	\$120	\$150

<i>Dormant/Portable Platform</i> ( $\geq 10,000$ lbs.)	B&P 12240 (h)	\$150	\$200	\$250
<i>Hopper/Tank Scales</i> ( $\geq 2,000$ lbs. and $< 10,000$ lbs.)	B&P 12240 (h)	\$90	\$120	\$150
<i>Hopper/Tank Scales</i> ( $\geq 10,000$ lbs.)	B&P 12240 (h)	\$150	\$200	\$250
<i>Hanging Scales</i> ( $< 2,000$ lbs.)	B&P 12240 (n)	\$12	\$16	\$20
<i>Hanging Scales</i> ( $\geq 2,000$ lbs. and $< 10,000$ lbs.)	B&P 12240 (h)	\$90	\$120	\$150
<i>Animal Scales</i> ( $\geq 2,000$ lbs. and $< 10,000$ lbs.)	B&P 12240 (h)	\$90	\$120	\$150
<i>Livestock Scales</i> ( $\geq 10,000$ lbs.)	B&P 12240 (k)	\$90	\$120	\$150
<i>Monorail/Meatbeam Scales</i> ( $\geq 2,000$ lbs. and $< 10,000$ lbs.)	B&P 12240 (h)	\$90	\$120	\$150
<i>Prescription/Jewelers Scales</i>	B&P 12240 (n)	\$12	\$16	\$20
<i>Railway Scales</i> ( $\geq 10,000$ lbs.)	B&P 12240 (h)	\$150	\$200	\$250
<i>Vehicle Scales</i> ( $\geq 10,000$ lbs.)	B&P 12240 (h)	\$150	\$200	\$250
<i>Misc/Forklift Scales</i> ( $\geq 2,000$ lbs. and $< 10,000$ lbs.)	B&P 12240 (h)	\$90	\$120	\$150
<i>Misc/Forklift Scales</i> ( $\geq 10,000$ lbs.)	B&P 12240 (h)	\$150	\$200	\$250
<i>Miscellaneous Scales</i> (conveyor belt scales) ( $\geq 10,000$ lbs.)	B&P 12240 (h)	\$150	\$200	\$250

<i>Devices at a co-located business (4)</i>	B&P 12240 ( <u>n</u> )	\$6	\$8	\$10
---	------------------------	-----	-----	------

[Footnotes]

- (4) A co-located business is one that: (a) operates in, at or immediately adjacent to another business that pays an annual registration fee under this ordinance; (b) at that location has the same street address as the other business; (c) is at that location with the written permission of the other business; and (d) uses weighing devices with 30 or fewer pounds capacity or measuring devices that dispense only 5 or fewer gallons. One example is water-dispensing machines outside a grocery store.

**SECTION II.** This ordinance shall be liberally construed to achieve its purposes and preserve its validity. 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 III.** Effective Date. This ordinance shall be and is hereby declared to be in full force and effect as of thirty (30) days from and after the date of its passage and shall be published once before the expiration of fifteen (15) days after its passage, with the names of the supervisors voting for and against the same in the MARIN INDEPENDENT JOURNAL, a newspaper of general circulation published in the County of Marin.

**PASSED AND ADOPTED** at a regular meeting of the Board of Supervisors of the County of Marin held on this \_\_\_\_ day of \_\_\_\_\_ 2006 by the following vote:

AYES: SUPERVISORS

NOES:

ABSENT:

\_\_\_\_\_  
PRESIDENT, BOARD OF SUPERVISORS

ATTEST:

\_\_\_\_\_  
CLERK