COUNTY OF LOS ANGELES

FIRE DEPARTMENT

1320 NORTH EASTERN AVENUE
LOS ANGELES, CALIFORNIA 90063-3294
(323) 881-2401

P. MICHAEL FREEMAN
FIRE CHIEF
FORESTER & FIRE WARDEN

June 27, 2006

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

ORDINANCE AMENDING SECTION 105.8 OF TITLE 32 OF THE LOS ANGELES COUNTY CODE, RELATING TO FEES FOR MOTION PICTURE AND TELEVISION INDUSTRY PRODUCTION PERMITS, (ALL SUPERVISORIAL DISTRICTS) (3 VOTES)

IT IS RECOMMENDED THAT YOUR HONORABLE BOARD AFTER THE PUBLIC HEARING:

1. Approve new fees for motion picture and television industry production permits, as described in the proposed ordinance, to be charged by the County in connection with the review and processing of permits for such film production projects.

2. Find that the attached ordinance is being adopted for the purpose of meeting operational expenses, and is therefore, exempt under the provisions of the California Environmental Quality Act (CEQA) pursuant to Section 21080(b)(8) of the Public Resources Code and Section 15273 of Title 14, of the California Code of Regulations (State CEQA Guidelines).

3. Introduce, waive reading and adopt the attached ordinance, establishing the new fees to be effective 30 days from adoption.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the attached ordinance is to establish new fees to be charged by the Consolidated Fire Protection District (Fire Department) to reflect the current costs incurred by the Fire Department in reviewing and processing of permits related to motion picture and television industry productions, including filming and special effects projects. It is necessary to impose these fees to recover the cost of providing these services and to staff the Fire Department's Public Safety and Film Unit of the Fire Prevention Division.

The Auditor-Controller has reviewed and approved the methodology and calculations used to determine the amount of these new and revised fees and has determined that the proposed fees are reasonable for cost recovery.

IMPLEMENTATION OF STRATEGIC PLAN GOALS

This action is consistent with the County Strategic Plan Goal of Fiscal Responsibility as the new fees will provide sufficient funds for full recovery of all costs incurred by the Fire Department in connection with the review, evaluation and processing of motion picture and television industry production permits, including special effects.

FISCAL IMPACT/ FINANCING

These fees will offset the cost of providing these services by the Fire Department's Public Safety and Film Unit.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The ordinance amending Title 32 (Fire Code) of the Los Angeles County Code has been approved as to form by County Counsel, and an analysis is enclosed.

Section 105.8 of the Fire Code will be amended to provide that a permit shall be obtained from the Fire Prevention Division and a permit fee charged prior to engaging in the film production projects described herein.

Pursuant to Section 66014 of the Government Code, the above fees cannot exceed the estimated cost of providing the service for which the fee is charged. The Auditor-Controller has reviewed and approved these fees and has found that the proposed fees approximate cost recovery for the services involved.

Pursuant to Section 66016 of the Government Code, any action adopting a fee or charge or increasing a fee or charge which applies to the filing, accepting, reviewing, approving, or issuing of a use permit, or entitlement to use shall be enacted in accordance with the notice and public hearing procedure specified in Section 66016.

To comply with the requirements of Sections 66016, 66018, and 6062a of the Government Code, the fee increases may be approved after a public hearing at which oral or written presentations can be made. These code sections also require that the notice of the public hearing, including a general explanation of the matter to be considered, and a statement that data indicating the amount of the cost, or estimated cost, required to provide the service for which the fee is levied is available to the public and shall be mailed to all interested parties who file a written request for such at least 14 days prior to the public hearing. As of the filing date of this item, no valid written request was on file either with the Fire Department or in the Executive Office of the Board of Supervisors.

Section 66016 also requires that at least ten days prior to the public hearing, the local agency shall make available to the public data indicating the amount of cost, or estimated cost, required to provide the service for which the fee is levied. This data will be made available to the public at the County of Los Angeles Fire Department, Financial Management Division, 5801 South Eastern Avenue, Suite 130, Commerce, California 90040.

CONTRACTING PROCESS

Not applicable.

IMPACT ON CURRENT SERVICES OR PROJECTS

No adverse impact on current services.

ENVIRONMENTAL DOCUMENTATION

Adoption of this ordinance which amends the Fire Code is exempt under the provisions of the California Environmental Quality Act (CEQA) pursuant to Section 21080(b)(8) of the Public Resources Code and Section 15273 of Title 14, California Code of Regulations (State CEQA Guidelines).

CONCLUSION

Upon approval of the enclosed ordinance, the Executive Office of the Board of Supervisors is requested to return a confirmed copy of the approved Board letter to this Department.

Respectfully submitted,

P. MICHAEL FREEMAN

PMF:kj

Enclosures

c: David E. Janssen, Chief Administrative Officer
Sachi A. Hamai, Executive Officer
Auditor-Controller
County Counsel
Vicky Santana
Randi Tahara
Joseph Charney
Rick Velasquez
Sussy Nemer

ANALYSIS

This ordinance amends Section 105.8 of Title 32 - Fire Code, of the Los Angeles County Code, to add new fees relating to the review, processing, and approval of film, fuel, and special effects permits by the Fire Department. This ordinance would apply in the unincorporated areas of the County.

RAYMOND G. FORTNER, JR.
County Counsel

By Eric R. Young
ERIC R. YOUNG
Principal Deputy County Counsel
Property Division

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08/24/05 (Requested)

09/08/05 (Revised)

ORDINANCE NO._____

An ordinance amending Section 105.8 of Title 32 - Fire Code of the Los Angeles County Code, relating to the permit requirements and accompanying fees for the review, processing, and approval of film, fuel and special effects permits.

The Board of Supervisors of the County of Los Angeles ordains as follows:

SECTION 1. Section 105.8 is hereby amended to read as follows:

105.8 Permit Required.

...

f.5. Fuel-dispensing trucks and vehicles (film location). To dispense flammable or combustible liquids, liquefied petroleum gases or compressed natural gas from trucks or vehicles to equipment and vehicles on motion picture, television, and commercial production locations. The permit fee shall be forty ($40.00) dollars.

f.~~5.~~ 6. Fumigation or thermal insecticidal fogging. To operate a business of fumigation or thermal insecticidal fogging and to maintain a room, vault or chamber in which a toxic or flammable fumigant is used. See Article 47.

...

m.3. Motion picture and other filming. To conduct motion picture, television, commercials, and related productions. The permit fee shall be one hundred-four ($104.00) dollars.

m.3~~4~~4. Motor vehicle fuel-dispensing stations. To dispense flammable or combustible liquids, liquefied petroleum gases or compressed natural gas at motor vehicle fuel-dispensing stations. See Article 52.

...

SECTION 2. Section 105.8.1. is hereby amended to read as follows:

105.8.1 [For SFM] Additional Permits.

...

2. Pyrotechnical and special effects. To use pyrotechnic special effects, open flame, use of flammable or combustible liquids and gases, welding, and the parking of motor vehicles in any building or location used for the purpose of motion picture, television, and commercial production. The permit fee shall be one hundred twenty-five ($125.00) dollars.

NOTICE OF PUBLIC HEARING
ON PROPOSED NEW FEES FOR MOTION PICTURE AND TELEVISION INDUSTRY PRODUCTION PERMITS, INCLUDING SPECIAL EFFECTS

Notice is hereby given that a public hearing will be held by the Board of Supervisors regarding an ordinance to adopt new fees for review and processing of motion picture and television industry production permits, including special effects. Said public hearing will be held on June 27, 2006, at 9:30 a.m. in the Hearing Room of the Board of Supervisors, Room 381-B, Kenneth Hahn Hall of Administration, 500 West Temple Street (corner of Temple Street and Grand Avenue), Los Angeles, California.

Data indicating the estimated cost required to provide the service for which the above fees are levied and the revenue sources anticipated to provide the service shall be made available to the public at least ten (10) days prior to the hearing. The data will be available at the County of Los Angeles Fire Department, Financial Management Division, 5801 South Eastern Avenue, Suite 130, Commerce, California 90040.

The Board of Supervisors will consider the ordinance. Further notice is given that the Board of Supervisors may continue this hearing from time to time.

Notice is further given that copies of the County of Los Angeles Fire Code and the proposed amendments being considered for adoption are on file in the Executive Office of the Board of Supervisors, Room 383, Kenneth Hahn Hall of Administration, 500 West Temple Street, Los Angeles, California, and are open for public inspection.

Written comments may be sent to the Executive Office of the Board of Supervisors at Room 383, Kenneth Hahn Hall of Administration, 500 West Temple Street, Los Angeles, California 90012.

For further information, please call the Los Angeles County Fire Department, Fire Prevention Division, (323) 890-4226.

Si no entiende esta noticia o si necesita mas informacion favor de llamar a este numero (323) 890-4226.

SACHI A. HAMAI
EXECUTIVE OFFICER-CLERK OF
THE BOARD OF SUPERVISORS OF
THE COUNTY OF LOS ANGELES

copies to TB & file orig.

COUNTY OF LOS ANGELES
DEPARTMENT OF AUDITOR-CONTROLLER

KENNETH HAHN HALL OF ADMINISTRATION
500 WEST TEMPLE STREET, ROOM 603
LOS ANGELES, CALIFORNIA 90012-2766
PHONE: (213) 974-8321 FAX: (213) 617-8106

J. TYLER McCAULEY
AUDITOR-CONTROLLER

October 12, 2005

TO: Helen E. Jo, Chief
Financial Management Division
Fire Department

FROM: Connie Yee, Chief
Accounting Division

SUBJECT: **Fiscal Year 2005-2006 Filming Permit Fees**

As requested, we reviewed your calculations to determine the cost to provide various types of filming permits. Based on our review and some minor revisions, the fees shown below are approved.

Film Permit	$ 104
Special Effects Permit	125
Fuel Truck Permit	40

If you have any questions, please contact Rick Vandenberg at (213) 893-0972.

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ATTACHMENT A

FILM FEE COMPARISONS

Department	Application Fee/ Business License	Film Permit Fee	Daily Use Fee
LACo Proposed *		**$104.00**	
Ventura County		$223.00	
Burbank		$300.00	
L.A. City	$450.00 + $85.00 Spot Check	FLAT	
Averages	**$218.75**	**$735.40**	**$817.71**

*** Other Proposed : Fuel Dispensing Permit ($40.00); Special Effects Permit ($125.00)**

The listed fees were obtained from the 30 Mile Chart available at www.film.ca.gov. The 30 Mile Chart list various fees charged by Cities and Fire Departments within 30 miles of Hollywood. The different fees are listed under numerous categories such as: Permit Fee, Business License, Location Fee, Fire Requirements and Special Provisions.

Santa Monica for example will charge a permit fee of $2500.00 for interior filming in City Hall and $1500.00 for exterior filming at City Hall. Additional fees also apply for various filming activities in Santa Monica; Special Effects-Pyrotechnics $420.21, Explosives $323.96, Hot Work Open Flame 180.09, Vehicle in Building $360.18.

COUNTY OF LOS ANGELES
OFFICE OF THE COUNTY COUNSEL
648 KENNETH HAHN HALL OF ADMINISTRATION
500 WEST TEMPLE STREET
LOS ANGELES, CALIFORNIA 90012-2713

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RAYMOND G. FORTNER, JR.
County Counsel

September 19, 2005

P. Michael Freeman, Fire Chief
Fire Department
1320 North Eastern Avenue
Los Angeles, California 90012

Attention: Jesus Burciaga, Deputy Fire Chief
Prevention Bureau

Re: Ordinance Amending Title 32 - Film Fees

Dear Chief Freeman:

As you requested, enclosed are the analysis and ordinance to amend Title 32 - Fire Code to add new fees relating to the review, processing, and approval of film, fuel, and special effects permits by the Fire Department.

The analysis and ordinance may be presented to the Board of Supervisors for its consideration at a noticed public hearing.

Very truly yours,

RAYMOND G. FORTNER, JR.
County Counsel

By Eric R. Young
ERIC R. YOUNG
Principal Deputy County Counsel
Property Division

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Enclosures

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