



GAIL FARBER, Director

COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

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ADDRESS ALL CORRESPONDENCE TO:
P.O. BOX 1460
ALHAMBRA, CALIFORNIA 91802-1460

June 28, 2011

IN REPLY PLEASE
REFER TO FILE: **LD-6**

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

Dear Supervisors:

**ORDINANCES AMENDING TITLE 16 (HIGHWAYS) OF THE
LOS ANGELES COUNTY CODE AND
CHAPTER 17 OF THE LOS ANGELES COUNTY FLOOD
CONTROL DISTRICT CODE RELATING TO FEES CHARGED
FOR SERVICES AND FEE INCREASES FOR FILMING PERMITS
AFFECTING THE COUNTY ROAD RIGHTS OF WAYS AND
FLOOD CONTROL DISTRICT FACILITIES
(ALL SUPERVISORIAL DISTRICTS)
(3 VOTES)**

SUBJECT

This action is to approve Ordinances amending Title 16, Section 16.10.090, of the County Code and Chapter 17, Section 17.05, of the Los Angeles County Flood Control District Code to increase filming permit fees to achieve full recovery of the costs incurred by the County of Los Angeles Department of Public Works and the Los Angeles County Flood Control District, respectively, in connection with the issuance of permits for filming activities affecting County of Los Angeles roads and road rights of way and District facilities and property, respectively, by third parties.

IT IS RECOMMENDED THAT YOUR BOARD AFTER THE PUBLIC HEARING:

1. Find that the recommended Ordinances are exempt from the California Environmental Quality Act.

2. Introduce, waive reading, and adopt the recommended Ordinances amending Title 16, Section 16.10.090, of the County Code and Chapter 17, Section 17.05, of the Los Angeles County Flood Control District Code to increase existing filming permit fees to achieve full recovery of the costs incurred by the County of Los Angeles Department of Public Works and the Los Angeles County Flood Control District, respectively, in connection with the issuance of permits for filming activities affecting County of Los Angeles roads and road rights of way and District facilities and property, respectively, by third parties.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended action is to adopt the enclosed recommended Ordinances pertaining to Title 16 (Highways) of the Los Angeles County Code and Chapter 17 of the Los Angeles County Flood Control District Code, that:

- Amends Title 16, Section 16.10.090, of the County Code to increase existing filming permit inspection fees to achieve full recovery of the highway inspection costs incurred by the Road Commissioner in connection with the issuance of permits for filming activities affecting County of Los Angeles (County) roads and road rights of way by third parties; and
- Amends Chapter 17, Section 17.05, of the Los Angeles County Flood Control District (District) Code to increase existing filming permit fees to achieve full recovery of the costs incurred by District in connection with the issuance of permits for filming activities affecting District facilities and property by third parties.

Implementation of Strategic Plan Goals

The Countywide Strategic Plan directs the provisions of Operational Effectiveness (Goal 1) and Community and Municipal Services (Goal 3). The recommended Ordinances would increase existing filming permit fees to fund the costs incurred by the County of Los Angeles Department of Public Works (Public Works) in connection with the issuance of permits for filming activities encroaching upon County roads and road rights of way and the District facilities and property.

FISCAL IMPACT/FINANCING

There will be no impact to the County General Fund.

The recommended Ordinances will allow the Road Commissioner and the District to fully recover the costs incurred to provide filming permit services.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The purpose of increasing the filming permit fees is to recover actual cost expenditures. The last moderate increase of the filming permit inspection road fee occurred in September 1998 with small annual adjustments made thereafter that were based on the Consumer Price Index. The District's filming permit fees have never seen a fee increase since they were first adopted by your Board in August 1982 and did not include annual Consumer Price Index adjustments. The collection of these fees is essential to recovering the expenditures.

The Los Angeles County Flood Control Act, Sections 3 and 16, authorized your Board to adopt reasonable rules and regulations to facilitate the exercise of its powers and duties under the Act and to provide for the administration and governance of the District.

Pursuant to Government Code Section 66018, prior to adopting a new fee or approving an increase in an existing fee, your Board and the District must hold a public hearing at which oral or written presentations may be made as part of a regularly scheduled meeting. Notice of the time and place of the meeting must be published in accordance with Government Code Section 6062a.

The recommended Ordinances have been reviewed and approved as to form by County Counsel.

ENVIRONMENTAL DOCUMENTATION

Adoption of the recommended Ordinances is for the purpose of meeting operating expenses and is exempt from the California Environmental Quality Act pursuant to Section 21080(b)(8) of the Public Resources Code and Section 15273(a) of the California Environmental Quality Act Guidelines.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

The recommended Ordinances will have no impact on any County project or service.

The Honorable Board of Supervisors
June 28, 2011
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CONCLUSION

Please return two adopted copies of this letter and two signed originals of the Ordinances to Public Works, Land Development Division.

Respectfully submitted,



GAIL FARBER
Director of Public Works

GF:AEN:la

P:\ldpub\ADMIN\Admin Board Letters\FILM FEE ORDINANCE (Board Letter-Title16 & Chapter 17).doc

Enclosures


c: Chief Executive Office (Rita Robinson)
County Counsel
Executive Office

ANALYSIS

This ordinance amends Section 17.05 of Chapter 17 of the Los Angeles County Flood Control District Code by:

- Increasing existing fees applicable to the taking of motion, TV, or still pictures on the property of the Los Angeles County Flood Control District; and
- Clarifying the expiration date of the temporary 20 percent reduction of certain fees charged by the Flood Control District in connection with a project involving one single-family residence or one structure with a building footprint of 10,000 square feet or less.

ANDREA SHERIDAN ORDIN
County Counsel

By 
MARK T. YANAI
Principal Deputy County Counsel
Property Division

MTY:vn

05/10/11 (Requested)

05/16/11 (Revised)

ORDINANCE NO. _____

An ordinance amending Section 17.05 of the Los Angeles County Flood Control District Code, relating to the fees charged by the Los Angeles County Flood Control District for the taking of motion, TV, or still pictures on the property of the Flood Control District, and the expiration date of the temporary reduction in certain fees charged in connection with specified projects.

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

SECTION 1. Section 17.05 is hereby amended to read as follows:

17.05 Fees for services – Cost determination and collection.

...

F. Providing Miscellaneous Services.

...

9. Taking of motion, ~~or TV or still~~ pictures – ~~\$300~~798.00/day.

~~10. Taking of still pictures – \$100.00/day.~~

~~140.~~ Use of District rights-of-way to gain temporary access to adjoining lands – \$859.00 for review to determine permit conditions plus \$225.00 for inspection of permitted activity. If fencing must be removed, a security deposit shall be required in an amount equal to the estimated replacement cost of fencing.

~~121.~~ Apiary – \$150.00/year includes inspection (50 hives maximum per location).

~~132.~~ Transfer Drain (Private Drain and Miscellaneous Transfer Drain) processing – \$476.00.

...

M. The fees set forth in subsections B, D, F1 through F7, and F140, of this Section shall be subject to a twenty percent (20%) reduction if charged for services rendered by the District in connection with a project involving one single-family residence or one structure with a building footprint of 10,000 square feet or less. The reduction described in this subsection M shall be applied to eligible fees charged ~~within three (3) years of the adoption date of the ordinance adding this subsection~~through and including April 26, 2014, after which time the reduction shall cease and no further reduction shall be applied.

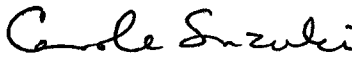
[T20FCD1703MYCC]

ANALYSIS

This Ordinance amends Title 16 – Highways, of the Los Angeles County Code,
by:

- Amending Section 16.10.090 to increase existing fees applicable to filming in the road right-of-way to recover costs incurred by the road commissioner in performing highway inspections; and
- Amending Section 16.10.190 to clarify the expiration date of the temporary 20 percent (20%) reduction for certain fees charged in connection with a project involving one single-family residence or one structure with a building footprint of ten thousand (10,000) square feet or less.

ANDREA SHERIDAN ORDIN
County Counsel

By 
CAROLE B. SUZUKI
Deputy County Counsel
Public Works Division

CBS:gjv

Requested: 5/11/11

Revised: 5/25/11

ORDINANCE NO. _____

An ordinance amending Title 16 - Highways of the Los Angeles County Code, relating to fees charged for filming in the road right-of-way and the expiration date of the temporary reduction in certain fees charged in connection with specified projects.

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

SECTION 1. Section 16.10.090 is hereby amended to read as follows:

16.10.090 Fees for inspection and other costs.

A. Subject to Section 16.10.070, each applicant for a highway permit shall pay applicable inspection fees to the commissioner, according to the following schedule:

1. General	
Pre-inspection site visit	\$111 each site visit
Inspections during non-business hours (up to 4 hours)	\$443 each inspection
Additional inspections during non-business hours (over 4 hours)	\$106 each hour
2. Construction Inspection	
Curb drain	\$147 each drain
Parkway drain	\$619 each drain
Residential driveway	\$517 each driveway
Commercial driveway	\$631 each driveway
Paving 500 square feet or less	\$720
Paving greater than 500 square feet	Actual cost

Sidewalk and Curb and Gutter	
50 linear feet or less	\$394
Greater than 50 linear feet to 250 linear feet	\$394 plus \$1.97 per linear foot in excess of 50 linear feet
Greater than 250 linear feet to 500 linear feet	\$788 plus \$1.33 per linear foot in excess of 250 linear feet
Greater than 500 linear feet	Actual cost
New Well Construction	
Diameter 8" or less, and depth 50 feet or less	\$332 each well
Diameter greater than 8", or depth greater than 50 feet	Actual cost
Well Destruction	
Diameter 6" or less and depth 50 feet or less	\$759 each well
Diameter greater than 6" but not exceeding 18", and depth 25 feet or less	\$869 each well
Diameter greater than 6" but not exceeding 18", and depth greater than 25 feet but not exceeding 50 feet	\$980 each well
Diameter greater than 18", or depth greater than 50 feet	Actual cost
Pole Removal/Replacement	\$427 each pole

3. Encroachment Inspection	
Lane closure/detour (per day)	\$235 each day
Awning (per address)	\$284 each address
Monitoring of existing wells (allows monitoring for one year)	\$493 each year
Crane operations (per day)	\$370 each day
Temporary storage of construction materials (per day)	\$234 each day
Filming in road right-of-way	\$305 <u>312</u> each day
4. Excavation Inspection	
Utility service cut (1-3 within one block)	\$467 each
Potholing (including roadway restoration; 1-3 potholes within one traffic control setup not to exceed one block per day)	
Depth 10 feet or less	\$316 each day
Depth exceeding 10 feet	Actual cost
Soil borings (including roadway restoration; 1-3 borings within one traffic control setup not to exceed one block per day)	
Diameter 6" or less, and depth not exceeding 50 feet	\$427 each day
Diameter greater than 6" but not exceeding 18", and depth not exceeding 25 feet	\$538 each day
Diameter greater than 6" but not exceeding 18", and depth greater than 25 feet but not exceeding 50 feet	\$648 each day

Diameter greater than 18", or depth greater than 50 feet	Actual cost
5. Transportation Inspection	
Oversize Extralegal Load inspections (up to 4 hours)	\$905 each
Oversize Extralegal Load inspection (greater than 4 hours)	Actual cost

An Oversize Extralegal Load is defined as a load with the following dimensions:
A height between 18 feet and 20 feet, a width between 16 feet and 22 feet, or a length between 125 feet and 145 feet.

The fees for highway permit inspections not described above or elsewhere in the county code shall be based on the actual cost incurred by the commissioner.

B. Mainline plan review fees shall be based on the total linear footage as shown on the plans and shall be charged according to the following schedule:

0— 15,000 linear feet	\$280 plus \$0.34/linear foot
Greater than 15,000 linear feet	Actual cost

C. On July 1st of each year, each fee imposed by this section shall be reviewed by the commissioner and the amount of each fee shall be adjusted as follows: Calculate the percentage movement between March of the previous year and March of the current year in the CPI for all urban consumers in the Los Angeles– Riverside– Orange County area, as published by the United States Government Bureau of Labor Statistics, adjust each fee by said percentage amount, and round up to the nearest dollar. No adjustment shall increase any fee to an amount more than the amount

necessary to recover the reasonable cost of providing the services for which the fee is imposed.

***Editor's note:** Fee changes in this section include changes made by the Department of Public Works due to increases in the Consumer Price Index and are effective July 1, 2010.

SECTION 2. Section 16.10.190 is hereby amended to read as follows:

16.10.190 Temporary fee reduction.

The fees set forth in sections 16.10.020, 16.10.090, 16.10.155, and 16.27.050 shall be subject to a twenty percent (20%) reduction as applicable for projects involving one single family residence or one structure with a building footprint of ten thousand (10,000) square feet or less. This reduction shall be applied to eligible fees charged ~~within three (3) years of the adoption date of the ordinance implementing this section~~ through and including April 26, 2014, after which time the reduction shall cease and no further reduction shall be applied.

[1610090CSCC]

INSTRUCTION SHEET FOR PUBLISHING
LEGAL ADVERTISEMENT

TO: Executive Officer-Clerk of the Board
Board of Supervisors
County of Los Angeles

FROM: Department of Public Works
Land Development Division

NOTICE OF HEARING

ORDINANCES AMENDING TITLE 16 (HIGHWAYS) OF THE LOS ANGELES COUNTY CODE AND CHAPTER 17 OF THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT CODE RELATING TO FEES CHARGED FOR SERVICES AND FEES INCREASES FOR FILMING PERMITS AFFECTING THE COUNTY ROAD RIGHTS OF WAYS AND FLOOD CONTROL DISTRICT FACILITIES

Please give notice of the public hearing by publishing, once a week for two consecutive weeks, the attached notice of public hearing for Title 16 and Chapter 17 in newspapers published and circulated in the unincorporated County area. Such publication is to be completed not less than 30 days prior to the date of said hearing.

If you have any questions, please contact Maryam Adhami at (626) 458-3129 or madhami@dpw.lacounty.gov.

NOTICE OF PUBLIC HEARING

ORIGNANCES AMENDING TITLE 16 (HIGHWAYS) OF THE LOS ANGELES COUNTY CODE AND CHAPTER 17 OF THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT CODE RELATING TO FEES CHARGED FOR SERVICES AND FEE INCREASES FOR FILMING PERSMITS AFFECTING THE COUNTY ROAD RIGHTS OF WAYS AND FLOOD CONTROL DISTRICT FACILITIES

Notice is hereby given that a public hearing will be held by the County of Los Angeles Board of Supervisors regarding fees charged for services and fee increases for filming permits affecting the County road rights of ways and Flood Control District facilities.

The hearing will be held on Tuesday, June 28, 2011, at 9:30 a.m. in the hearing room of the Board of Supervisors, Room 351B, Kenneth Hahn Hall of Administration, 500 West Temple Street (corner of Temple Street and Grand Avenue), Los Angeles, California 91102. Data indicating the amount of cost or estimated cost required to perform the activities for which the fees are to be levied and the revenue sources anticipated to finance the activities, is available at the County of Los Angeles Department of Public Works, 900 South Fremont Avenue, Alhambra, California 91803, 8th Floor, Land Development Division, Attention Maryam Adhami.

The Board of Supervisors will consider all testimony submitted during the hearing and, at the conclusion of the hearing, may adopt the revised and new fees. The Board of Supervisors may determine to continue this hearing from time to time.

Written comments may be sent to the Executive Office of the Board of Supervisors at the above address. If you do not understand this notice or need more information, please contact Ms. Maryam Adhami of Public Works at (626) 458-3129, Monday through Thursday, 7 a.m. to 5 p.m. Upon 72 hours notice, the County can provide program information and publications in alternate formats or make other accommodations for people with disabilities. In addition, documents are available at the Kenneth Hahn Hall of Administration in Los Angeles (500 West Temple Street), which is accessible to individuals with disabilities. To request accommodations ONLY, or for more ADA information, please contact our ADA Coordinator at (626) 458-4081 or TDD (626) 282-7829, Monday through Thursday, 7 a.m. to 5:30 p.m.

