



## PROCLAMATION CALLING A SPECIAL MEETING OF THE BERKELEY CITY COUNCIL

In accordance with the authority in me vested, I do hereby call the Berkeley City Council in special session as follows:

**Tuesday, June 24, 2025  
4:00 PM**

SCHOOL DISTRICT BOARD ROOM - 1231 ADDISON STREET, BERKELEY, CA 94702

TELECONFERENCE LOCATION - 18315 RAY'S RD - CABIN 5, PHILO, CA 95466

TELECONFERENCE LOCATION - 1032 BANCROFT WAY, BERKELEY, CA 94710

ADENA ISHII, MAYOR

Councilmembers:

DISTRICT 1 – RASHI KESARWANI

DISTRICT 2 – TERRY TAPLIN

DISTRICT 3 – BEN BARTLETT

DISTRICT 4 – IGOR TREGUB

DISTRICT 5 – SHOSHANA O'KEEFE

DISTRICT 6 – BRENT BLACKABY

DISTRICT 7 – CECILIA LUNAPARRA

DISTRICT 8 – MARK HUMBERT

*This meeting will be conducted in a hybrid model with both in-person attendance and virtual participation. Live captioned broadcasts of Council meetings are available on B-TV (Channel 33) and via internet video stream at [http://berkeley.granicus.com/MediaPlayer.php?publish\\_id=1244](http://berkeley.granicus.com/MediaPlayer.php?publish_id=1244). All Council meetings are recorded.*

*To access the meeting remotely use this URL: <https://cityofberkeley-info.zoomgov.com/j/1605843840> To request to speak, use the "raise hand" function in Zoom. To join by phone: Dial **1-669-254-5252** or **1-833-568-8864 (Toll Free)** and enter **Meeting ID: 160 584 3840**. To provide public comment, Press \*9 and wait to be recognized by the Chair. To submit a written communication for the public record, email [council@berkeleyca.gov](mailto:council@berkeleyca.gov).*

*This meeting will be conducted in accordance with the Brown Act, Government Code Section 54953. Any member of the public may attend this meeting, however, if you are feeling sick, please do not attend the meeting in person. The City Council may take action related to any subject listed on the Agenda.*

*Pursuant to the City Council Rules of Procedure and State Law, the presiding officer may remove, or cause the removal of, an individual for disrupting the meeting. Prior to removing an individual, the presiding officer shall warn the individual that their behavior is disrupting the meeting and that their failure to cease their behavior may result in their removal. The presiding officer may then remove the individual if they do not promptly cease their disruptive behavior. "Disrupting" means engaging in behavior during a meeting of a legislative body that actually disrupts, disturbs, impedes, or renders infeasible the orderly conduct of the meeting and includes, but is not limited to, a failure to comply with reasonable and lawful regulations adopted by a legislative body, or engaging in behavior that constitutes use of force or a true threat of force.*

**Government Code Section 84308 (Levine Act)** - Parties to a proceeding involving a license, permit, or other entitlement for use are required to disclose if they made contributions over \$500 within the prior 12 months to any City employee or officer. Parties and participants with a financial interest are prohibited from making more than \$500 in contributions to a decisionmaker for the 12 months after the final decision is rendered on the proceeding. The above contribution disclosures and restrictions do not apply when the proceeding is competitively bid, or involves a personnel or labor contract. For more information, see Government Code Section 84308.

## Preliminary Matters

### Roll Call:

## Action Calendar

*The public may comment on each item listed on the agenda for action. For items moved to the Action Calendar from the Consent Calendar or Information Calendar, persons who spoke on the item during the Consent Calendar public comment period may speak again during the Action Calendar public comment period on the item*

*The Presiding Officer will request that persons wishing to speak line up at the podium, or use the "raise hand" function in Zoom, to determine the number of persons interested in speaking at that time. If ten or fewer persons are interested in speaking on an individual agenda item, each speaker may speak for two minutes. If there are more than ten persons interested in speaking, the Presiding Officer may limit the public comment for all speakers to one minute per speaker. Speakers are permitted to yield their time to one other speaker, however no one speaker shall have more than four minutes. The Presiding Officer may, with the consent of persons representing both sides of an issue, allocate a block of time to each side to present their issue.*

*Action items may be reordered at the discretion of the Chair with the consent of Council.*

*The Presiding Officer may open and close an additional comment period for Action items on this agenda (excluding any public hearings, appeals, and/or quasi-judicial matters), at the start of the Action Calendar. Those who speak on an item during this comment period may not speak a second time when the item is taken up by Council.*

## Action Calendar – Public Hearings

*Staff shall introduce the public hearing item and present their comments. For certain hearings, this is followed by five-minute presentations each by first the appellant and then the applicant. The Presiding Officer will request that persons wishing to speak line up at the podium, or use the "raise hand" function in Zoom, to be recognized and to determine the number of persons interested in speaking at that time.*

*If ten or fewer persons are interested in speaking during a public hearing, each speaker may speak for two minutes. If there are more than ten persons interested in speaking, the Presiding Officer may limit the public comment for all speakers to one minute per speaker. Speakers are permitted to yield their time to one other speaker, however no one speaker shall have more than four minutes. The Presiding Officer may with the consent of persons representing both sides of an issue allocate a block of time to each side to present their issue.*

*When applicable, each member of the City Council shall verbally disclose all ex parte contacts concerning the subject of the hearing. Councilmembers shall also submit a report of such contacts in writing prior to the commencement of the hearing. Written reports shall be available for public review in the office of the City Clerk.*

### 1. **Fire Permit and Inspection Fee Schedule** (Continued from June 17, 2025)

#### **From: City Manager**

**Recommendation:** Conduct a public hearing and upon conclusion, adopt a Resolution: 1. Approving a revised Fire Department fee schedule which incorporates an increase in fire permitting and fire inspection fees from \$392.00 to \$500.00 per hour; and 2. Adding fees to construction and operational permit fees that were new permits from the California Fire Code (CFC) in years 2016, 2019, and 2022, which were adopted with no fee assigned; and 3. Adding a fee amount to the operational permit for Class IIIB Combustible Liquids; and 4. Rescinding Resolution 70,612–N.S.

**Financial Implications:** See report

Contact: David Sprague, Fire, (510) 981-3473

## Action Calendar – Public Hearings

- 2. New Fee Schedule for Carry Concealed Weapon Permits** *(Continued from June 17, 2025)*  
**From: City Manager**  
**Recommendation:** Conduct a public hearing and upon conclusion, adopt a Resolution establishing a new fee schedule (effective July 1, 2025) to support application processing, background investigations, and license issuance for Carry Concealed Weapon Permits.  
**Financial Implications:** See report  
Contact: Jennifer Louis, Police, (510) 981-5900
- 3. Changes to Select Public Works Transportation Permit Fees** *(Continued from June 17, 2025)*  
**From: City Manager**  
**Recommendation:** Conduct a public hearing and upon conclusion, adopt a Resolution increasing fees for parking permits, rescinding Resolution No. 68,344-N.S.  
**Financial Implications:** See report  
Contact: Terrance Davis, Public Works, (510) 981-6300
- 4. Selected Marina Fee Increases** *(Continued from June 17, 2025)*  
**From: City Manager**  
**Recommendation:** Conduct a public hearing and upon conclusion, adopt a Resolution approving new fees and increasing current fees for select Marina fees; and rescinding Resolution No. 70,868-N.S. and all amendatory resolutions.  
**Financial Implications:** See report.  
Contact: Scott Ferris, Parks, Recreation and Waterfront, (510) 981-6700

## Adjournment

I hereby request that the City Clerk of the City of Berkeley cause personal notice to be given to each member of the Berkeley City Council on the time and place of said meeting, forthwith.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the City of Berkeley to be affixed on this 19<sup>th</sup> day of June, 2025.

/s/ Adena Ishii, Mayor

Public Notice – this Proclamation serves as the official agenda for this meeting.

ATTEST:



Date: June 19, 2025  
Mark Numainville, City Clerk

**NOTICE CONCERNING YOUR LEGAL RIGHTS:** *If you object to a decision by the City Council to approve or deny a use permit or variance for a project the following requirements and restrictions apply: 1) No lawsuit challenging a City decision to deny (Code Civ. Proc. §1094.6(b)) or approve (Gov. Code 65009(c)(5)) a use permit or variance may be filed more than 90 days after the date the Notice of Decision of the action of the City Council is mailed. Any lawsuit not filed within that 90-day period will be barred. 2) In any lawsuit that may be filed against a City Council decision to approve or deny a use permit or variance, the issues and evidence will be limited to those raised by you or someone else, orally or in writing, at a public hearing or prior to the close of the last public hearing on the project.*

Archived indexed video streams are available at:

<https://berkeleyca.gov/your-government/city-council/city-council-agendas>.

Channel 33 rebroadcasts the following Wednesday at 9:00 a.m. and Sunday at 9:00 a.m.

Communications to the City Council are public record and will become part of the City's electronic records, which are accessible through the City's website. **Please note: e-mail addresses, names, addresses, and other contact information are not required, but if included in any communication to the City Council, will become part of the public record.** If you do not want your e-mail address or any other contact information to be made public, you may deliver communications via U.S. Postal Service to the City Clerk Department at 2180 Milvia Street. If you do not want your contact information included in the public record, please do not include that information in your communication. Please contact the City Clerk Department for further information.

Any writings or documents provided to a majority of the City Council regarding any item on this agenda will be made available for public inspection at the public counter at the City Clerk Department located on the first floor of City Hall located at 2180 Milvia Street, and through the City's online records portal: <https://records.cityofberkeley.info/>.

Agendas, agenda reports, and revised/supplemental material may be accessed via the online agenda for this meeting at:

<https://berkeleyca.gov/your-government/city-council/city-council-agendas>

and may be accessed at reference desks at the following locations:

City Clerk Department - 2180 Milvia Street, First Floor  
Tel: 510-981-6900, TDD: 510-981-6903, Fax: 510-981-6901  
Email: [clerk@berkeleyca.gov](mailto:clerk@berkeleyca.gov)

Libraries: Main – 2090 Kittredge Street,  
Claremont Branch – 2940 Benvenue, West Branch – 1125 University,  
North Branch – 1170 The Alameda, Tarea Hall Pittman South Branch – 1901 Russell

#### COMMUNICATION ACCESS INFORMATION:

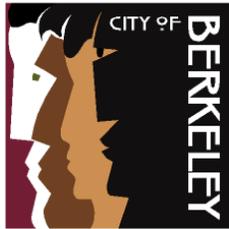
This meeting is being held in a wheelchair accessible location.

To request a disability-related accommodation(s) to participate in the meeting, including auxiliary aids or services, please contact the Disability Services specialist at [ada@berkeleyca.gov](mailto:ada@berkeleyca.gov), (510) 981-6418 (V), or (510) 981-6347 (TDD) at least three business days before the meeting date.

Please refrain from wearing scented products to this meeting.



Captioning services are provided at the meeting, on B-TV, and on the Internet. In addition, assisted listening devices for the hearing impaired are available from the City Clerk prior to the meeting, and are to be returned before the end of the meeting.



Office of the City Manager

PUBLIC HEARING

June 24, 2025

*(Continued from June 17, 2025)*

To: Honorable Mayor and Members of the City Council

From: Paul Buddenhagen, City Manager

Submitted by: David Sprague, Fire Chief

Subject: Fire Permit and Inspection Fee Schedule

RECOMMENDATION

Conduct a public hearing and upon conclusion, adopt a Resolution:

1. Approving a revised Fire Department fee schedule which incorporates an increase in fire permitting and fire inspection fees from \$392.00 to \$500.00 per hour; and
2. Adding fees to construction and operational permit fees that were new permits from the California Fire Code (CFC) in years 2016, 2019, and 2022, which were adopted with no fee assigned; and
3. Adding a fee amount to the operational permit for Class IIIB Combustible Liquids; and
4. Rescinding Resolution 70,612–N.S.

FISCAL IMPACTS OF RECOMMENDATION

The Fire Department’s Fire Prevention Division invoices for services rendered. Billable services include inspections, plan review, and code consultation. Operating costs include personnel, vehicles, equipment, tools, workspace, and subscription services for references and software. The revenues collected and the program costs are expensed into and from the General Fund. In addition, UC Berkeley Long Range Development Plan (LRDP) settlement funds provide funding for some fire prevention full-time equivalent (FTE) staffing.

In April 2022, the Fire Prevention Division expanded from one Sworn Fire Prevention Inspector (Inspector) and two Civilian Fire Prevention Inspectors to five Sworn Fire Prevention Inspectors. During the coronavirus pandemic, department priorities shifted, and the volume of annual inspections and construction inspections reduced. Thus, comparing revenues and expenditures from FY23, FY24, and projections from FY25 would be most appropriate.

Personnel cost make up approximately 90% of the Fire Prevention Division budget. From July 1, 2017, to June 30, 2024, salary increases for Inspectors ranged between 2% to 6% each year, totaling approximately 20% increase in personnel cost (not

adjusted for time value of money). The increase in wages were necessary to ensure Inspector salaries were competitive among San Francisco Bay Area Fire Departments.

Non-personnel costs have also increased similarly to the consumer price index. Between 2017 and 2024, based on the U.S. Bureau of Labor Statistics, the Consumer Price Index (CPI), for the San Francisco Bay Area increased by 27.53% during the past seven years, which equates to 3.93% per year.

Fire fees were last increased per Resolution 67,990-N.S., which was effective July 1, 2017. The proposed fee increase from \$392.00 per hour to \$500.00 per hour would be a 27.55% increase in the fee amount. The new and increased fees are billed on a quarter hour (1/4 hour, 15 minutes) and are based on the estimated time staff are likely to spend on each service.

FY23, FY24, and projected FY25 revenues and expenditures are below. Expenditures in FY25 are projected to be \$1,284,421 more than revenues.

	FY 2023	FY 2024	FY2025 (projected)
Revenues	827,802	1,056,570	1,143,483
Expenditures	1,756,110	2,224,062	2,427,904
Over/(Under) Funded	(928,308)	(1,167,492)	(1,284,421)

Projected FY26 is estimated to be \$1,289,810 underfunded. If approved, the proposed fee increase would result in under funding by \$1,007,723.

	FY 2026 (projected)	FY 2026 (with fee increase)
Revenues	1,023,870	1,305,957
Expenditures	2,313,680	2,313,680
Over/(Under) Funded	(1,289,810)	(1,007,723)

A detailed listing and comparison of the proposed fee changes in the various fire permit and inspections fees is provided in Attachment 2.

**CURRENT SITUATION AND ITS EFFECTS**

The Fire Department’s fire prevention permitting and annual fire inspection programs, which are required by the fire code, rely on fees for services to defray operating costs. The fee assessed is currently billed at a rate of \$392.00 per hour. Operating costs include personnel, vehicles, equipment, tools, and workspace. The basic hourly billing rate and the corresponding value of the billing unit (one quarter hour of time) for fire

prevention permitting and inspection services were last increased by Council on May 16, 2017, in Resolution No. 67,990–N.S. Fees were increased from FY15 to FY17 by 4.81%. Resolution No. 70,612-N.S., effective January 1, 2023, was the last fee resolution which included new fees with no established fee amount and no fee increase of existing fees.

### BACKGROUND

Other Alameda County Fire Departments have adopted FY2024/2025 fee schedules. Fee schedules are either based hourly, per type of occupancy or process, percentage of valuation, or other formula-based approach. Those departments who base their rates on a fee schedule similar to the Berkeley Fire Department are as follows:

Oakland Inspection Fee	\$500.00/hour, min.
Oakland Operational Permit Fee	\$249.00/year or instance, min.
Oakland Plan Check Fee	\$717.00/hour, min.
Alameda City Inspection Fee	\$102.00/ ½ hr w/1 hr to 2.5 hr min.
Alameda City Operational Permit Fee	\$612/permit, min.
Alameda City Plan Check Fee	\$742.00/hour w/2 hour min.

Compared to Oakland and Alameda City, Berkeley's fees are similar or less than the fees in those jurisdictions.

The Fire Department's Fire Prevention Division also provides services that include the annual fire prevention inspection of commercial occupancies, multi-family residential occupancies, hospitals, schools, and large assembly spaces as required by the California Fire and Berkeley Municipal Codes, as well as more specialized, detailed or limited scope fire code inspections that are initiated through a variety of mechanisms such as citizen inquiries or complaints, indoor entertainment inspections, operational fire permits, and internal or external agency referrals.

### ENVIRONMENTAL SUSTAINABILITY AND CLIMATE IMPACTS

There are no identifiable environmental effects, climate impacts, or sustainability opportunities associated with the subject of this report.

### RATIONALE FOR RECOMMENDATION

Fire inspection and permitting fees have not increased since July 1, 2017, almost eight years. Over the same period of time, personnel costs have increased 20% and non-personnel costs have increased 27.53%.

In comparison to other fire departments with similar fee schedules, the proposed fee increases would bring the Berkeley Fire Department fees closer to what those agencies charge for services.

### ALTERNATIVE ACTIONS CONSIDERED

Maintain the fire permit and fire inspection billing rates at their current levels. Expenditures would outpace revenues.

CONTACT PERSON

Drew Whyte - Fire Marshal, Fire Department, 510-981-3473

Attachments:

1. Public Hearing Notice
2. Detailed Listing and Comparison of Proposed Fire Department Fee Schedule Changes
3. Resolution – Annual Permit Fees, Inspection and Billing Rates for Inspection of Property Sites by the Berkeley Fire Department

**NOTICE OF PUBLIC HEARING  
BERKELEY CITY COUNCIL  
ADOPTION OF AMENDED FIRE PERMIT AND INSPECTION FEE  
SCHEDULE**

**The public may participate in this hearing by remote video or in-person.**

Notice is hereby given by the City Council of the City of Berkeley that a public hearing will be conducted by said city council of the City of Berkeley at which time and place all persons may attend and be heard upon the following:

The Fire Prevention Division of the Fire Department is proposing to increase permit fees, inspection fees, and billing rates to cover the increase in costs. Base fees for the fire permit and inspection fees were last increased per Resolution 67,990-N.S, which was effective July 1, 2017. The fee increase is an average of 27.55% and are as follows:

<u>Current Fees</u>	<u>Proposed Fees</u>
\$98.00	\$125.00
\$196.00	\$250.00
\$294.00	\$375.00
\$392.00	\$500.00
\$588.00	\$750.00
\$784.00	\$1,000.00
\$980.00	\$1,250.00
\$1,176.00	\$1,500.00

Additionally, some operational permit fees and construction permit fees have been adopted, but no fee amounts were associated with them.

Operational Permits	Current Fee	Proposed Fee
Additive manufacturing	\$0	\$250.00 min.
Flammable and combustible liquids, #4	\$0	\$250.00 min.
Outdoor assembly event	\$0	\$500.00 min.
Plant extraction systems	\$0	\$500.00 min.
Lithium batteries	\$0	\$500.00 min.

Construction Permits	Current Fee	Proposed Fee
Fuel cell power systems	\$0	\$500.00 min.
Gas detection systems	\$0	\$500.00 min.
High-piled combustible storage	\$0	Standard Building Permit Fees
Motor vehicle repair rooms and booths	\$0	Standard Building Permit Fees
Plant extraction systems	\$0	Standard Building Permit Fees
Special event structure	\$0	Standard Building Permit Fees

The hearing will be held on, **JUNE 17, 2025** at 6:00 p.m. in the School District Board Room, located at 1231 Addison Street, Berkeley CA 94702.

For further information, please contact Fire Marshal Drew Whyte at 510-981-5584 or [awhyte@berkeleyca.gov](mailto:awhyte@berkeleyca.gov).

A copy of the agenda material for this hearing will be available on the City’s website at <https://berkeleyca.gov/> as of June 5, 2025. **Once posted, the agenda for this meeting will include a link for public participation using Zoom video technology, as well as any health and safety requirements for in-person attendance.**

Written comments should be mailed or delivered directly to the City Clerk, 2180 Milvia Street, Berkeley, CA 94704, or e-mailed to [council@berkeleyca.gov](mailto:council@berkeleyca.gov) in order to ensure delivery to all Councilmembers and inclusion in the agenda packet.

Communications to the Berkeley City Council are public record and will become part of the City’s electronic records, which are accessible through the City’s website. **Please note: e-mail addresses, names, addresses, and other contact information are not required, but if included in any communication to the City Council, will become part of the public record.** If you do not want your e-mail address or any other contact information to be made public, you may deliver communications via U.S. Postal Service or in person to the City Clerk. If you do not want your contact information included in the public record, please do not include that information in your communication. Please contact the City Clerk at (510) 981-6900 or [clerk@berkeleyca.gov](mailto:clerk@berkeleyca.gov) for further information.

If you challenge the above in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the City of Berkeley at, or prior to, the public hearing. Background information concerning this proposal will be available at the City Clerk Department and posted on the City of Berkeley webpage at least 12 days prior to the public hearing.

**Published:** May 30 and June 6, 2025 – The Berkely Voice  
Published pursuant to Government Code Section 6062a

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I hereby certify that the Notice for this Public Hearing of the Berkeley City Council was posted at the display case located near the walkway in front of the Maudelle Shirek Building, 2134 Martin Luther King Jr. Way, as well as on the City’s website, on June 5, 2025.

\_\_\_\_\_  
Mark Numainville, City Clerk

## Summary of Proposed Fee Amendments

The following list provides a detailed discussion of the individual proposed errata, changes to and modifications of the fire department fire permitting, fire inspection, and service fee schedule:

- A. Amend Section 1, “Annual Permit Fees,” Section 2, “Annual Fire Clearance,” Section 3, “Miscellaneous Fees,” and Section 4, “Inspection and Billing Rate” to increase permit fees, inspection fees, and billing rates to cover the increase in costs. The last fee amount increase was per Resolution 67,990-N.S., which was effective July 1, 2017. The fee increase is an average of 27.55% and are as follows:
- a. \$98.00 to \$125.00
  - b. \$196.00 to \$250.00
  - c. \$294.00 to \$375.00
  - d. \$392.00 to \$500.00
  - e. \$588.00 to \$750.00
  - f. \$784.00 to \$1,000.00
  - g. \$980.00 to \$1,250.00
  - h. \$1,176.00 to \$1,500.00

Indoor Entertainment Inspection Fees are under Section 3, Miscellaneous Fees. The inspection fee increased from \$93.50 per inspection in Resolution 67,990-N.S., effective 7/1/2017, or \$98.00 per quarter hour in Resolution 69,179-N.S., effective 1/1/2020. The proposed fee increase shall be consistent with other inspection fee increases which means it would increase from \$98.00 per quarter hour to \$125.00 per quarter hour.

- B. Amend Section 1, “Annual Permit Fees,” in Code “Section 105.5.1, Additive manufacturing” by adding an operational fire permit fee amount of a minimum of \$250.00. This fire permit was adopted per Resolution 70,612-N.S. with no fee amount. This change is required to enable cost recovery for regulatory services provided.
- C. Amend Section 1, “Annual Permit Fees,” in Code “Section 105.5.18, Flammable and combustible liquids, #4” by adding an operational fire permit fee amount of a minimum of \$250.00. This fire permit was adopted per Resolution 70,612-N.S. with no fee amount. This change is required to enable cost recovery for regulatory services provided.
- D. Amend Section 1, “Annual Permit Fees,” in Code “Section 105.5.38, Outdoor assembly event” by adding an operational fire permit fee amount of a minimum of \$500.00. This fire permit was adopted per Resolution 70,612-N.S. with no fee amount. This change is required to enable cost recovery for regulatory services provided.

- E. Amend Section 1, "Annual Permit Fees," in Code "Section 105.5.40, Plant extraction systems" by adding an operational fire permit fee amount of a minimum of \$500.00. This fire permit was adopted per Resolution 70,612-N.S. with no fee amount. This change is required to enable cost recovery for regulatory services provided.
- F. Amend Section 1, "Annual Permit Fees," in Code "Section 105.5.53, Lithium batteries" by adding an operational fire permit fee amount of a minimum of \$500.00. This fire permit was adopted per Resolution 70,612-N.S. with no fee amount. This change is required to enable cost recovery for regulatory services provided.
- G. Amend Section 1, "Annual Permit Fees," in Code "Section 105.6.9, Fuel cell power systems" by adding a construction fire permit fee amount of a minimum of \$500.00. This fire permit was adopted per Resolution 70,612-N.S. with no fee amount. This change is required to enable cost recovery for regulatory services provided.
- H. Amend Section 1, "Annual Permit Fees," in Code "Section 105.6.10, Gas detection systems" by adding a construction fire permit fee amount of a minimum of \$500.00. This fire permit was adopted per Resolution 70,612-N.S. with no fee amount. This change is required to enable cost recovery for regulatory services provided.
- I. Amend Section 1, "Annual Permit Fees," in Code "Section 105.6.13, High-piled combustible storage" by adding a construction fire permit fee that references the standard Building & Safety Division construction permit fees. The fire department regulatory services are part of the workflow within the building permitting process. This fire permit was adopted per Resolution 70,612-N.S. with no fee amount. This change is required to enable cost recovery for regulatory services provided.
- J. Amend Section 1, "Annual Permit Fees," in Code "Section 105.6.16, Motor vehicle repair rooms and booths" by adding a construction fire permit fee that references the standard Building & Safety Division construction permit fees. The fire department regulatory services are part of the workflow within the building permitting process. This fire permit was adopted per Resolution 70,612-N.S. with no fee amount. This change is required to enable cost recovery for regulatory services provided.
- K. Amend Section 1, "Annual Permit Fees," in Code "Section 105.6.17, Plant extraction systems" by adding a construction fire permit fee that references the standard Building & Safety Division construction permit fees. The fire department regulatory services are part of the workflow within the building permitting process. This fire permit was adopted per Resolution 70,612-N.S. with no fee amount. This change is required to enable cost recovery for regulatory services provided.
- L. Amend Section 1, "Annual Permit Fees," in Code "Section 105.6.21, Special event structure" by adding a construction fire permit fee that references the

standard Building & Safety Division construction permit fees. The fire department regulatory services are part of the workflow within the building permitting process. This fire permit was adopted per Resolution 70,612-N.S. with no fee amount. This change is required to enable cost recovery for regulatory services provided.

- M. Section 3, "Miscellaneous Fees," add Fire Permit Application Extension and Fire Permit Extension Requests to reference the standard Building & Safety Division extension fees that are currently being collected to enable cost recovery for regulatory services.

| Code Section               | Fee Description                                                                                                                                                                                                                                                                                                                            | Current Fee | Proposed Fee |
|----------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------|--------------|
| <b>OPERATIONAL PERMITS</b> |                                                                                                                                                                                                                                                                                                                                            |             |              |
| Section 105.5.1            | <b>Additive manufacturing.</b> An operational permit is required to conduct additive manufacturing operations regulated by Section 320.3.                                                                                                                                                                                                  | No Fee      | \$250.00     |
| Section 105.5.2            | <b>Aerosol products, aerosol cooking spray products and plastic aerosol 3 products.</b> An operational permit is required to manufacture, store or handle an aggregate quantity of Level 2 or Level 3 aerosol products, aerosol cooking spray products or plastic aerosol 3 products in excess of 500 pounds (227 kg) net weight.          | \$392.00    | \$500.00     |
| Section 105.5.3            | <b>Amusement buildings.</b> An operational permit is required to operate a special amusement building.                                                                                                                                                                                                                                     | \$392.00    | \$500.00     |
| Section 105.5.4            | <b>Aviation facilities.</b> An operational permit is required to use a Group H or Group S occupancy for aircraft servicing or repair and aircraft fuel-servicing vehicles. Additional permits required by other sections of this code include, but are not limited to hot work, hazardous materials and flammable or combustible finishes. | \$392.00    | \$500.00     |
| Section 105.5.5            | <b>Carnivals and fairs.</b> An operational permit is required to conduct a carnival or fair.                                                                                                                                                                                                                                               | \$392.00    | \$500.00     |
| Section 105.5.6            | <b>Cellulose nitrate film.</b> An operational permit is required to store, handle or use cellulose nitrate film in a Group A occupancy.                                                                                                                                                                                                    | \$392.00    | \$500.00     |
| Section 105.5.55           | <b>Christmas tree sales lot.</b> An operational permit is required to operate a Christmas tree sales lot.                                                                                                                                                                                                                                  | \$392.00    | \$500.00     |
| Section 105.5.7            | <b>Combustible dust-producing operations.</b> An operational permit is required to operate a grain elevator, flour starch mill, feed mill, or a plant pulverizing aluminum, coal, cocoa, magnesium, spices or sugar, or other operations producing combustible dusts as defined in Chapter 2.                                              | \$392.00    | \$500.00     |

| Code Section     | Fee Description                                                                                                                                                                                                                                                                                                                                                                                                                        | Current Fee      | Proposed Fee     |
|------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------|------------------|
| Section 105.5.8  | <p><b>Combustible fibers.</b> An operational permit is required for the storage and handling of combustible fibers in quantities greater than 100 cubic feet (2.8m<sup>3</sup>).</p> <p><b>Exception:</b> A permit is not required for agricultural storage.</p>                                                                                                                                                                       | \$392.00         | \$500.00         |
| Section 105.5.9  | <p><b>Compressed gases.</b> An operational permit is required for the storage, use or handling at normal temperature and pressure (NTP) of compressed gases in excess of the amounts listed in Table 105.5.9.</p> <p><b>Exception:</b> Vehicles equipped for and using compressed gas as a fuel for propelling the vehicle.</p>                                                                                                        | \$392.00 minimum | \$500.00 minimum |
| Section 105.5.10 | <p><b>Covered and open mall buildings.</b> An operational permit is required for:</p> <ol style="list-style-type: none"> <li>1. The placement of retail fixtures and displays, concession equipment, displays of highly combustible goods and similar items in the mall.</li> <li>2. The display of liquid- or gas-fired equipment in the mall.</li> <li>3. The use of open-flame or flame-producing equipment in the mall.</li> </ol> | \$392.00 minimum | \$500.00 minimum |
| Section 105.5.11 | <p><b>Cryogenic fluids.</b> An operational permit is required to produce, store, transport on site, use, handle or dispense cryogenic fluids in excess of the amounts listed in Table 105.5.11</p> <p><b>Exception:</b> Permits are not required for vehicles equipped for and using cryogenic fluids as a fuel for propelling the vehicle or for refrigerating the lading.</p>                                                        | \$392.00 minimum | \$500.00 minimum |
| Section 105.5.12 | <p><b>Cutting and welding.</b> An operational permit is required to conduct cutting or welding operations within the jurisdiction.</p>                                                                                                                                                                                                                                                                                                 | \$196.00         | \$250.00         |
| Section 105.5.13 | <p><b>Dry cleaning.</b> An operational permit is required to engage in the business of dry cleaning or to change to a more hazardous cleaning solvent used in existing dry cleaning equipment.</p>                                                                                                                                                                                                                                     | \$392.00         | \$500.00         |
| Section 105.5.14 | <p><b>Energy storage systems.</b> An operational permit is required for stationary and mobile energy storage systems regulated by Section 1207.</p>                                                                                                                                                                                                                                                                                    | \$392.00 minimum | \$500.00 minimum |
| Section 105.5.56 | <p><b>Escort convoy service.</b> Police and/or Fire Department <u>convoy service for vehicle transportation of extremely hazardous materials.</u></p>                                                                                                                                                                                                                                                                                  | \$392.00 minimum | \$500.00 minimum |
| Section 105.5.15 | <p><b>Exhibits and trade shows.</b> An operational permit is required to operate exhibits and trade shows.</p>                                                                                                                                                                                                                                                                                                                         | \$392.00         | \$500.00         |

| Code Section     | Fee Description                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | Current Fee                                              | Proposed Fee                                             |
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| Section 105.5.16 | <p><b>Explosives.</b> An operational permit is required for the manufacture, storage, handling, sale or use of any quantity of explosives, explosive materials, fireworks or pyrotechnic special effects within the scope of Chapter 56. <i>See Health and Safety Code Division 11, Part 1, Sections 12000, et seq. for additional requirements.</i></p> <p><b>Exception:</b> Storage in Group R-3 occupancies of smokeless propellant, black powder and small arms primers for personal use, not for resale and in accordance with Section 5606.</p> <p>To conduct a public fireworks display.....</p> <p>To continue the use of a public fireworks display permit .....</p>                                                                                       | <p>\$588.00</p> <p>\$1176.00 minimum</p> <p>\$196.00</p> | <p>\$618.00</p> <p>\$1500.00 minimum</p> <p>\$250.00</p> |
| Section 105.5.57 | <p><b>Fire fighter air replenishment system (FARS).</b> An annual operational permit is required to maintain a FARS system in accordance with Appendix L.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | \$196.00                                                 | \$250.00                                                 |
| Section 105.5.17 | <p><b>Fire hydrants and valves.</b> An operational permit is required to use or operate fire hydrants or valves intended for fire suppression purposes that are installed on water systems and provided with ready access from a fire apparatus access road that is open to or generally used by the public.</p> <p><b>Exception:</b> A permit is not required for authorized employees of the water company that supplies the system or the fire department to use or operate fire hydrants or valves.</p>                                                                                                                                                                                                                                                         | \$196.00                                                 | \$250.00                                                 |
| Section 105.5.18 | <p><b>Flammable and combustible liquids.</b> An operational permit is required:</p> <ol style="list-style-type: none"> <li>1. To use or operate a pipeline for the transportation within facilities of flammable or combustible liquids. This requirement shall not apply to the off-site transportation in pipelines regulated by the Department of Transportation (DOTn) nor does it apply to piping systems. ....</li> <li>2. To store, handle or use Class I liquids in excess of 5 gallons (19 L) in a building or in excess of 10 gallons (37.9 L) outside of a building, except that a permit is not required for the following: .....</li> </ol> <p>2.1 The storage or use of Class I liquids in the fuel tank of a motor vehicle, aircraft, motorboat,</p> | <p>\$392.00 minimum</p> <p>\$392.00</p>                  | <p>\$500.00 minimum</p> <p>\$500.00</p>                  |

| Code Section | Fee Description                                                                                                                                                                                                                                                                                                                       | Current Fee | Proposed Fee |
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|              | mobile power plant or mobile heating plant, unless such storage, in the opinion of the fire code official, would cause an unsafe condition.                                                                                                                                                                                           |             |              |
|              | 2.2 The storage or use of paints, oils, varnishes or similar flammable mixtures where such liquids are stored for maintenance, painting or similar purposes for a period of not more than 30 days.                                                                                                                                    |             |              |
|              | 3. To store, handle or use Class II or Class IIIA liquids in excess of 25 gallons (95 L) in a building or in excess of 60 gallons (227 L) outside a building, except for fuel oil used in connection with oil-burning equipment.....                                                                                                  | \$392.00    | \$500.00     |
|              | 4. To store, handle or use Class IIIB liquids in <u>excess of 110 gallons in containers, or in tanks or portable tanks</u> for fueling motor vehicles at motor fuel-dispensing facilities or where connected to fuel-burning equipment.<br><br><b>Exception:</b> Fuel oil and used motor oil used for space heating or water heating. | No Fee      | \$250.00     |
|              | 5. To remove Class I or Class II liquids from an underground storage tank used for fueling motor vehicles by any means other than the approved, stationary on-site pumps normally used for dispensing purposes.....                                                                                                                   | \$196.00    | \$250.00     |
|              | 6. To operate tank vehicles, equipment, tanks, plants, terminals, wells, fuel-dispensing stations, refineries, distilleries and similar facilities where flammable and combustible liquids are produced, processed, transported, stored, dispensed or used.....                                                                       | \$196.00    | \$250.00     |
|              | 7. To place temporarily out of service (for more than 90 days) an underground, protected above-ground or above-ground flammable or combustible liquid tank..                                                                                                                                                                          | \$196.00    | \$250.00     |
|              | 8. To change the type of contents stored in a flammable or combustible liquid tank to a material that poses a greater hazard than that for which the tank was designed and constructed.....                                                                                                                                           | \$196.00    | \$250.00     |
|              | 9. To manufacture, process, blend or refine flammable or combustible liquids.....                                                                                                                                                                                                                                                     | \$392.00    | \$500.00     |
|              | 10. To engage in the dispensing of liquid fuels into the fuel tanks of motor vehicles at commercial, industrial, governmental or manufacturing establishments in                                                                                                                                                                      | \$392.00    | \$500.00     |

| Code Section     | Fee Description                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | Current Fee                       | Proposed Fee                      |
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|                  | <p>accordance with Section 5706.5.4 or to engage in on-demand mobile fueling operations in accordance with Section 5707.. .....</p> <p>11. To utilize a site for the dispensing of liquid fuels from tank vehicles into the fuel tanks of motor vehicles, marine craft and other special equipment at commercial, industrial, governmental or manufacturing establishments in accordance with Section 5706.5.4 or, where required by the fire code official, to utilize a site for on-demand mobile fueling operations in accordance with Section 5707. ....</p> | \$392.00                          | \$500.00                          |
| Section 105.5.19 | <b>Floor finishing.</b> An operational permit is required for floor finishing or surfacing operations exceeding 350 square feet (33 m <sup>2</sup> ) using Class I or Class II liquids.                                                                                                                                                                                                                                                                                                                                                                          | \$392.00                          | \$500.00                          |
| Section 105.5.20 | <b>Fruit and crop ripening.</b> An operational permit is required to operate a fruit- or crop-ripening facility or conduct a fruit-ripening process using ethylene gas.                                                                                                                                                                                                                                                                                                                                                                                          | \$392.00                          | \$500.00                          |
| Section 105.5.21 | <b>Fumigation and insecticidal fogging.</b> An operational permit is required to operate a business of fumigation or insecticidal fogging, and to maintain a room, vault or chamber in which a toxic or flammable fumigant is used.                                                                                                                                                                                                                                                                                                                              | No permit required                | No permit required                |
| Section 105.5.58 | <b>General use permit.</b> For any activity or operation not specifically described in this code, which the fire code official reasonably determines, may produce conditions hazardous to life or property.                                                                                                                                                                                                                                                                                                                                                      | \$392.00 minimum                  | \$500.00 minimum                  |
| Section 105.5.22 | <b>Hazardous materials.</b> An operational permit is required to store, transport on site, dispense, use or handle hazardous materials in excess of the amounts listed in Table 105.5.22.                                                                                                                                                                                                                                                                                                                                                                        | \$392.00 minimum                  | \$500.00 minimum                  |
| Section 105.5.23 | <b>HPM Facilities.</b> An operational permit is required to store, handle or use hazardous production materials.                                                                                                                                                                                                                                                                                                                                                                                                                                                 | \$392.00                          | \$500.00                          |
| Section 105.5.24 | <b>High-piled storage.</b> An operational permit is required to use a building or portion thereof with more than 500 square feet (46 m <sup>2</sup> ), including aisles, of high-piled storage.                                                                                                                                                                                                                                                                                                                                                                  | \$392.00 minimum                  | \$500.00 minimum                  |
| Section 105.5.25 | <p><b>Hot work operations.</b> An operational permit is required for hot work including, but not limited to: .....</p> <p>1. Public exhibitions and demonstrations where hot work is conducted.</p> <p>2. Use of portable hot work equipment inside a structure.</p>                                                                                                                                                                                                                                                                                             | \$392.00 (unless otherwise noted) | \$500.00 (unless otherwise noted) |

| Code Section     | Fee Description                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | Current Fee      | Proposed Fee     |
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|                  | <p><b>Exception:</b> Work that is conducted under a construction permit.</p> <p>3. Fixed-site hot work equipment such as welding booths.</p> <p>4. Hot work conducted within a wildfire risk area.</p> <p>5. Application of roof coverings with the use of an open-flame device.</p> <p>6. When approved, the fire code official shall issue a permit to carry out a hot work program. This program allows approved personnel to regulate their facility's hot work operations. The approved personnel shall be trained in the fire safety aspects denoted in this chapter and shall be responsible for issuing permits requiring compliance with the requirements found in Chapter 35. These permits shall be issued only to their employees or hot work operations under their supervision.</p> | \$98.00          | \$125.00         |
| Section 105.5.26 | <b>Industrial ovens.</b> An operational permit is required for operation of industrial ovens regulated by Chapter 30.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | \$392.00         | \$500.00         |
| Section 105.5.27 | <b>Lumber yards and woodworking plants.</b> An operational permit is required for the storage or processing of lumber exceeding 100,000 board feet (8,333 ft <sup>3</sup> ) (236 m <sup>3</sup> ).                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | \$392.00         | \$500.00         |
| Section 105.5.28 | <b>Liquid- or gas-fueled vehicles or equipment in assembly buildings.</b> An operational permit is required to display, operate or demonstrate liquid- or gas-fueled vehicles or equipment in assembly buildings.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | \$392.00         | \$500.00         |
| Section 105.5.29 | <p><b>LP-gas.</b> An operational permit is required for:</p> <p>1. Storage and use of LP-gas.</p> <p><b>Exception:</b> A permit is not required for individual containers with a 500-gallon (1893 L) water capacity or less or multiple container systems having an aggregate quantity not exceeding 500 gallons (1893 L), serving occupancies in Group R-3.</p> <p>2. Operation of cargo tankers that transport LP-gas.</p>                                                                                                                                                                                                                                                                                                                                                                      | \$392.00 minimum | \$500.00 minimum |
| Section 105.5.30 | <b>Magnesium.</b> An operational permit is required to melt, cast, heat treat or grind more than 10 pounds (4.54 kg) of magnesium.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | \$392.00         | \$500.00         |
| Section 105.5.31 | <b>Miscellaneous combustible storage.</b> An operational permit is required to store in any building or on any premises in excess of 2,500 cubic feet (71 m <sup>3</sup> ) gross volume of combustible empty packing cases, boxes, barrels or                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | \$392.00         | \$500.00         |

| Code Section     | Fee Description                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | Current Fee      | Proposed Fee     |
|------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------|------------------|
|                  | similar containers, combustible pallets, rubber tires, rubber, cork, or similar combustible material.                                                                                                                                                                                                                                                                                                                                                                                                                                                             |                  |                  |
| Section 105.5.32 | <p><b>Mobile fueling of hydrogen-fueled vehicles.</b></p> <p><i>An operational permit is required:</i></p> <ol style="list-style-type: none"> <li>1. <i>To engage in the mobile dispensing of gaseous hydrogen as a fuel into the fuel tanks of motor vehicles.</i></li> <li>2. <i>Where required by the fire code official, to utilize a site for the dispensing of gaseous hydrogen as a fuel from tank vehicles into the fuel tanks of motor vehicles.</i></li> </ol> <p><b>Exception:</b> <i>In cases of an emergency, a site permit is not required.</i></p> | \$392.00 minimum | \$500.00 minimum |
| Section 105.5.33 | <p><b>Motor fuel-dispensing facilities.</b> An operational permit is required for the operation of automotive, marine, and fleet motor fuel-dispensing facilities, <u>or for mobile fueling operations using flammable liquids and which are conducted at facilities or locations which are not permanent, permitted motor fuel dispensing facilities.</u></p> <p><b>Exception:</b> <u>Transfer of not more than 5 gallons flammable or combustible liquids using a listed or approved portable fuel container of 5 gallons or less capacity.</u></p>             | \$392.00 minimum | \$500.00 minimum |
| Section 105.5.34 | <p><b>Open burning.</b> An operational permit is required for the kindling or maintaining of an open fire or a fire on any public street, alley, road, or other public or private ground. Instructions and stipulations of the permit shall be complied with.</p> <p><b>Exception:</b> Recreational fires.</p>                                                                                                                                                                                                                                                    | \$196.00         | \$250.00         |
| Section 105.5.35 | <p><b>Open flames and torches.</b> An operational permit is required to remove paint with a torch; or to use a torch or open-flame device in a wildfire risk area.</p>                                                                                                                                                                                                                                                                                                                                                                                            | \$196.00         | \$250.00         |
| Section 105.5.36 | <p><b>Open flames and candles.</b> An operational permit is required to use open flames or candles in connection with assembly areas, dining areas of restaurants or drinking establishments.</p>                                                                                                                                                                                                                                                                                                                                                                 | \$196.00         | \$250.00         |
| Section 105.5.37 | <p><b>Organic coatings.</b> An operational permit is required for any organic-coating manufacturing operation producing more than 1 gallon (4 L) of an organic coating in one day.</p>                                                                                                                                                                                                                                                                                                                                                                            | \$392.00         | \$500.00         |

| Code Section     | Fee Description                                                                                                                                                                                                                                                                                                                          | Current Fee              | Proposed Fee             |
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| Section 105.5.38 | <b>Outdoor assembly event.</b> An operational permit is required to conduct an outdoor assembly event where planned attendance exceeds 1,000 persons.                                                                                                                                                                                    | No Fee                   | \$500.00 minimum         |
| Section 105.5.59 | <b>Parking facility, special events.</b> An operational permit is required to use buildings or structures for vehicle parking, including parking for special events (i.e. football games, etc.)<br><br>A. <u>Less than 15 parking spaces</u> .....<br><br>B. <u>15 or more parking spaces</u> .....                                      | \$196.00<br><br>\$392.00 | \$250.00<br><br>\$500.00 |
| Section 105.5.39 | <b>Places of assembly.</b> An operational permit is required to operate a place of assembly.<br><br>A. <u>Occupant load less than 300</u> .....<br><br>B. <u>Occupant load 300 or more</u> .....                                                                                                                                         | \$392.00<br><br>\$588.00 | \$500.00<br><br>\$750.00 |
| Section 105.5.40 | <b>Plant extraction systems.</b> An operational permit is required to use plant extraction systems.                                                                                                                                                                                                                                      | No Fee                   | \$500.00                 |
| Section 105.5.41 | <b>Private fire hydrants.</b> An operational permit is required for the removal from service, use or operation of private fire hydrants.<br><br><b>Exception:</b> A permit is not required for private industry with trained maintenance personnel, private fire brigade or fire departments to maintain, test and use private hydrants. | \$196.00                 | \$250.00                 |
| Section 105.5.42 | <b>Pyrotechnic special effects material.</b> An operational permit is required for use and handling of pyrotechnic special effects material. <i>See Health and Safety Code Division 11, Part 2, Sections 12500, et seq. for additional requirements.</i>                                                                                 | \$392.00                 | \$500.00                 |
| Section 105.5.43 | <b>Pyroxylin plastics.</b> An operational permit is required for storage or handling of more than 25 pounds (11 kg) of cellulose nitrate (pyroxylin) plastics, and for the assembly or manufacture of articles involving pyroxylin plastics.                                                                                             | \$392.00                 | \$500.00                 |
| Section 105.5.44 | <b>Refrigeration equipment.</b> An operational permit is required to operate a mechanical refrigeration unit or system regulated by Chapter 6.                                                                                                                                                                                           | \$392.00 minimum         | \$500.00 minimum         |

| Code Section            | Fee Description                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | Current Fee       | Proposed Fee      |
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| Section 105.5.45        | <b>Repair garages and motor fuel-dispensing facilities.</b> An operational permit is required for operation of repair garages.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | \$392.00 minimum  | \$500.00 minimum  |
| Section 105.5.46        | <b>Rooftop heliports.</b> An operational permit is required for the operation of a rooftop heliport.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | \$392.00          | \$500.00          |
| Section 105.5.47        | <b>Spraying or dipping.</b> An operational permit is required to conduct a spraying or dipping operation utilizing flammable or combustible liquids, or the application of combustible powders regulated by Chapter 24.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | \$392.00          | \$500.00          |
| Section 105.5.48        | <b>Storage of scrap tires and tire byproducts.</b> An operational permit is required to establish, conduct or maintain storage of scrap tires and tire byproducts that exceeds 2,500 cubic feet (71 m <sup>3</sup> ) of total volume of scrap tires, and for indoor storage of tires and tire byproducts.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | \$392.00          | \$500.00          |
| <u>Section 105.5.60</u> | <u><b>Tank vehicles.</b> An operational permit is required to operate a tank vehicle (other than flammable and combustible liquids tank vehicles as listed and regulated in 105.5.18, item 6) including those hazardous materials transportation vehicles defined in Section 5001.7 of the Berkeley Fire Code for the transportation of hazardous liquids or materials.</u>                                                                                                                                                                                                                                                                                                                                                                                                                                                   | \$392.00 annually | \$500.00 annually |
| Section 105.5.49        | <p><b>Temporary membrane structures and tents.</b> An operational permit is required to operate an air-supported temporary membrane structure, a temporary special event structure or a tent having an area in excess of 400 square feet (37 m<sup>2</sup>)</p> <p><b>Exceptions:</b></p> <ol style="list-style-type: none"> <li>1. Tents used exclusively for recreational camping purposes.</li> <li>2. Tents open on all sides, which comply with all of the following: <ol style="list-style-type: none"> <li>2.1 Individual tents having a maximum size of 700 square feet (65 m<sup>2</sup>).</li> <li>2.2 The aggregate area of multiple tents placed side by side without a fire break clearance of not less than 12 feet (3658 mm) shall not exceed 700 square feet (65 m<sup>2</sup>) total.</li> </ol> </li> </ol> | \$392.00          | \$500.00          |

| Code Section                | Fee Description                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | Current Fee | Proposed Fee |
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|                             | 2.3 A minimum clearance of 12 feet (3658 mm) to structures and other tents shall be provided.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |             |              |
| Section 105.5.50            | <b>Tire-rebuilding plants.</b> An operational permit is required for the operation and maintenance of a tire-rebuilding plant.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | \$392.00    | \$500.00     |
| Section 105.5.51            | <b>Waste handling.</b> An operational permit is required for the operation of wrecking yards, junk yards and waste material-handling facilities.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | \$392.00    | \$500.00     |
| Section 105.5.52            | <b>Wood products.</b> An operational permit is required to store chips, hogged material, lumber or plywood in excess of 200 cubic feet (6 m <sup>3</sup> ).                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | \$392.00    | \$500.00     |
| Section 105.5.53            | <b>Lithium batteries.</b> An operational permit is required for an accumulation of more than 15 cubic feet (0.42 m) of lithium-ion and lithium metal batteries, where required by Section 322.1.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | No Fee      | \$500.00     |
| Section 105.5.54            | <p><b>Additional permits.</b> In addition to the permits required by Section 105.6, the following permits shall be obtained from the Bureau of Fire Prevention prior to engaging in the following activities, operations, practices or functions:</p> <ol style="list-style-type: none"> <li>1. <i>Production facilities.</i> To change use or occupancy, or allow the attendance of a live audience, or for wrap parties.</li> <li>2. <i>Pyrotechnics and special effects.</i> 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.</li> <li>3. <i>Live audiences.</i> To install seating arrangements for live audiences in approved production facilities, production studios and sound stages. See Chapter 48.</li> </ol> | \$392.00    | \$500.00     |
| <b>CONSTRUCTION PERMITS</b> |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |             |              |
| Section 105.6.1             | <p><b>Automatic fire-extinguishing systems.</b> A construction permit is required for installation of or modification to an automatic fire-extinguishing system. Maintenance performed in accordance with this code is not considered to be a modification and does not require a permit.</p> <p>A. <u>Range Hood System</u> .....</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | \$392.00*   | \$500.00*    |

| Code Section    | Fee Description                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | Current Fee                                                                                         | Proposed Fee                                                                                         |
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|                 | B. <u>Chemical Suppression System</u> .....<br>C. <u>Automatic Sprinkler</u> .....<br>D. <u>Automatic Sprinkler (small alteration or repairs to an existing system with 20 heads or less)</u> .....<br>E. <u>Underground</u> .....<br><u>All others</u> .....<br><u>Field Inspection</u> .....                                                                                                                                                                                                                                                                         | \$392.00*<br>\$392.00*<br>\$196.00*<br>\$392.00*<br>\$392.00*<br>\$98.00 /<br>qtr hour*<br>*minimum | \$500.00*<br>\$500.00*<br>\$250.00*<br>\$500.00*<br>\$500.00*<br>\$125.00 /<br>qtr hour*<br>*minimum |
| Section 105.6.2 | <p><b>Compressed gases.</b> Where the compressed gases in use or storage exceed the amounts listed in Table 105.5.9, a construction permit is required to install, repair damage to, abandon, remove, place temporarily out of service, or close or substantially modify a compressed gas system.</p> <p><b>Exceptions:</b></p> <ol style="list-style-type: none"> <li>1. Routine maintenance.</li> <li>2. For emergency repair work performed on an emergency basis, application for permit shall be made within two working days of commencement of work.</li> </ol> | \$392.00                                                                                            | \$500.00                                                                                             |
| Section 105.6.3 | <p><b>Cryogenic fluids.</b> A construction permit is required for installation of or alteration to outdoor stationary cryogenic fluid storage systems where the system capacity exceeds the amounts listed in Table 105.5.11. Maintenance performed in accordance with this code is not considered to be an alteration and does not require a construction permit.</p>                                                                                                                                                                                                 | \$392.00<br>minimum                                                                                 | \$500.00<br>minimum                                                                                  |
| Section 105.6.4 | <p><b>Emergency responder communication coverage system.</b> A construction permit is required for installation of or modification to in-building, two-way emergency responder communication coverage systems and related equipment. Maintenance performed in accordance with this code is not considered to be a modification and does not require a construction permit.</p>                                                                                                                                                                                         | \$392.00<br>minimum                                                                                 | \$500.00<br>minimum                                                                                  |
| Section 105.6.5 | <p><b>Energy storage systems.</b> A construction permit is required to install energy storage systems regulated by Section 1207.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                   | \$392.00<br>minimum                                                                                 | \$500.00<br>minimum                                                                                  |
| Section 105.6.6 | <p><b>Fire alarm and detection systems and related equipment.</b> A construction permit is required for installation of or modification to fire alarm and detection systems and related equipment. Maintenance performed in accordance</p>                                                                                                                                                                                                                                                                                                                             | \$392.00*                                                                                           | \$500.00*                                                                                            |

| Code Section     | Fee Description                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | Current Fee                                                                                                         | Proposed Fee                                                                                                          |
|------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------|
|                  | <p>with this code is not considered to be a modification and does not require a construction permit.</p> <p>A. <u>Under 12 devices</u>.....</p> <p>B. <u>12-30 devices</u>.....</p> <p>C. <u>31-49 devices</u>.....</p> <p>D. <u>50 or more devices</u>.....</p> <p>E. <u>Water flow alarms</u> .....</p> <p>F. <u>Field Inspection</u> .....</p>                                                                                                                                                                                                                                                                                    | <p>\$588.00*</p> <p>\$980.00*</p> <p>\$1176.00*</p> <p>\$196.00</p> <p>\$98.00</p> <p>/qtr hr.*</p> <p>*minimum</p> | <p>\$750.00*</p> <p>\$1250.00*</p> <p>\$1500.00*</p> <p>\$250.00</p> <p>\$125.00</p> <p>/qtr hr.*</p> <p>*minimum</p> |
| 105.6.25         | <b>Fire fighter air replenishment system (FARS).</b> A construction permit is required for installation of or modification to a FARS system in accordance with Appendix L.                                                                                                                                                                                                                                                                                                                                                                                                                                                           | \$392.00 minimum                                                                                                    | \$500.00 minimum                                                                                                      |
| Section 105.6.7  | <b>Fire pumps and related equipment.</b> A construction permit is required for installation of or modification to fire pumps and related fuel tanks, jockey pumps, controllers and generators. Maintenance performed in accordance with this code is not considered to be a modification and does not require a construction permit.                                                                                                                                                                                                                                                                                                 | \$392.00                                                                                                            | \$500.00                                                                                                              |
| Section 105.6.8  | <b>Flammable and combustible liquids.</b> A construction permit is required: <ol style="list-style-type: none"> <li>To install, repair or modify a pipeline for the transportation of flammable or combustible liquids.</li> <li>To install, construct or alter tank vehicles, equipment, tanks, plants, terminals, wells, fuel-dispensing stations, refineries, distilleries and similar facilities where flammable and combustible liquids are produced, processed, transported, stored, dispensed or used.</li> <li>To install, alter, remove, abandon or otherwise dispose of a flammable or combustible liquid tank.</li> </ol> | <p>\$392.00 minimum</p> <p>\$196.00</p> <p>\$196.00 minimum</p>                                                     | <p>\$500.00 minimum</p> <p>\$250.00</p> <p>\$250.00 minimum</p>                                                       |
| Section 105.6.9  | <b>Fuel cell power systems.</b> A construction permit is required to install stationary fuel cell power systems.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | No Fee                                                                                                              | \$500.00 minimum                                                                                                      |
| Section 105.6.10 | <b>Gas detection systems.</b> A construction permit is required for the installation of or modification to gas detection systems. Maintenance performed in accordance with this                                                                                                                                                                                                                                                                                                                                                                                                                                                      | No Fee                                                                                                              | \$500.00 minimum                                                                                                      |

| Code Section     | Fee Description                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | Current Fee      | Proposed Fee                                                        |
|------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------|---------------------------------------------------------------------|
|                  | code is not considered a modification and shall not require a permit.                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |                  |                                                                     |
| Section 105.6.11 | <b>Gates and barricades across fire apparatus access roads.</b> A construction permit is required for the installation of or modification to a gate or barricade across a fire apparatus access road.                                                                                                                                                                                                                                                                                                                                   | \$392.00         | \$500.00                                                            |
| Section 105.6.12 | <b>Hazardous materials.</b> A construction permit is required to install, repair damage to, abandon, remove, place temporarily out of service, or close or substantially modify a storage facility or other area regulated by Chapter 50 where the hazardous materials in use or storage exceed the amounts listed in Table 105.5.22.<br><br><b>Exceptions:</b><br>1. Routine maintenance.<br>2. For repair work performed on an emergency basis, application for permit shall be made within two working days of commencement of work. | \$392.00 minimum | \$500.00 minimum                                                    |
| Section 105.6.13 | <b>High-piled combustible storage.</b> A construction permit is required for the installation of or modification to a structure with more than 500 square feet (46 m <sup>2</sup> ), including aisles, for high-piled combustible storage. Maintenance performed in accordance with this code is not considered to be a modification and does not require a construction permit.                                                                                                                                                        | No Fee           | Fire Dept. Review is under a building permit. Std. Bldg. fees apply |
| Section 105.6.14 | <b>Industrial ovens.</b> A construction permit is required for installation of industrial ovens covered by Chapter 30.<br><br><b>Exceptions:</b><br>1. Routine maintenance.<br>2. For repair work performed on an emergency basis, application for permit shall be made within two working days of commencement of work.                                                                                                                                                                                                                | \$392.00         | \$500.00                                                            |
| Section 105.6.15 | <b>LP-gas.</b> A construction permit is required for installation of or modification to an LP-gas system. Maintenance performed in accordance with this code is not considered to be a modification and does not require a permit.                                                                                                                                                                                                                                                                                                      | \$392.00         | \$500.00                                                            |
| Section 105.6.16 | <b>Motor vehicle repair rooms and booths.</b> A construction permit is required to install or modify a motor vehicle repair room or booth. Maintenance performed in accordance with this code is not considered to be a modification and does not require a permit.                                                                                                                                                                                                                                                                     | No Fee           | Fire Dept. Review is under a building permit.                       |

| Code Section     | Fee Description                                                                                                                                                                                                                                                                                                                                  | Current Fee                                                         | Proposed Fee                                                        |
|------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------|---------------------------------------------------------------------|
|                  |                                                                                                                                                                                                                                                                                                                                                  |                                                                     | Std. Bldg. fees apply                                               |
| Section 105.6.17 | <b>Plant extraction systems.</b> A construction permit is required for installation of or modification to plant extraction systems. Maintenance performed in accordance with this code is not considered to be a modification and does not require a permit.                                                                                     | No Fee                                                              | Fire Dept. Review is under a building permit. Std. Bldg. fees apply |
| Section 105.6.18 | <b>Private fire hydrants.</b> A construction permit is required for the installation of or modification of private fire hydrants. Maintenance performed in accordance with this code is not considered to be a modification and does not require a permit.<br><br><u>Hydrant(s) or hydrant groups</u> .....<br><br><u>Field Inspection</u> ..... | \$392.00<br><br>\$98.00 /qtr hour*<br>*minimum                      | \$500.00<br><br>\$125.00 /qtr hour*<br>*minimum                     |
| Section 105.6.19 | <b>Smoke control or smoke exhaust systems.</b> Construction permits are required for installation of or alteration to smoke control or smoke exhaust systems. Maintenance performed in accordance with this code is not considered to be an alteration and does not require a permit.                                                            | \$392.00 minimum                                                    | \$500.00 minimum                                                    |
| Section 105.6.20 | <b>Solar photovoltaic power systems.</b> A construction permit is required to install or modify solar photovoltaic power systems. Maintenance performed in accordance with this code is not considered to be a modification and does not require a permit.                                                                                       | Fire Dept. Review is under a building permit. Std. Bldg. fees apply | Fire Dept. Review is under a building permit. Std. Bldg. fees apply |
| Section 105.6.21 | <b>Special event structure.</b> A single construction permit is required to erect and take down a temporary special event structure.                                                                                                                                                                                                             | No Fee                                                              | Fire Dept. Review is under a building permit. Std. Bldg. fees apply |
| Section 105.6.22 | <b>Spraying or dipping.</b> A construction permit is required to install or modify a spray room, dip tank or booth. Maintenance performed in accordance with this code is not                                                                                                                                                                    | \$392.00                                                            | \$500.00                                                            |

| Code Section     | Fee Description                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | Current Fee                                                               | Proposed Fee                                                               |
|------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------|----------------------------------------------------------------------------|
|                  | considered to be a modification and does not require a permit.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |                                                                           |                                                                            |
| Section 105.6.23 | <p><b>Standpipe Systems.</b> A construction permit is required for the installation, modification or removal from service of a standpipe system. Maintenance performed in accordance with this code is not considered to be a modification and does not require a permit.</p> <p>A. <u>Standpipe, Class I, II and III Combined</u>.....</p> <p>B. <u>Underground</u>.....</p> <p><u>Field Inspection</u> .....</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | <p>\$392.00</p> <p>\$392.00</p> <p>\$98.00<br/>/qtr hour,<br/>minimum</p> | <p>\$500.00</p> <p>\$500.00</p> <p>\$125.00<br/>/qtr hour,<br/>minimum</p> |
| Section 105.6.24 | <p><b>Temporary membrane structures and tents.</b> A construction permit is required to erect an air-supported temporary membrane structure, a temporary stage canopy or a tent having an area in excess of 400 square feet (37 m<sup>2</sup>)</p> <p><b>Exceptions:</b></p> <ol style="list-style-type: none"> <li>1. Tents used exclusively for recreational camping purposes.</li> <li>2. Funeral tents and curtains, or extensions attached thereto, when used for funeral services.</li> <li>3. Tents and awnings open on all sides, which comply with all of the following: <ol style="list-style-type: none"> <li>3.1 Individual tents shall have a maximum size of 700 square feet (65 m<sup>2</sup>).</li> <li>3.2 The aggregate area of multiple tents placed side by side without a fire break clearance of not less than 12 feet (3658 mm) shall not exceed 700 square feet (65 m<sup>2</sup>) total.</li> <li>3.3 A minimum clearance of 12 feet (3658 mm) to structures and other tents shall be maintained.</li> </ol> </li> </ol> | \$392.00                                                                  | \$500.00                                                                   |
| Section 105.6.26 | <b>Window bars.</b> An construction permit is required to install <u>window bars on exterior doors or windows of any sleeping rooms below the fourth floor in apartment houses, hotels, and motels.</u>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | \$196.00                                                                  | \$250.00                                                                   |

Section 2. ANNUAL FIRE CLEARANCE

For every annual fire clearance certificate issued by the Berkeley Fire Department, a fee shall be paid in advance of issuance of such certificate (Berkeley Fire Code Section 107.2), to the Fire Department as follows:

|                                                                                                                                                                                                                                                                                                                                                                                                                                                               |                      |                      |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------|----------------------|
| <b>Group Homes</b> , institutions for children, certified family care homes, board and care facilities, and maternity homes (each accommodating more than six persons, not including employees or relatives), and <u>NOT</u> classified as a Community Care Facility as defined in the California Health & Safety Code (H&SC) section 1502, or as a Residential Care Facility for the Elderly (H&SC 1569.2), or as a Child Day Care Facility (H&SC 1596.750). | \$392.00             | \$500.00             |
| <b>Convalescent Hospitals</b> , nursing homes, and homes for the aged (each accommodating not more than six persons, not including employees or relatives) and <u>NOT</u> classified as a Community Care Facility as defined in the Calif. Health & Safety Code (H&SC) section 1502, or as a Residential Care Facility for the Elderly (H&SC 1569.2), or as a Child Day Care Facility (H&SC 1596.750).                                                        | \$392.00             | \$500.00             |
| <b>Convalescent Hospitals</b> , nursing homes, and homes for the aged (each accommodating not more than six persons and less than 100, not including employees or relatives) and <u>NOT</u> classified as a Community Care Facility as defined in the Calif. Health & Safety Code (H&SC) section 1502, or as a Residential Care Facility for the Elderly (H&SC 1569.2), or as a Child Day Care Facility (H&SC 1596.750).                                      | \$ 588.00            | \$750.00             |
| <b>Convalescent Hospitals</b> , nursing homes, and homes for the aged (each accommodating 100 or more persons, not including employees or relatives).                                                                                                                                                                                                                                                                                                         | \$ 784.00            | \$1000.00            |
| <b>Hospitals</b>                                                                                                                                                                                                                                                                                                                                                                                                                                              | \$392.00<br>per hour | \$500.00<br>per hour |
| <b>Community Care Facilities</b> as defined in the Calif. Health & Safety Code (H&SC) section 1502, <b>Residential Care Facility for the Elderly</b> as defined in H&SC 1569.2, and <b>Child Day Care Facilities</b> (H&SC 1596.750).                                                                                                                                                                                                                         |                      | qtr. hour<br>minimum |
| Pre-inspection Fee (25 or fewer client capacity)                                                                                                                                                                                                                                                                                                                                                                                                              | \$ 50.00             | \$125.00             |
| Pre-inspection Fee (26 or more client capacity)                                                                                                                                                                                                                                                                                                                                                                                                               | \$ 100.00            | \$125.00             |
| [Ref. Calif. Health & Safety Code, section 13235(a)] states that the inspecting agency may charge "a fee equal to, but not exceeding the actual cost of the preinspection services."                                                                                                                                                                                                                                                                          |                      |                      |

Section 3. MISCELLANEOUS FEES

A. For copies of fire reports prepared by the Fire Department, a fee shall be paid in advance as follows:

- 1. Staff cost for file review and preparation of subpoena documents \$ 6.00 qtr. hr.
- 2. Copy of each report \$ 0.10 per pg.

B. State Requested Fire & Life Safety Review, Consultation, Inspection & Permit Clearances ~~\$98.00~~  
\$125.00 /qtr hr

C. General inspection and investigation fees

- 1. Fees for services rendered by the Fire Department for inspections of fire protection systems, re-inspections of citizen complaints with violations, nuisance inspections research, report preparation and file review services (except for subpoena documents, city records, publications and meeting tapes)..... ~~\$98.00~~  
\$125.00 / qtr hr
- 2. Fire code consultation services for building development, construction and modifications and pre-permit application..... ~~\$392.00~~  
\$500.00 per hour
- 3. Overtime fire & life safety inspection..... ~~\$392.00~~  
\$500.00 per hour  
(2 hr min.)
- 4. After-hours call-back for fire & life safety inspection ..... ~~\$392.00~~  
\$500.00 per hour(4 hr min.)
- 5. Accelerated plan review services (as-available, billed at 1.5x the standard hourly rate ~~\$392.00~~ \$500.00)..... ~~\$588.00~~  
\$750.00 per hour

D. Fire and Life Safety Investigations or Stand-by Services ..... ~~\$392.00~~  
\$500.00 minimum

E. Indoor Entertainment Inspection..... ~~\$98.00~~  
Subsequent inspections shall be billed at \$125.00 per quarter hour  
\$125.00 per ¼ hr  
per initial inspection

|                                                               |                                             |
|---------------------------------------------------------------|---------------------------------------------|
| F. Fire Permit Application & Fire Permit Extension Fees ..... | Standard<br>Building<br>Dept. Fees<br>Apply |
|---------------------------------------------------------------|---------------------------------------------|

NOTE: All permits and inspection fees under this Resolution are based on average estimated staff and clerical time for applicable plan checking, research, field inspections, etc. Where a fee is indicated as a minimum, and where staff time exceeds one hour, an additional charge will be made at the rate of ~~\$98.00~~ \$125.00 per quarter hour.

Section 4. INSPECTION AND BILLING RATE

That a rate of ~~\$98.00~~ \$125.00 per quarter hour (15 minutes) is hereby established as both the billing rate and the billing unit for a given Fire Prevention inspection of a property. A minimum charge of ~~\$98.00~~ \$125.00 will be made for each property inspected (e.g. each property and/or business address) with an additional charge for each additional quarter hour unit, or portion thereof.

Exception: Properties that have abated all fire code violations prior to the first re-inspection shall not be charged a fee for the re-inspection.

Section 5. DELINQUENCY CHARGE

That a delinquency charge of 20% may be imposed on each account that remains unpaid, sixty (60) days following the initial mailing of the bill.

Section 6. BILLING AND COLLECTION PROCEDURES

That the billing and collection procedures are to be done by the Finance Department and will allow the City to recover unpaid fees through all available remedies, including the lien process. That in the event of billing disputes, the Fire Chief or his designated representative may review and make recommendations for adjustments to the Finance Department.

## RESOLUTION NO. ##,###-N.S.

ESTABLISHING ANNUAL PERMIT FEES, INSPECTION AND BILLING RATES FOR INSPECTION OF PROPERTY SITES BY THE BERKELEY FIRE DEPARTMENT, AND RESCINDING RESOLUTION NO. 70,612-N.S. AND ALL RESOLUTIONS AMENDATORY THEREOF

BE IT RESOLVED by the Council of the City of Berkeley as follows:

## Section 1. ANNUAL PERMIT FEES.

For every permit issued under the provisions of the Berkeley Fire Code (Berkeley Municipal Code Chapter 19.48, Sections 105.5, 105.6, 5001.7), a fee therefore shall be paid in advance to the Fire Department or upon completion of services rendered as specified by the Fire Department as follows:

| Code Section               | Fee Description                                                                                                                                                                                                                                                                                                                            | Current Fee |
|----------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------|
| <b>OPERATIONAL PERMITS</b> |                                                                                                                                                                                                                                                                                                                                            |             |
| Section 105.5.1            | <b>Additive manufacturing.</b> An operational permit is required to conduct additive manufacturing operations regulated by Section 320.3.                                                                                                                                                                                                  | \$250.00    |
| Section 105.5.2            | <b>Aerosol products, aerosol cooking spray products and plastic aerosol 3 products.</b> An operational permit is required to manufacture, store or handle an aggregate quantity of Level 2 or Level 3 aerosol products, aerosol cooking spray products or plastic aerosol 3 products in excess of 500 pounds (227 kg) net weight.          | \$500.00    |
| Section 105.5.3            | <b>Amusement buildings.</b> An operational permit is required to operate a special amusement building.                                                                                                                                                                                                                                     | \$500.00    |
| Section 105.5.4            | <b>Aviation facilities.</b> An operational permit is required to use a Group H or Group S occupancy for aircraft servicing or repair and aircraft fuel-servicing vehicles. Additional permits required by other sections of this code include, but are not limited to hot work, hazardous materials and flammable or combustible finishes. | \$500.00    |
| Section 105.5.5            | <b>Carnivals and fairs.</b> An operational permit is required to conduct a carnival or fair.                                                                                                                                                                                                                                               | \$500.00    |
| Section 105.5.6            | <b>Cellulose nitrate film.</b> An operational permit is required to store, handle or use cellulose nitrate film in a Group A                                                                                                                                                                                                               | \$500.00    |

| Code Section     | Fee Description                                                                                                                                                                                                                                                                                                                                                      | Current Fee      |
|------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------|
|                  | occupancy.                                                                                                                                                                                                                                                                                                                                                           |                  |
| Section 105.5.55 | <b>Christmas tree sales lot.</b> An operational permit is required to operate a Christmas tree sales lot.                                                                                                                                                                                                                                                            | \$500.00         |
| Section 105.5.7  | <b>Combustible dust-producing operations.</b> An operational permit is required to operate a grain elevator, flour starch mill, feed mill, or a plant pulverizing aluminum, coal, cocoa, magnesium, spices or sugar, or other operations producing combustible dusts as defined in Chapter 2.                                                                        | \$500.00         |
| Section 105.5.8  | <b>Combustible fibers.</b> An operational permit is required for the storage and handling of combustible fibers in quantities greater than 100 cubic feet (2.8m <sup>3</sup> ).<br><b>Exception:</b> A permit is not required for agricultural storage.                                                                                                              | \$500.00         |
| Section 105.5.9  | <b>Compressed gases.</b> An operational permit is required for the storage, use or handling at normal temperature and pressure (NTP) of compressed gases in excess of the amounts listed in Table 105.5.9.<br><b>Exception:</b> Vehicles equipped for and using compressed gas as a fuel for propelling the vehicle.                                                 | \$500.00 minimum |
| Section 105.5.10 | <b>Covered and open mall buildings.</b> An operational permit is required for:<br>1. The placement of retail fixtures and displays, concession equipment, displays of highly combustible goods and similar items in the mall.<br>2. The display of liquid- or gas-fired equipment in the mall.<br>3. The use of open-flame or flame-producing equipment in the mall. | \$500.00 minimum |
| Section 105.5.11 | <b>Cryogenic fluids.</b> An operational permit is required to produce, store, transport on site, use, handle or dispense cryogenic fluids in excess of the amounts listed in Table 105.5.11<br><b>Exception:</b> Permits are not required for vehicles equipped for and using cryogenic fluids as a fuel for propelling the vehicle or for refrigerating the lading. | \$500.00 minimum |
| Section 105.5.12 | <b>Cutting and welding.</b> An operational permit is required to conduct cutting or welding operations within the jurisdiction.                                                                                                                                                                                                                                      | \$250.00         |
| Section          | <b>Dry cleaning.</b> An operational permit is required to engage in                                                                                                                                                                                                                                                                                                  | \$500.00         |

| <b>Code Section</b> | <b>Fee Description</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | <b>Current Fee</b>                                       |
|---------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------|
| 105.5.13            | the business of dry cleaning or to change to a more hazardous cleaning solvent used in existing dry cleaning equipment.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |                                                          |
| Section 105.5.14    | <b>Energy storage systems.</b> An operational permit is required for stationary and mobile energy storage systems regulated by Section 1207.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | \$500.00 minimum                                         |
| Section 105.5.56    | <b>Escort convoy service.</b> Police and/or Fire Department convoy service for vehicle transportation of extremely hazardous materials.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | \$500.00 minimum                                         |
| Section 105.5.15    | <b>Exhibits and trade shows.</b> An operational permit is required to operate exhibits and trade shows.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | \$500.00                                                 |
| Section 105.5.16    | <p><b>Explosives.</b> An operational permit is required for the manufacture, storage, handling, sale or use of any quantity of explosives, explosive materials, fireworks or pyrotechnic special effects within the scope of Chapter 56. <i>See Health and Safety Code Division 11, Part 1, Sections 12000, et seq. for additional requirements.</i></p> <p><b>Exception:</b> Storage in Group R-3 occupancies of smokeless propellant, black powder and small arms primers for personal use, not for resale and in accordance with Section 5606.</p> <p>To conduct a public fireworks display .....</p> <p>To continue the use of a public fireworks display permit.....</p> | <p>\$618.00</p> <p>\$1500.00 minimum</p> <p>\$250.00</p> |
| Section 105.5.57    | <b>Fire fighter air replenishment system (FARS).</b> An annual operational permit is required to maintain a FARS system in accordance with Appendix L.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | \$250.00                                                 |
| Section 105.5.17    | <p><b>Fire hydrants and valves.</b> An operational permit is required to use or operate fire hydrants or valves intended for fire suppression purposes that are installed on water systems and provided with ready access from a fire apparatus access road that is open to or generally used by the public.</p> <p><b>Exception:</b> A permit is not required for authorized employees of the water company that supplies the system or the fire department to use or operate fire hydrants or valves.</p>                                                                                                                                                                   | \$250.00                                                 |
| Section             | <b>Flammable and combustible liquids.</b> An operational permit                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |                                                          |

| Code Section | Fee Description                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | Current Fee                                                                                                 |
|--------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------|
| 105.5.18     | <p>is required:</p> <ol style="list-style-type: none"> <li data-bbox="358 390 1227 569">1. To use or operate a pipeline for the transportation within facilities of flammable or combustible liquids. This requirement shall not apply to the off-site transportation in pipelines regulated by the Department of Transportation (DOTn) nor does it apply to piping systems. ....</li> <li data-bbox="358 642 1227 789">2. To store, handle or use Class I liquids in excess of 5 gallons (19 L) in a building or in excess of 10 gallons (37.9 L) outside of a building, except that a permit is not required for the following:.....               <ol style="list-style-type: none"> <li data-bbox="391 831 1227 1010">2.1 The storage or use of Class I liquids in the fuel tank of a motor vehicle, aircraft, motorboat, mobile power plant or mobile heating plant, unless such storage, in the opinion of the fire code official, would cause an unsafe condition.</li> <li data-bbox="391 1052 1227 1188">2.2 The storage or use of paints, oils, varnishes or similar flammable mixtures where such liquids are stored for maintenance, painting or similar purposes for a period of not more than 30 days.</li> </ol> </li> <li data-bbox="358 1209 1227 1356">3. To store, handle or use Class II or Class IIIA liquids in excess of 25 gallons (95 L) in a building or in excess of 60 gallons (227 L) outside a building, except for fuel oil used in connection with oil-burning equipment. ....</li> <li data-bbox="358 1377 1227 1608">4. To store, handle or use Class IIIB liquids in excess of 110 gallons in containers, or in tanks or portable tanks for fueling motor vehicles at motor fuel-dispensing facilities or where connected to fuel-burning equipment.<br/><b>Exception:</b> Fuel oil and used motor oil used for space heating or water heating.</li> <li data-bbox="358 1629 1227 1766">5. To remove Class I or Class II liquids from an underground storage tank used for fueling motor vehicles by any means other than the approved, stationary on-site pumps normally used for dispensing purposes.....</li> <li data-bbox="358 1797 1227 1871">6. To operate tank vehicles, equipment, tanks, plants, terminals, wells, fuel-dispensing stations, refineries,</li> </ol> | <p>\$500.00<br/>minimum</p> <p>\$500.00</p> <p>\$500.00</p> <p>\$250.00</p> <p>\$250.00</p> <p>\$250.00</p> |

| Code Section     | Fee Description                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | Current Fee                                                                     |
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|                  | <p>distilleries and similar facilities where flammable and combustible liquids are produced, processed, transported, stored, dispensed or used. ....</p> <p>7. To place temporarily out of service (for more than 90 days) an underground, protected above-ground or above-ground flammable or combustible liquid tank. ....</p> <p>8. To change the type of contents stored in a flammable or combustible liquid tank to a material that poses a greater hazard than that for which the tank was designed and constructed.....</p> <p>9. To manufacture, process, blend or refine flammable or combustible liquids.....</p> <p>10. To engage in the dispensing of liquid fuels into the fuel tanks of motor vehicles at commercial, industrial, governmental or manufacturing establishments in accordance with Section 5706.5.4 or to engage in on-demand mobile fueling operations in accordance with Section 5707.. ....</p> <p>11. To utilize a site for the dispensing of liquid fuels from tank vehicles into the fuel tanks of motor vehicles, marine craft and other special equipment at commercial, industrial, governmental or manufacturing establishments in accordance with Section 5706.5.4 or, where required by the fire code official, to utilize a site for on-demand mobile fueling operations in accordance with Section 5707. ...</p> | <p>\$250.00</p> <p>\$250.00</p> <p>\$500.00</p> <p>\$500.00</p> <p>\$500.00</p> |
| Section 105.5.19 | <b>Floor finishing.</b> An operational permit is required for floor finishing or surfacing operations exceeding 350 square feet (33 m <sup>2</sup> ) using Class I or Class II liquids.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | \$500.00                                                                        |
| Section 105.5.20 | <b>Fruit and crop ripening.</b> An operational permit is required to operate a fruit- or crop-ripening facility or conduct a fruit-ripening process using ethylene gas.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | \$500.00                                                                        |
| Section 105.5.21 | <b>Fumigation and insecticidal fogging.</b> An operational permit is required to operate a business of fumigation or insecticidal fogging, and to maintain a room, vault or chamber in which a toxic or flammable fumigant is used.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | No permit required                                                              |

| Code Section     | Fee Description                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | Current Fee                                              |
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| Section 105.5.58 | <b>General use permit.</b> For any activity or operation not specifically described in this code, which the fire code official reasonably determines, may produce conditions hazardous to life or property.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | \$500.00 minimum                                         |
| Section 105.5.22 | <b>Hazardous materials.</b> An operational permit is required to store, transport on site, dispense, use or handle hazardous materials in excess of the amounts listed in Table 105.5.22.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | \$500.00 minimum                                         |
| Section 105.5.23 | <b>HPM Facilities.</b> An operational permit is required to store, handle or use hazardous production materials.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | \$500.00                                                 |
| Section 105.5.24 | <b>High-piled storage.</b> An operational permit is required to use a building or portion thereof with more than 500 square feet (46 m <sup>2</sup> ), including aisles, of high-piled storage.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | \$500.00 minimum                                         |
| Section 105.5.25 | <p><b>Hot work operations.</b> An operational permit is required for hot work including, but not limited to:.....</p> <ol style="list-style-type: none"> <li>1. Public exhibitions and demonstrations where hot work is conducted.</li> <li>2. Use of portable hot work equipment inside a structure.<br/><b>Exception:</b> Work that is conducted under a construction permit.</li> <li>3. Fixed-site hot work equipment such as welding booths.</li> <li>4. Hot work conducted within a wildfire risk area.</li> <li>5. Application of roof coverings with the use of an open-flame device.</li> <li>6. When approved, the fire code official shall issue a permit to carry out a hot work program. This program allows approved personnel to regulate their facility's hot work operations. The approved personnel shall be trained in the fire safety aspects denoted in this chapter and shall be responsible for issuing permits requiring compliance with the requirements found in Chapter 35. These permits shall be issued only to their employees or hot work operations under their supervision.</li> </ol> | <p>\$500.00 (unless otherwise noted)</p> <p>\$125.00</p> |
| Section 105.5.26 | <b>Industrial ovens.</b> An operational permit is required for operation of industrial ovens regulated by Chapter 30.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | \$500.00                                                 |

| Code Section     | Fee Description                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | Current Fee      |
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| Section 105.5.27 | <b>Lumber yards and woodworking plants.</b> An operational permit is required for the storage or processing of lumber exceeding 100,000 board feet (8,333 ft <sup>3</sup> ) (236 m <sup>3</sup> ).                                                                                                                                                                                                                                                                                                                                                     | \$500.00         |
| Section 105.5.28 | <b>Liquid- or gas-fueled vehicles or equipment in assembly buildings.</b> An operational permit is required to display, operate or demonstrate liquid- or gas-fueled vehicles or equipment in assembly buildings.                                                                                                                                                                                                                                                                                                                                      | \$500.00         |
| Section 105.5.29 | <b>LP-gas.</b> An operational permit is required for: <ol style="list-style-type: none"> <li>1. Storage and use of LP-gas. <p><b>Exception:</b> A permit is not required for individual containers with a 500-gallon (1893 L) water capacity or less or multiple container systems having an aggregate quantity not exceeding 500 gallons (1893 L), serving occupancies in Group R-3.</p> </li> <li>2. Operation of cargo tankers that transport LP-gas.</li> </ol>                                                                                    | \$500.00 minimum |
| Section 105.5.30 | <b>Magnesium.</b> An operational permit is required to melt, cast, heat treat or grind more than 10 pounds (4.54 kg) of magnesium.                                                                                                                                                                                                                                                                                                                                                                                                                     | \$500.00         |
| Section 105.5.31 | <b>Miscellaneous combustible storage.</b> An operational permit is required to store in any building or on any premises in excess of 2,500 cubic feet (71 m <sup>3</sup> ) gross volume of combustible empty packing cases, boxes, barrels or similar containers, combustible pallets, rubber tires, rubber, cork, or similar combustible material.                                                                                                                                                                                                    | \$500.00         |
| Section 105.5.32 | <b>Mobile fueling of hydrogen-fueled vehicles.</b><br><i>An operational permit is required:</i> <ol style="list-style-type: none"> <li>1. <i>To engage in the mobile dispensing of gaseous hydrogen as a fuel into the fuel tanks of motor vehicles.</i></li> <li>2. <i>Where required by the fire code official, to utilize a site for the dispensing of gaseous hydrogen as a fuel from tank vehicles into the fuel tanks of motor vehicles.</i></li> </ol> <p><b>Exception:</b> <i>In cases of an emergency, a site permit is not required.</i></p> | \$500.00 minimum |
| Section 105.5.33 | <b>Motor fuel-dispensing facilities.</b> An operational permit is required for the operation of automotive, marine, and fleet motor fuel-dispensing facilities, or for mobile fueling operations using flammable liquids and which are conducted                                                                                                                                                                                                                                                                                                       | \$500.00 minimum |

| Code Section     | Fee Description                                                                                                                                                                                                                                                                                     | Current Fee          |
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|                  | at facilities or locations which are not permanent, permitted motor fuel dispensing facilities.<br><b>Exception:</b> Transfer of not more than 5 gallons flammable or combustible liquids using a listed or approved portable fuel container of 5 gallons or less capacity.                         |                      |
| Section 105.5.34 | <b>Open burning.</b> An operational permit is required for the kindling or maintaining of an open fire or a fire on any public street, alley, road, or other public or private ground. Instructions and stipulations of the permit shall be complied with.<br><b>Exception:</b> Recreational fires. | \$250.00             |
| Section 105.5.35 | <b>Open flames and torches.</b> An operational permit is required to remove paint with a torch; or to use a torch or open-flame device in a wildfire risk area.                                                                                                                                     | \$250.00             |
| Section 105.5.36 | <b>Open flames and candles.</b> An operational permit is required to use open flames or candles in connection with assembly areas, dining areas of restaurants or drinking establishments.                                                                                                          | \$250.00             |
| Section 105.5.37 | <b>Organic coatings.</b> An operational permit is required for any organic-coating manufacturing operation producing more than 1 gallon (4 L) of an organic coating in one day.                                                                                                                     | \$500.00             |
| Section 105.5.38 | <b>Outdoor assembly event.</b> An operational permit is required to conduct an outdoor assembly event where planned attendance exceeds 1,000 persons.                                                                                                                                               | \$500.00 minimum     |
| Section 105.5.59 | <b>Parking facility, special events.</b> An operational permit is required to use buildings or structures for vehicle parking, including parking for special events (i.e. football games, etc.)<br>A. Less than 15 parking spaces .....<br>B. 15 or more parking spaces .....                       | \$250.00<br>\$500.00 |
| Section 105.5.39 | <b>Places of assembly.</b> An operational permit is required to operate a place of assembly.<br>A. <u>Occupant load less than 300</u> .....<br>B. <u>Occupant load 300 or more</u> .....                                                                                                            | \$500.00<br>\$750.00 |
| Section 105.5.40 | <b>Plant extraction systems.</b> An operational permit is required to use plant extraction systems.                                                                                                                                                                                                 | \$500.00             |
| Section 105.5.41 | <b>Private fire hydrants.</b> An operational permit is required for the removal from service, use or operation of private fire hydrants.                                                                                                                                                            | \$250.00             |

| Code Section     | Fee Description                                                                                                                                                                                                                                                                                                                                                      | Current Fee       |
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|                  | <b>Exception:</b> A permit is not required for private industry with trained maintenance personnel, private fire brigade or fire departments to maintain, test and use private hydrants.                                                                                                                                                                             |                   |
| Section 105.5.42 | <b>Pyrotechnic special effects material.</b> An operational permit is required for use and handling of pyrotechnic special effects material. <i>See Health and Safety Code Division 11, Part 2, Sections 12500, et seq. for additional requirements.</i>                                                                                                             | \$500.00          |
| Section 105.5.43 | <b>Pyroxylin plastics.</b> An operational permit is required for storage or handling of more than 25 pounds (11 kg) of cellulose nitrate (pyroxylin) plastics, and for the assembly or manufacture of articles involving pyroxylin plastics.                                                                                                                         | \$500.00          |
| Section 105.5.44 | <b>Refrigeration equipment.</b> An operational permit is required to operate a mechanical refrigeration unit or system regulated by Chapter 6.                                                                                                                                                                                                                       | \$500.00 minimum  |
| Section 105.5.45 | <b>Repair garages and motor fuel-dispensing facilities.</b> An operational permit is required for operation of repair garages.                                                                                                                                                                                                                                       | \$500.00 minimum  |
| Section 105.5.46 | <b>Rooftop heliports.</b> An operational permit is required for the operation of a rooftop heliport.                                                                                                                                                                                                                                                                 | \$500.00          |
| Section 105.5.47 | <b>Spraying or dipping.</b> An operational permit is required to conduct a spraying or dipping operation utilizing flammable or combustible liquids, or the application of combustible powders regulated by Chapter 24.                                                                                                                                              | \$500.00          |
| Section 105.5.48 | <b>Storage of scrap tires and tire byproducts.</b> An operational permit is required to establish, conduct or maintain storage of scrap tires and tire byproducts that exceeds 2,500 cubic feet (71 m <sup>3</sup> ) of total volume of scrap tires, and for indoor storage of tires and tire byproducts.                                                            | \$500.00          |
| Section 105.5.60 | <b>Tank vehicles.</b> An operational permit is required to operate a tank vehicle (other than flammable and combustible liquids tank vehicles as listed and regulated in 105.5.18, item 6) including those hazardous materials transportation vehicles defined in Section 5001.7 of the Berkeley Fire Code for the transportation of hazardous liquids or materials. | \$500.00 annually |
| Section 105.5.49 | <b>Temporary membrane structures and tents.</b> An operational permit is required to operate an air-supported temporary membrane structure, a temporary special event structure or a tent having an area in excess of 400 square feet (37 m <sup>2</sup> )                                                                                                           | \$500.00          |

| Code Section     | Fee Description                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | Current Fee |
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|                  | <p><b>Exceptions:</b></p> <ol style="list-style-type: none"> <li>1. Tents used exclusively for recreational camping purposes.</li> <li>2. Tents open on all sides, which comply with all of the following:               <ol style="list-style-type: none"> <li>2.1 Individual tents having a maximum size of 700 square feet (65 m<sup>2</sup>).</li> <li>2.2 The aggregate area of multiple tents placed side by side without a fire break clearance of not less than 12 feet (3658 mm) shall not exceed 700 square feet (65 m<sup>2</sup>) total.</li> <li>2.3 A minimum clearance of 12 feet (3658 mm) to structures and other tents shall be provided.</li> </ol> </li> </ol>                                                                        |             |
| Section 105.5.50 | <b>Tire-rebuilding plants.</b> An operational permit is required for the operation and maintenance of a tire-rebuilding plant.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | \$500.00    |
| Section 105.5.51 | <b>Waste handling.</b> An operational permit is required for the operation of wrecking yards, junk yards and waste material-handling facilities.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | \$500.00    |
| Section 105.5.52 | <b>Wood products.</b> An operational permit is required to store chips, hogged material, lumber or plywood in excess of 200 cubic feet (6 m <sup>3</sup> ).                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | \$500.00    |
| Section 105.5.53 | <b>Lithium batteries.</b> <i>An operational permit is required for an accumulation of more than 15 cubic feet (0.42 m) of lithium-ion and lithium metal batteries, where required by Section 322.1.</i>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | \$500.00    |
| Section 105.5.54 | <p><b>Additional permits.</b> <i>In addition to the permits required by Section 105.6, the following permits shall be obtained from the Bureau of Fire Prevention prior to engaging in the following activities, operations, practices or functions:</i></p> <ol style="list-style-type: none"> <li>1. <i>Production facilities. To change use or occupancy, or allow the attendance of a live audience, or for wrap parties.</i></li> <li>2. <i>Pyrotechnics 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.</i></li> </ol> | \$500.00    |

| Code Section                | Fee Description                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | Current Fee         |
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|                             | 3. <i>Live audiences. To install seating arrangements for live audiences in approved production facilities, production studios and sound stages. See Chapter 48.</i>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |                     |
| <b>CONSTRUCTION PERMITS</b> |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |                     |
| Section<br>105.6.1          | <p><b>Automatic fire-extinguishing systems.</b> A construction permit is required for installation of or modification to an automatic fire-extinguishing system. Maintenance performed in accordance with this code is not considered to be a modification and does not require a permit.</p> <p>A. Range Hood System..... \$500.00*</p> <p>B. Chemical Suppression System..... \$500.00*</p> <p>C. Automatic Sprinkler ..... \$500.00*</p> <p>D. Automatic Sprinkler (small alteration or repairs to an existing system with 20 heads or less) ..... \$250.00*</p> <p>E. Underground..... \$500.00*</p> <p>All others..... \$500.00*</p> <p>Field Inspection ..... \$125.00 / qtr hour*</p> <p>*minimum</p> |                     |
| Section<br>105.6.2          | <p><b>Compressed gases.</b> Where the compressed gases in use or storage exceed the amounts listed in Table 105.5.9, a construction permit is required to install, repair damage to, abandon, remove, place temporarily out of service, or close or substantially modify a compressed gas system.</p> <p><b>Exceptions:</b></p> <p>1. Routine maintenance.</p> <p>2. For emergency repair work performed on an emergency basis, application for permit shall be made within two working days of commencement of work.</p>                                                                                                                                                                                    | \$500.00            |
| Section<br>105.6.3          | <p><b>Cryogenic fluids.</b> A construction permit is required for installation of or alteration to outdoor stationary cryogenic fluid storage systems where the system capacity exceeds the amounts listed in Table 105.5.11. Maintenance performed in accordance with this code is not considered to be an alteration and does not require a construction permit.</p>                                                                                                                                                                                                                                                                                                                                       | \$500.00<br>minimum |
| Section<br>105.6.4          | <p><b>Emergency responder communication coverage system.</b> A construction permit is required for installation of or modification to in-building, two-way emergency responder</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | \$500.00<br>minimum |

| Code Section     | Fee Description                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | Current Fee                                                                                                                     |
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|                  | communication coverage systems and related equipment. Maintenance performed in accordance with this code is not considered to be a modification and does not require a construction permit.                                                                                                                                                                                                                                                                                                                                                  |                                                                                                                                 |
| Section 105.6.5  | <b>Energy storage systems.</b> A construction permit is required to install energy storage systems regulated by Section 1207.                                                                                                                                                                                                                                                                                                                                                                                                                | \$500.00 minimum                                                                                                                |
| Section 105.6.6  | <p><b>Fire alarm and detection systems and related equipment.</b> A construction permit is required for installation of or modification to fire alarm and detection systems and related equipment. Maintenance performed in accordance with this code is not considered to be a modification and does not require a construction permit.</p> <p>A. Under 12 devices.....</p> <p>B. 12-30 devices .....</p> <p>C. 31-49 devices.....</p> <p>D. 50 or more devices.....</p> <p>E. Water flow alarms .....</p> <p>F. Field Inspection .....</p> | <p>\$500.00*</p> <p>\$750.00*</p> <p>\$1250.00*</p> <p>\$1500.00*</p> <p>\$250.00</p> <p>\$125.00 /qtr hr.*</p> <p>*minimum</p> |
| Section 105.6.25 | <b>Fire fighter air replenishment system (FARS).</b> A construction permit is required for installation of or modification to a FARS system in accordance with Appendix L.                                                                                                                                                                                                                                                                                                                                                                   | \$500.00 minimum                                                                                                                |
| Section 105.6.7  | <b>Fire pumps and related equipment.</b> A construction permit is required for installation of or modification to fire pumps and related fuel tanks, jockey pumps, controllers and generators. Maintenance performed in accordance with this code is not considered to be a modification and does not require a construction permit.                                                                                                                                                                                                         | \$500.00                                                                                                                        |
| Section 105.6.8  | <p><b>Flammable and combustible liquids.</b> A construction permit is required:</p> <ol style="list-style-type: none"> <li>To install, repair or modify a pipeline for the transportation of flammable or combustible liquids.</li> <li>To install, construct or alter tank vehicles, equipment, tanks, plants, terminals, wells, fuel-dispensing stations, refineries, distilleries and similar facilities where flammable and combustible liquids are produced, processed, transported, stored, dispensed or used.</li> </ol>              | <p>\$500.00 minimum</p> <p>\$250.00</p>                                                                                         |

| Code Section     | Fee Description                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | Current Fee                                                         |
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|                  | 3. To install, alter, remove, abandon or otherwise dispose of a flammable or combustible liquid tank.                                                                                                                                                                                                                                                                                                                                                                                                                                   | \$250.00 minimum                                                    |
| Section 105.6.9  | <b>Fuel cell power systems.</b> A construction permit is required to install stationary fuel cell power systems.                                                                                                                                                                                                                                                                                                                                                                                                                        | \$500.00 minimum                                                    |
| Section 105.6.10 | <b>Gas detection systems.</b> A construction permit is required for the installation of or modification to gas detection systems. Maintenance performed in accordance with this code is not considered a modification and shall not require a permit.                                                                                                                                                                                                                                                                                   | \$500.00 minimum                                                    |
| Section 105.6.11 | <b>Gates and barricades across fire apparatus access roads.</b> A construction permit is required for the installation of or modification to a gate or barricade across a fire apparatus access road.                                                                                                                                                                                                                                                                                                                                   | \$500.00                                                            |
| Section 105.6.12 | <b>Hazardous materials.</b> A construction permit is required to install, repair damage to, abandon, remove, place temporarily out of service, or close or substantially modify a storage facility or other area regulated by Chapter 50 where the hazardous materials in use or storage exceed the amounts listed in Table 105.5.22.<br><br><b>Exceptions:</b><br>1. Routine maintenance.<br>2. For repair work performed on an emergency basis, application for permit shall be made within two working days of commencement of work. | \$500.00 minimum                                                    |
| Section 105.6.13 | <b>High-piled combustible storage.</b> A construction permit is required for the installation of or modification to a structure with more than 500 square feet (46 m <sup>2</sup> ), including aisles, for high-piled combustible storage. Maintenance performed in accordance with this code is not considered to be a modification and does not require a construction permit.                                                                                                                                                        | Fire Dept. Review is under a building permit. Std. Bldg. fees apply |
| Section 105.6.14 | <b>Industrial ovens.</b> A construction permit is required for installation of industrial ovens covered by Chapter 30.<br><br><b>Exceptions:</b><br>1. Routine maintenance.<br>2. For repair work performed on an emergency basis, application for permit shall be made within two working days of commencement of work.                                                                                                                                                                                                                | \$500.00                                                            |

| <b>Code Section</b> | <b>Fee Description</b>                                                                                                                                                                                                                                                                                                     | <b>Current Fee</b>                                                  |
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| Section 105.6.15    | <b>LP-gas.</b> A construction permit is required for installation of or modification to an LP-gas system. Maintenance performed in accordance with this code is not considered to be a modification and does not require a permit.                                                                                         | \$500.00                                                            |
| Section 105.6.16    | <b>Motor vehicle repair rooms and booths.</b> A construction permit is required to install or modify a motor vehicle repair room or booth. Maintenance performed in accordance with this code is not considered to be a modification and does not require a permit.                                                        | Fire Dept. Review is under a building permit. Std. Bldg. fees apply |
| Section 105.6.17    | <b>Plant extraction systems.</b> A construction permit is required for installation of or modification to plant extraction systems. Maintenance performed in accordance with this code is not considered to be a modification and does not require a permit.                                                               | Fire Dept. Review is under a building permit. Std. Bldg. fees apply |
| Section 105.6.18    | <b>Private fire hydrants.</b> A construction permit is required for the installation of or modification of private fire hydrants. Maintenance performed in accordance with this code is not considered to be a modification and does not require a permit. Hydrant(s) or hydrant groups.....<br><br>Field Inspection ..... | \$500.00<br>\$125.00 /qtr hour*<br>*minimum                         |
| Section 105.6.19    | <b>Smoke control or smoke exhaust systems.</b> Construction permits are required for installation of or alteration to smoke control or smoke exhaust systems. Maintenance performed in accordance with this code is not considered to be an alteration and does not require a permit.                                      | \$500.00 minimum                                                    |
| Section 105.6.20    | <b>Solar photovoltaic power systems.</b> A construction permit is required to install or modify solar photovoltaic power systems. Maintenance performed in accordance with this code is not considered to be a modification and does not require a permit.                                                                 | Fire Dept. Review is under a building permit. Std. Bldg. fees apply |
| Section             | <b>Special event structure.</b> A single construction permit is                                                                                                                                                                                                                                                            | Fire Dept.                                                          |

| <b>Code Section</b> | <b>Fee Description</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | <b>Current Fee</b>                                                 |
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| 105.6.21            | required to erect and take down a temporary special event structure.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | Review is under a building permit. Std. Bldg. fees apply           |
| Section 105.6.22    | <b>Spraying or dipping.</b> A construction permit is required to install or modify a spray room, dip tank or booth. Maintenance performed in accordance with this code is not considered to be a modification and does not require a permit.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | \$500.00                                                           |
| Section 105.6.23    | <p><b>Standpipe Systems.</b> A construction permit is required for the installation, modification or removal from service of a standpipe system. Maintenance performed in accordance with this code is not considered to be a modification and does not require a permit.</p> <p>A. Standpipe, Class I, II and III Combined.....</p> <p>B. Underground .....</p> <p>Field Inspection .....</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | <p>\$500.00</p> <p>\$500.00</p> <p>\$125.00 /qtr hour, minimum</p> |
| Section 105.6.24    | <p><b>Temporary membrane structures and tents.</b> A construction permit is required to erect an air-supported temporary membrane structure, a temporary stage canopy or a tent having an area in excess of 400 square feet (37 m<sup>2</sup>)</p> <p><b>Exceptions:</b></p> <ol style="list-style-type: none"> <li>1. Tents used exclusively for recreational camping purposes.</li> <li>2. Funeral tents and curtains, or extensions attached thereto, when used for funeral services.</li> <li>3. Tents and awnings open on all sides, which comply with all of the following:               <ol style="list-style-type: none"> <li>3.1 Individual tents shall have a maximum size of 700 square feet (65 m<sup>2</sup>).</li> <li>3.2 The aggregate area of multiple tents placed side by side without a fire break clearance of not less than 12 feet (3658 mm) shall not exceed 700 square feet (65 m<sup>2</sup>) total.</li> <li>3.3 A minimum clearance of 12 feet (3658 mm) to</li> </ol> </li> </ol> | \$500.00                                                           |

| Code Section     | Fee Description                                                                                                                                                                                                                                                                                                                    | Current Fee |
|------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------|
|                  | structures and other tents shall be maintained.                                                                                                                                                                                                                                                                                    |             |
| Section 105.6.26 | <b>Window bars, operational constraints and opening control devices.</b> A construction permit is required to install window bars or other equipment which imposes operational constraints and opening controls on exterior doors or windows of any sleeping rooms below the fourth floor in apartment houses, hotels, and motels. | \$250.00    |

Section 2. ANNUAL FIRE CLEARANCE

For every annual fire clearance certificate issued by the Berkeley Fire Department, a fee shall be paid in advance of issuance of such certificate (Berkeley Fire Code Section 107.2), to the Fire Department as follows:

|                                                                                                                                                                                                                                                                                                                                                                                                                                                               |                      |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------|
| <b>Group Homes</b> , institutions for children, certified family care homes, board and care facilities, and maternity homes (each accommodating more than six persons, not including employees or relatives), and <u>NOT</u> classified as a Community Care Facility as defined in the California Health & Safety Code (H&SC) section 1502, or as a Residential Care Facility for the Elderly (H&SC 1569.2), or as a Child Day Care Facility (H&SC 1596.750). | \$500.00             |
| <b>Convalescent Hospitals</b> , nursing homes, and homes for the aged (each accommodating not more than six persons, not including employees or relatives) and <u>NOT</u> classified as a Community Care Facility as defined in the Calif. Health & Safety Code (H&SC) section 1502, or as a Residential Care Facility for the Elderly (H&SC 1569.2), or as a Child Day Care Facility (H&SC 1596.750).                                                        | \$500.00             |
| <b>Convalescent Hospitals</b> , nursing homes, and homes for the aged (each accommodating not more than six persons and less than 100, not including employees or relatives) and <u>NOT</u> classified as a Community Care Facility as defined in the Calif. Health & Safety Code (H&SC) section 1502, or as a Residential Care Facility for the Elderly (H&SC 1569.2), or as a Child Day Care Facility (H&SC 1596.750).                                      | \$750.00             |
| <b>Convalescent Hospitals</b> , nursing homes, and homes for the aged (each accommodating 100 or more persons, not including employees or relatives).                                                                                                                                                                                                                                                                                                         | \$1000.00            |
| <b>Hospitals</b>                                                                                                                                                                                                                                                                                                                                                                                                                                              | \$500.00<br>per hour |
| <b>Community Care Facilities</b> as defined in the Calif. Health & Safety                                                                                                                                                                                                                                                                                                                                                                                     |                      |

|                                                                                                                                                                                      |                   |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------|
| Code (H&SC) section 1502, <b>Residential Care Facility for the Elderly</b> as defined in H&SC 1569.2, and <b>Child Day Care Facilities</b> (H&SC 1596.750).                          | qtr. hour minimum |
| Pre-inspection Fee (25 or fewer client capacity)                                                                                                                                     | \$125.00          |
| Pre-inspection Fee (26 or more client capacity)                                                                                                                                      | \$125.00          |
| [Ref. Calif. Health & Safety Code, section 13235(a)] states that the inspecting agency may charge “a fee equal to, but not exceeding the actual cost of the preinspection services.” |                   |

**Section 3. MISCELLANEOUS FEES**

- A. For copies of fire reports prepared by the Fire Department, a fee shall be paid in advance as follows:
  - 1. Staff cost for file review and preparation of subpoena documents \$ 6.00 qtr. hr.
  - 2. Copy of each report \$ 0.10 per pg.
  
- B. State Requested Fire & Life Safety Review, Consultation, Inspection & Permit Clearances \$125.00 /qtr hr
  
- C. General inspection and investigation fees
  - 1. Fees for services rendered by the Fire Department for inspections of fire protection systems, re-inspections of citizen complaints with violations, nuisance inspections research, report preparation and file review services (except for subpoena documents, city records, publications and meeting tapes) ..... \$125.00 / qtr hr
  - 2. Fire code consultation services for building development, construction and modifications and pre-permit application..... \$500.00 per hour
  - 3. Overtime fire & life safety inspection ..... \$500.00 per hour (2 hr min.)
  - 4. After-hours call-back for fire & life safety inspection ..... \$500.00 per hour (4 hr min.)
  - 5. Accelerated plan review services (as-available, billed at 1.5x the standard hourly rate \$500.00) ..... \$750.00 per hour
  
- D. Fire and Life Safety Investigations or Stand-by Services ..... \$500.00

|                                                                     |                                    |
|---------------------------------------------------------------------|------------------------------------|
|                                                                     | minimum                            |
| E. Indoor Entertainment Inspection .....                            | \$125.00                           |
| Subsequent inspections shall be billed at \$125.00 per quarter hour | per initial inspection             |
| <br>                                                                |                                    |
| F. Fire Permit Application & Fire Permit Extension Fees .....       | Standard Building Dept. Fees Apply |

NOTE: All permits and inspection fees under this Resolution are based on average estimated staff and clerical time for applicable plan checking, research, field inspections, etc. Where a fee is indicated as a minimum, and where staff time exceeds one hour, an additional charge will be made at the rate of \$125.00 per quarter hour.

Section 4. INSPECTION AND BILLING RATE

That a rate of \$125.00 per quarter hour (15 minutes) is hereby established as both the billing rate and the billing unit for a given Fire Prevention inspection of a property. A minimum charge of \$125.00 will be made for each property inspected (e.g. each property and/or business address) with an additional charge for each additional quarter hour unit, or portion thereof.

Exception: Properties that have abated all fire code violations prior to the first re-inspection shall not be charged a fee for the re-inspection.

Section 5. DELINQUENCY CHARGE

That a delinquency charge of 20% may be imposed on each account that remains unpaid, sixty (60) days following the initial mailing of the bill.

Section 6. BILLING AND COLLECTION PROCEDURES

That the billing and collection procedures are to be done by the Finance Department and will allow the City to recover unpaid fees through all available remedies, including the lien process. That in the event of billing disputes, the Fire Chief or his designated representative may review and make recommendations for adjustments to the Finance Department.

BE IT FURTHER RESOLVED that this Resolution shall be in full force and in effect on and after July 1, 2025.

BE IT FURTHER RESOLVED that Resolution No. 70,612-N.S. and all resolutions amendatory thereof are hereby rescinded effective July 1, 2025.



Office of the City Manager

PUBLIC HEARING

June 24, 2025

*(Continued from June 17, 2025)*

To: Honorable Mayor and Members of the City Council  
 From: Paul Buddenhagen, City Manager  
 Submitted By: Jennifer Louis, Chief of Police  
 Subject: New Fee Schedule for Carry Concealed Weapon Permits

RECOMMENDATION

Conduct a public hearing and upon conclusion, adopt a Resolution establishing a new fee schedule (effective July 1, 2025) to support application processing, background investigations, and license issuance for Carry Concealed Weapon Permits.

SUMMARY

The proposed Resolution includes the introduction of new fees to offset costs associated with issuing Carry Concealed Weapons (CCW) licenses. Under state law, CCW licenses are issued by the County Sheriff or local Chief of Police. (CA Penal Code § 26150).

In June of 2022, the United States Supreme Court ruled in *New York State Rifle & Pistol Association Inc. v. Bruen* expanding the Second Amendment protections and constrained local discretion in denying CCW applications. California Sheriffs, including the Alameda County Sheriff, initiated efforts to transition CCW licensing responsibilities to local municipal police chiefs in accordance with state law. As a result, individuals seeking a CCW license will need to apply through the law enforcement agency with jurisdiction over where they live.

To comply with Penal Code § 26150-26235, the Berkeley Police Department is implementing a formal process to receive and evaluate CCW applications. The process requires fingerprinting, comprehensive background checks to confirm legal eligibility, mandatory 16-hour firearms training and qualification, reference checks and allows for psychological screening. While the psychological screening is optional and not mandated by law, the Department intends to require this step.

The proposed fee schedule is designed to offset the costs of administering the program, including staff time, fingerprinting services, software systems, and equipment used to process and vet applications.

FISCAL IMPACTS OF RECOMMENDATION

Adopting the proposed fee schedule would enable the city to recover the reasonable and

necessary costs of implementing and managing the CCW licensing process. Under Penal

Code § 26190, local jurisdictions are permitted to establish fees but are statutorily limited to recovering actual administrative costs. No portion of the fee may exceed the cost reasonably incurred by the licensing authority. The proposed fee schedule is designed to recover the costs associated with the application process, including fees paid to the California Department of Justice, estimated staff time necessary to meet with applicants and process their applications, as well as the cost of software subscriptions used to facilitate the licensing process.

Any additional costs beyond these fees will be covered in the Police Department’s existing General Fund budget. Additionally, there will be a loss of staff time associated with processing the applications. While any significant long-term fiscal impacts are unknown until the Department begins managing this mandated process, current projections indicate that any additional costs will be negligible.

**CURRENT SITUATION AND ITS EFFECTS**

The Police Department has already begun receiving inquiries and applications for CCW licenses but does not currently have an established structure to process applications, or the ability to collect reasonable fees. Fortunately, the Alameda County Sheriff has agreed to process these applications for a limited period of time as the Police Department implements a formal process. Therefore, the Police Department seeks Council approval to implement the proposed fee schedule and intends to finalize implementation and begin processing the applications July 1, 2025, in accordance with state law.

Many other cities in Alameda County have established these fees which are displayed below for comparative purposes.

| <b>Concealed Carry Weapon Permit Fees - Standard 2 Year (Residents)</b> |                         |                |                 |                |
|-------------------------------------------------------------------------|-------------------------|----------------|-----------------|----------------|
| City/Agency                                                             | Initial Application Fee | Issuance Fee   | Renewal Fee     | Duplicate      |
| Alameda County Sheriff (Oakland and Dublin)                             | \$95.0                  | \$100.0        | \$77.00         | \$10.00        |
| Albany                                                                  | \$250.0                 | \$200.0        | \$165.00        | \$20.00        |
| Emeryville                                                              | \$250.0                 | \$330.0        | \$250.00        | \$50.00        |
| Fremont                                                                 | \$249.5                 | \$249.5        | \$200.00        | \$50.00        |
| Hayward                                                                 | \$83.5                  | \$83.5         | \$77.00         | \$10.00        |
| Livermore                                                               | \$93.0                  | \$387.0        | \$94.00         | \$47.00        |
| Newark                                                                  | \$200.0                 | \$200.0        | \$150.00        | \$50.00        |
| Piedmont                                                                | \$200.0                 | \$200.0        | \$152.00        | \$30.00        |
| Pleasanton                                                              | \$200.0                 | \$300.0        | \$100.00        | \$25.00        |
| San Leandro                                                             | \$165.5                 | \$165.5        | \$383.00        | \$15.00        |
| Union City                                                              | \$150.0                 | \$150.0        | \$77.00         | \$10.00        |
| <b>Berkeley Proposed</b>                                                | <b>\$255.0</b>          | <b>\$325.0</b> | <b>\$225.00</b> | <b>\$55.00</b> |

**ALTERNATIVE ACTIONS CONSIDERED**

None.

CONTACT PERSON

Jennifer Louis, Chief of Police (510) 981-5700

Attachments:

- 1: Resolution
- 2: Exhibit A: Proposed Police Department Carry Concealed Weapons Fee Schedule
- 3: Public Hearing Notice

RESOLUTION NO. ###-N.S.

FEES: SERVICES PROVIDED BY THE POLICE DEPARTMENT

WHEREAS, the Alameda County Sheriff will no longer process Carry Concealed Weapons (CCW) applications for the City of Berkeley; and

WHEREAS, pursuant to California Penal Code Sections 26150-26235, the Berkeley Police Department is legally required to accept and process CCW license applications for residents within its jurisdiction; and

WHEREAS, the Berkeley Police Department shall conduct comprehensive background investigations of CCW applicants in accordance with state law; including but not limited to fingerprinting, psychological screening, firearms training verification, reference checks; and

WHEREAS, the administration of the CCW licensing process will result in costs to the City, including; staff time, equipment costs; software systems, and payments to state fees and other costs related to properly vetting of Carry Concealed Weapons license applicants; and

WHEREAS, no prior fee schedule has been established to recover reasonable costs incurred by the Berkeley Police Department in administrating the CCW licensing process; and

WHEREAS, in accordance with California Penal Code Section 26190, local agencies may charge fees to offset the actual and reasonable costs associated with processing CCW applications; and

WHEREAS, the City Council of the City of Berkeley held a public hearing on June 17, 2025 to consider the proposed fee schedule attached hereto as Exhibit A and incorporated herein by reference.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that the fee schedule for Carry Concealed Weapons licensing services, as set forth in Exhibit A, is hereby adopted and shall become effective July 1, 2025.

Exhibits:

Exhibit A: Proposed Police Department Carry Concealed Weapons Fee Schedule

## Exhibit A: Proposed Police Department Carry Concealed Weapons Fee Schedule

| <b>Carry Concealed Weapons License Processing Fees:</b>                       |                      |                           |                    |
|-------------------------------------------------------------------------------|----------------------|---------------------------|--------------------|
| <b>Type of License:</b>                                                       | Standard             | Judicial                  | Reserve            |
|                                                                               | (Berkeley Residents) | (Judges & Magistrates)    | (Reserve Officers) |
| Valid for:                                                                    | 2 years              | 3 years                   | 4 years            |
| <b>Initial Fee</b><br>Paid on submission of the application                   | <b>\$255</b>         | <b>\$255</b>              | <b>\$255</b>       |
| <b>Issuance Fee</b><br>Paid on approval of the application                    | <b>\$325</b>         | <b>\$325</b>              | <b>\$325</b>       |
| <b>Renewal Fee</b><br>Paid to renew an existing license                       | <b>\$225</b>         | <b>\$225</b>              | <b>\$225</b>       |
| <b>Duplicate / Modification Fee</b>                                           | <b>\$55</b>          | <b>\$55</b>               | <b>\$55</b>        |
| <b>Additional Fees will apply:</b><br>(Not collected by the City of Berkeley) |                      |                           |                    |
| Livescan Fingerprinting + Rolling Fee                                         | <b>Varies</b>        | <b>(Paid to Vendor)</b>   |                    |
| Required Training/ Safety Class & Range Qualification                         | <b>Varies</b>        | <b>(Paid to Vendor)</b>   |                    |
| Psych Evaluation                                                              | <b>Varies</b>        | <b>(Paid to Provider)</b> |                    |

**NOTICE OF PUBLIC HEARING  
BERKELEY CITY COUNCIL**

Proposed Police Department Carry Concealed Weapons Fee Schedule

**The public may participate in this hearing by remote video or in-person.**

Notice is hereby given by the City Council of the City of Berkeley that a public hearing will be conducted by said city council of the City of Berkeley at which time and place all persons may attend and be heard upon the following:

The Berkeley Police Department is proposing a new set of fees to recover the reasonable and necessary costs of implementing and managing the Carry Concealed Weapon licensing process.

**Proposed Fees**

| <b>Carry Concealed Weapons License Processing Fees:</b>     |                      |                        |                    |
|-------------------------------------------------------------|----------------------|------------------------|--------------------|
| <b>Type of License:</b>                                     | Standard             | Judicial               | Reserve            |
|                                                             | (Berkeley Residents) | (Judges & Magistrates) | (Reserve Officers) |
| Valid for:                                                  | 2 years              | 3 years                | 4 years            |
| <b>Initial Fee</b><br>Paid on submission of the application | <b>\$255</b>         | <b>\$255</b>           | <b>\$255</b>       |
| <b>Issuance Fee</b><br>Paid on approval of the application  | <b>\$325</b>         | <b>\$325</b>           | <b>\$325</b>       |
| <b>Renewal Fee</b><br>Paid to renew an existing license     | <b>\$225</b>         | <b>\$225</b>           | <b>\$225</b>       |
| <b>Duplicate / Modification Fee</b>                         | <b>\$55</b>          | <b>\$55</b>            | <b>\$55</b>        |

**Additional Fees will apply:**

(Not collected by the City of Berkeley)

|                                                       |               |                           |
|-------------------------------------------------------|---------------|---------------------------|
| Livescan Fingerprinting + Rolling Fee                 | <b>Varies</b> | <b>(Paid to Vendor)</b>   |
| Required Training/ Safety Class & Range Qualification | <b>Varies</b> | <b>(Paid to Vendor)</b>   |
| Psych Evaluation                                      | <b>Varies</b> | <b>(Paid to Provider)</b> |

The hearing will be held on, June 17, 2025 at 6:00 p.m.in the School District Board Room, located at 1231 Addison Street, Berkeley CA 94702.

For further information, please contact Chief Jennifer Louis at (510) 981-5700.

A copy of the agenda material for this hearing will be available on the City’s website at <https://berkeleyca.gov/> as of June 5, 2025. **Once posted, the agenda for this meeting will include a link for public participation using Zoom video technology, as well as any health and safety requirements for in-person attendance.**

Written comments should be mailed or delivered directly to the City Clerk, 2180 Milvia Street, Berkeley, CA 94704, or e-mailed to [council@berkeleyca.gov](mailto:council@berkeleyca.gov) in order to ensure delivery to all Councilmembers and inclusion in the agenda packet.

Communications to the Berkeley City Council are public record and will become part of the City’s electronic records, which are accessible through the City’s website. **Please note: e-mail addresses, names, addresses, and other contact information are not required, but if included in any communication to the City Council, will become part of the public record.** If you do not want your e-mail address or any other contact information to be made public, you may deliver communications via U.S. Postal Service or in person to the City Clerk. If you do not want your contact information included in the public record, please do not include that information in your communication. Please contact the City Clerk at (510) 981-6900 or [clerk@berkeleyca.gov](mailto:clerk@berkeleyca.gov) for further information.

If you challenge the above in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the City of Berkeley at, or prior to, the public hearing. Background information concerning this proposal will be available at the City Clerk Department and posted on the City of Berkeley webpage at least 12 days prior to the public hearing.

**Published:** May 30 and June 6, 2025 – The Berkeley Voice  
Published pursuant to Government Code Section 6062a

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I hereby certify that the Notice for this Public Hearing of the Berkeley City Council was posted at the display case located near the walkway in front of the Maudelle Shirek Building, 2134 Martin Luther King Jr. Way, as well as on the City's website, on June 5, 2025.

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Mark Numainville, City Clerk



Office of the City Manager

PUBLIC HEARING

June 24, 2025

*(Continued from June 17, 2025)*

To: Honorable Mayor and Members of the City Council

From: Paul Buddenhagen, City Manager

Submitted by: Terrance Davis, Director of Public Works

Subject: Changes to Select Public Works Transportation Permit Fees

RECOMMENDATION

Conduct a public hearing and upon conclusion, adopt a Resolution increasing fees for parking permits, rescinding Resolution No. 68,344-N.S.

FISCAL IMPACTS OF RECOMMENDATION

The recommendations in this report to adopt increased fees for parking permits will generate revenue to recover City costs associated with program activities. All parking permit fees are deposited into the General Fund. The new fees will go into effect on March 1, 2026, for Fiscal Year (FY) 2027 permit purchases.

The resulting net revenue increase from this recommendation is anticipated to be approximately \$459,170, which would equate to a total annual revenue projection of \$3,307,670 in FY27, up from \$2,848,500 in Fiscal Year 2026.

*Parking Permit Program Expenses*

Per City Council Budget Policy, the Residential Preferential Parking Permit (RPP) Program is intended to be financially self-sufficient, which it has not achieved in many years. As of March 2025, the program runs an annual structural deficit of approximately \$1,271,000. The deficit is a result of revenue being relatively flat since 2018, while program personnel and equipment costs have increased due to inflation and other factors.

As shown in Table 1, the proposed increase in year one will help close the gap between revenue and program costs. However, a substantial shortfall will remain even after the increase in permit fees. Therefore, similar increases are anticipated over the next 5 years to comply with City policy and to close the program’s revenue shortfall. To completely eliminate the parking permit program deficit, the majority of parking permit fees would need to be increased by over 100%. For example, Annual Residential and

In-Home Care permit fees would need to increase from \$66 to roughly \$180, or a 173% increase.

**Table 1: Parking Permit Fee Increase Schedule and Annual Revenue Projection**

Permit type	Current Fee (FY26)	Proposed Fee (FY27)	
		Amount (\$)	% Increase
Annual Residential & In-Home Care	\$66	\$85.00	29%
Semi-Annual Residential & In-Home Care	\$33	\$42.00	27%
Child Care	\$66	\$83.00	26%
1-Day Visitor	\$3	\$4.00	33%
14-Day Visitor	\$34	\$44.00	29%
Neighborhood Serving Community Facility	\$83	\$90.00	8%
1-Day Senior Center	\$3	\$4.00	33%
Merchant	\$185	\$190.00	3%
Parking Permit Program Costs	\$4,119,891	\$4,243,487.23	--
Parking Permit Program Revenue	\$2,848,500	\$3,307,672.58	--
Net Revenue	-\$1,271,391	-\$935,814.66	--

**CURRENT SITUATION AND ITS EFFECTS**

The Preferential Parking Program includes Residential Preferential Parking (RPP) and business parking permits. The following parking permit types are issued by the City: residential, in-home care, child-care, 1-day visitor, 14-day visitor, Neighborhood-Serving Community Facility, 1-day senior center, and merchant permits.

Revenue from existing permit fees is inadequate to cover all costs related to the program, which include Parking Enforcement staffing and equipment to enforce parking restrictions in RPP areas, Department of Finance revenue collection and customer service costs for printing, postage, processing renewals, and responding to inquiries; vendor charges for the City’s digital permit management system, and Department of Public Works costs for program management. Council last increased permit fees by roughly 20% on April 1, 2018 (Resolution No. 68,344-N.S. Fees: Residential Preferential Parking Permits, adopted February 27, 2018). In particular, Resolution No. 68,344-N.S. increased the cost for Annual Residential and In-Home Care permits from \$55 to \$66 and Merchant permits from \$154 to \$185. Note that other parking permit fees were increased by a similar amount.

As shown in Attachment 2, the program as a whole is operating at an annual deficit of approximately \$1,271,000 despite City policy directing the Preferential Parking Program to pay for itself. The large deficit is due to permit fees being static since April 1, 2018,

when they were increased by approximately 20-percent and to increases in staff, equipment and operating costs. While the basis for increasing parking permit fees is to bring the program closer to revenue neutrality, it would also bring the City's permit fees closer to the fees charged by the City of Oakland and San Francisco. If this resolution is passed, the City's annual residential, in-home care, and childcare permit fees would be \$85 in Fiscal Year 2026. For a regional comparative example, the cost of annual residential parking permits in San Francisco and Oakland are \$190 and \$84-\$162, respectively.

### BACKGROUND

The Preferential Parking Program (RPP) was instituted in 1980 to: 1) protect City residential neighborhoods from an influx of non-resident vehicles and related traffic; 2) assure continued quality of life for residents; and 3) provide neighborhood parking for residents. The parking permit programs limit parking for vehicles without valid permits in most areas to two hours, and reserves available daytime parking for residents or other permit-holders, from 9 a.m. - 7 p.m. Monday through Friday, and on some blocks, Saturday.

### ENVIRONMENTAL SUSTAINABILITY AND CLIMATE IMPACTS

Increasing parking permit program fees may encourage people to consider alternatives to driving and parking, which would result in a reduction in vehicle miles traveled and greenhouse gas emissions, as well as improvements in air quality and road safety.

### RATIONALE FOR RECOMMENDATION

The recommendations included herein would bring Public Works permit programs closer to revenue neutrality, which is a City policy per the Adopted Budget for Fiscal Year 2025 and 2026. However, these fee increases will not completely eliminate the parking permit program deficit – future year fee increases will be submitted to bring parking permit revenue more in line with costs. The reason for spreading out the fee increases over 5 years is to ease the financial burden on customers, so they aren't subject to permit fee increases exceeding 100% in any individual year.

### ALTERNATIVE ACTIONS CONSIDERED

Council could reject these recommendations, which would keep the status quo, including operating these Public Works permit programs at a more significant deficit.

### CONTACT PERSON

Wahid Amiri, Deputy Director, Public Works, (510) 981-6396

Noah Budnick, Senior Management Analyst, Public Works, (510) 812-9661

Elliott Schwimmer, Senior Planner, Parking Services, Public Works, (510) 981-7066

Changes to Selected Public Works Transportation  
Permit Fees

PUBLIC HEARING  
June 24, 2025

Attachments:

1. Resolution - Fees: Preferential Parking Program Permits
2. Public Hearing Notice – Parking Permit Fees

RESOLUTION NO. ##,###-N.S.

FEES: PREFERENTIAL PARKING PROGRAM PERMITS

WHEREAS, on February 27, 2018, City Council adopted Resolution No. 68,344-N.S., establishing a revised fee schedule for parking permits for annual residential preferential parking, 1-Day Visitors, 2-Week Visitors, annual in-home care, annual community-serving facility, annual merchant, 1-Day Senior Center, Semi-annual residential, and Semi-annual in-home care permits issued for the Preferential Parking Program; and rescinded Resolution No. 66,075-N.S.; and

WHEREAS, the current RPP Program is operating at an annual deficit of approximately \$1,271,000; and

WHEREAS, it is necessary to increase Preferential Parking Program permit fees in order to operate the parking programs as a cost-neutral program in accordance with City Council Budget Policies.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that the fees for the Preferential Parking Program are hereby established:

Permit type	Current Fee (FY26)	FY27 Fee
Annual Residential & In-Home Care	\$66	\$85
Semi-Annual Residential & In-Home Care	\$33	\$42
Child Care	\$66	\$83
1-Day Visitor	\$3	\$4
14-Day Visitor	\$34	\$44
Neighborhood Serving Community Facility	\$83	\$90
1-Day Senior Center	\$3	\$4
Merchant	\$185	\$190

BE IT FURTHER RESOLVED that these fees shall be effective March 1, 2026 for Fiscal Year 2027 permit purchases and shall be deposited into the General Fund.

BE IT FURTHER RESOLVED that Resolution No. 68,344-N.S. is hereby rescinded effective March 1, 2026.

## NOTICE OF PUBLIC HEARING BERKELEY CITY COUNCIL

**The public may participate in this hearing by remote video or in-person.**

Notice is hereby given by the City Council of the City of Berkeley that a public hearing will be conducted by said city council of the City of Berkeley at which time and place all persons may attend and be heard upon the following:

The Department of Public Works is proposing to increase the Preferential Parking Program permit fees over five years to reduce the programs operational deficit and recover costs associated with the Program.

Permit type	Current Fee (FY26)	Proposed Fee - FY27
Annual Residential & In-Home Care	\$66	\$85
Semi-Annual Residential & In-Home Care	\$33	\$42
Child Care	\$66	\$83
1-Day Visitor	\$3	\$4
14-Day Visitor	\$34	\$44
Neighborhood Serving Community Facility	\$83	\$90
1-Day Senior Center	\$3	\$4
Merchant	\$185	\$190

The hearing will be held on June 17, 2025, at 6:00 p.m. in the School District Board Room, located at 1231 Addison Street, Berkeley CA 94702.

For further information, please contact at Elliott Schwimmer, Senior Planner, 510.981.7066.

A copy of the agenda material for this hearing will be available on the City’s website at <https://berkeleyca.gov/> on June 5, 2025. **Once posted, the agenda for this meeting will include a link for public participation using Zoom video technology, as well as any health and safety requirements for in-person attendance.**

Written comments should be mailed or delivered directly to the City Clerk, 2180 Milvia Street, Berkeley, CA 94704, or e-mailed to [council@berkeleyca.gov](mailto:council@berkeleyca.gov) in order to ensure delivery to all Councilmembers and inclusion in the agenda packet.

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or in person to the City Clerk. If you do not want your contact information included in the public record, please do not include that information in your communication. Please contact the City Clerk at (510) 981-6900 or [clerk@cityofberkeley.info](mailto:clerk@cityofberkeley.info) for further information.

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**Published:** May 30 and June 6 – The Berkeley Voice  
Published pursuant to Government Code Section 6062a

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I hereby certify that the Notice for this Public Hearing of the Berkeley City Council was posted at the display case located near the walkway in front of the Maudelle Shirek Building, 2134 Martin Luther King Jr. Way, as well as on the City’s website, on June 5, 2025.

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Mark Numainville, City Clerk





Office of the City Manager

**PUBLIC HEARING**

June 24, 2025

*(Continued from June 17, 2025)*

To: Honorable Mayor and Members of the City Council  
 From: Paul Buddenhagen, City Manager  
 Submitted by: Scott Ferris, Director, Parks Recreation and Waterfront  
 Subject: Selected Marina Fee Increases

**RECOMMENDATION**

Conduct a public hearing and upon conclusion, adopt a Resolution approving new fees and increasing current fees for select Marina fees; and rescinding Resolution No. 70,868-N.S. and all amendatory resolutions.

**FISCAL IMPACTS OF RECOMMENDATION**

These fee increases are important in helping the City recover a greater share of the Marina’s operating costs and are estimated to add \$188,950 in annual revenue to the Marina Fund (Fund 608). The Marina Fund supports Waterfront operations including the Marina, facilities, roads, recreation programs and special events.

**Summary of Estimated Annual Increase in Revenue**

| <b>Fee</b>              | <b>Marina Fee<br/>(Fund 608)</b> |
|-------------------------|----------------------------------|
| Waterfront parking fee  | \$182,500                        |
| Waterfront rental area  | \$750                            |
| Organized group use fee | \$5,000                          |
| Commercial business fee | \$700                            |
| <b>TOTAL</b>            | <b>\$188,950</b>                 |

**CURRENT SITUATION AND ITS EFFECTS**

The Marina Fee Schedule was last updated in May 2023, when Council adopted Resolution No. 70,868-N.S., which increased several Marina fees including Berth Fees, Surcharges, as well as Skiff, Dry Storage, Liveaboard, Visitor Berths (11-30 nights), and Launch Ramp fees. Modifications to new slip holder incentive fees were added, as well as one new fee for Abandoned Vessels. These new fees are needed to offset the cost of impacts from additional uses of the Waterfront, including parking, organized groups, and businesses. The proposed fee increases are needed to offset the costs of maintaining the related infrastructure and staffing to support those uses. For all Waterfront fees, there is no distinction between resident and non-resident fees; that distinction is not permitted on public trust lands.

*Waterfront Parking Fee*

Currently, the three public parking lots that are most heavily used at the Waterfront are the South Cove East, South Cove West, and J/K lots. The South Cove East and West lots are public parking, while the J/K lot requires a Waterfront parking permit (provided to tenants and slipholders) between the hours of 12 AM -10 AM. In the summer and on weekends, these lots typically fill early in the morning.

The proposed parking fee of \$1/ hour or \$6/day would provide revenue to offset the costs of operating and maintaining those lots and related staffing. We also propose an option of a \$500/year Waterfront Parking Pass, available to purchase for those who are not tenants or slipholders.

The proposed fee is lower than all City-owned parking lots and a majority of City parking meters, (see Table 2). These fees would not apply to those with Waterfront parking passes.

**Table 2 – Proposed Waterfront Parking Fees (bold) and comparisons**

| Parking Location                                         | Price       | Source                                   |
|----------------------------------------------------------|-------------|------------------------------------------|
| Between 8 <sup>th</sup> St and San Pablo Ave             | \$1/ hour   | <a href="#">City of Berkeley Parking</a> |
| Between 4 <sup>th</sup> St and 8 <sup>th</sup> St        | \$.50/ hour | <a href="#">City of Berkeley Parking</a> |
| On 4 <sup>th</sup> St, between Hearst St and Virginia St | \$3/ hour   | <a href="#">City of Berkeley Parking</a> |
| Downtown Berkeley, surrounding 2180 Milvia St            | \$4/ hour   | <a href="#">City of Berkeley Parking</a> |
| Center St Garage                                         | \$3/hour    | <a href="#">City of Berkeley Parking</a> |
| Oxford Parking Garage                                    | \$3/hour    | <a href="#">City of Berkeley Parking</a> |
| <b>Current Fee</b>                                       | N/A         |                                          |
| <b>Proposed Hourly Fee</b>                               | \$1/ hour   |                                          |
| <b>Proposed Daily Fee</b>                                | \$6/day     |                                          |
| <b>Proposed Annual Fee (Waterfront Parking Pass)</b>     | \$500/ year |                                          |

*Waterfront Rental Area Fee*

There are four areas in the Waterfront that are proposed to be reservable, at a fee of \$150 per 4-hour period:

- The Gateway Pier (also known as the old ferry dock) is a 100 ft x 200 ft concrete platform at the southwest corner of the Berkeley Marina Harbor.
- The South Cove Eastern Shoreline is a large, flat, grass area located off the Bay Trail, providing views of the City while being adjacent to the shoreline.
- The Marina Mall has two large, flat grass areas with benches and trash receptacles.
- The South Cesar Chavez Peninsula is a large, grass area located west of the Berkeley Marine Center off of the pathway, with a clear view of the Golden Gate Bridge.

Currently, the proposed spaces are only reservable through a Special Event Permit. Planning, issuing, and managing these permits takes hours of staff time and coordination between multiple departments, making using these spaces inaccessible to low impact, smaller group rentals. This fee would streamline the management and oversight process and provide a cost-effective way for the public to access these unique spaces, see Table 3. The proposed fee would cover the costs of reservation administration, wear and tear, monitoring, communication,

and impact on facilities including adjacent restrooms and parking. Currently, all of the proposed spaces are underutilized, and could provide an additional and unique space for public reservation.

**Table 3 – Waterfront Rental Areas**

| <b>Location</b>                                                | <b>Rate</b>          | <b>Source</b>                                            |
|----------------------------------------------------------------|----------------------|----------------------------------------------------------|
| Cesar Chavez Site #2                                           | \$220/4 hours        | <a href="#">City of Berkeley Recreation Registration</a> |
| Shorebird Site #4                                              | \$75/4 hours         | <a href="#">City of Berkeley Recreation Registration</a> |
| Horseshoe Park Wedding site                                    | \$450/4 hours        | <a href="#">City of Berkeley Recreation Registration</a> |
| <b>Gateway Pier (16,000 sq. ft) (Proposed)</b>                 | <b>\$150/4 hours</b> |                                                          |
| <b>South Cove Eastern Shoreline (5,000 sq. ft) (Proposed)</b>  | <b>\$150/4 hours</b> |                                                          |
| <b>Marina Mall (10,500 sq. ft) (Proposed)</b>                  | <b>\$150/4 hours</b> |                                                          |
| <b>South Cesar Chavez Peninsula (27,000 sq. ft) (Proposed)</b> | <b>\$150/4 hours</b> |                                                          |

*Organized Group Use Fee*

A new fee is proposed for the use of Waterfront property by organized groups conducting revenue-generating activities, including open-water swimming operators, water-based recreation program operators, fitness classes, boot camps, and similar activities that operate out of the Waterfront.

Currently, there is no charge for these types of commercial and nonprofit operators, whose increased use leads to higher costs for maintenance, parking management, coordination with other activities, and cleaning and restocking restrooms. In comparison, charter boats who use similar resources are required to apply for a permit and pay fees based on trips and number of passengers each month.

This proposed new fee for the use of Waterfront property is modeled off similar fees in San Francisco and the East Bay Regional Park District, (see Table 4). The fee would apply to organizations or individuals regularly operating revenue-generating activities at the Waterfront (i.e. more than 4 times over a two month period). There would be a one-time \$250 application fee, plus a \$50/day fee for up to 50 participants.

The fee will offset costs from their group’s use of the Waterfront, including maintenance, parking management, coordination with other activities, and cleaning and restocking restrooms.

**Table 4 – Organized Group Use Fees**

| Location                   | Rate                                                                                                                                                            | Source                                                                                                                                                                                                                                                                                                                                                 |
|----------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| San Francisco Parks        | \$250/annual<br>\$25/hour for 4+ participants                                                                                                                   | <a href="https://sfrecpark.org/1537/Adult-Outdoor-Fitness">https://sfrecpark.org/1537/Adult-Outdoor-Fitness</a>                                                                                                                                                                                                                                        |
| California State Parks     | \$1,000/annual for 9 or less 1-2 times/week<br>\$4,000/annual for 10-20 1-2 times/week<br>\$7,500/annual for 9 or less daily<br>\$10,000/annual for 10-20 daily | <a href="https://www.parks.ca.gov/pages/644/files/CCSP-Commercial%20Use%20Permit-w-equipment.pdf">https://www.parks.ca.gov/pages/644/files/CCSP-Commercial%20Use%20Permit-w-equipment.pdf</a>                                                                                                                                                          |
| EBRPD                      | \$250/annual                                                                                                                                                    | <a href="https://www.parks.ca.gov/pages/644/files/CCSP-Commercial%20Use%20Permit-w-equipment.pdf">https://www.parks.ca.gov/pages/644/files/CCSP-Commercial%20Use%20Permit-w-equipment.pdf</a><br><br><a href="https://www.ebparks.org/sites/default/files/2025-Fee-Schedule.pdf">https://www.ebparks.org/sites/default/files/2025-Fee-Schedule.pdf</a> |
| <b>Berkeley (Proposed)</b> | \$250/annual<br>\$50/day Group per Day Fee for up to 50 participants                                                                                            |                                                                                                                                                                                                                                                                                                                                                        |

*Commercial Business Fee – Docks*

A new fee is proposed for commercial businesses operating off of Berkeley Marina docks. Currently, there is no fee when commercial businesses operate off of Berkeley Marina docks. This leads to limited tracking of what vendors are operating, and little control over best management practices.

The proposed fee is \$25/year, similar to that of San Francisco, (see Table 5). The fee would offset a portion of the staff cost to oversee these operators, and would support staff efforts to identify vendors, track access, and manage security on private and public docks.

The vendor will need to provide the following: a completed application, a City of Berkeley business license, proof of liability insurance, an identification card for all staff members, parking permit application, and sign off on code of conduct confirmations/understanding. If paperwork expires (business license and/or insurance) without updating, the permit will expire and a new fee will be required. This permit fee would offset staff costs of administrating this permit.

**Table 5 – Commercial Business Fee - Docks**

| Marina                           | Rate      | Notes                                                                           |
|----------------------------------|-----------|---------------------------------------------------------------------------------|
| San Mateo County Harbor District | \$64/year | <a href="#">San Mateo County Harbor District Fee Schedule</a>                   |
| Port of San Francisco            | \$25/year | <a href="#">South Beach Harbor Vendor Permit Application</a>                    |
| Brisbane Marina                  | \$0       | <a href="#">Brisbane Marina Resource List &amp; Phone call to Marina Office</a> |
| Marina Bay                       | \$0       | Phone call to Marina Office                                                     |
| <b>Berkeley (Proposed)</b>       | \$25/year |                                                                                 |

BACKGROUND

The Marina Fund covers all Waterfront operations including the Marina, facilities, roads, recreation programs and special events. Specific examples include the daily maintenance of over 1,000 berths, repairs to docks, pilings and buildings, staffing in Shorebird Nature Center and Adventure playground and the daily administration of what essentially is a “small city”. These costs are paid via revenues from berth fees, special fees, and commercial leases and licenses. Marina fees combined comprise approximately 70% of Marina Fund revenue.

The proposed fees were brought before the Parks, Recreation & Waterfront Commission on May 14, 2025 at their regular meeting.

ENVIRONMENTAL SUSTAINABILITY AND CLIMATE IMPACTS

The proposed fee increases will improve the City’s ability to manage and operate the Berkeley Waterfront, where the City provides unique recreational and educational opportunities for the community to engage with and learn about the Bay and local marine environment.

CONTACT PERSON

Scott Ferris, Director, Parks, Recreation and Waterfront, 510-981-6700

Attachments:

1. Waterfront Fees: Current vs. Proposed
2. Resolution  
Exhibit A: Fee Schedule
3. Notice of Public Hearing

## ATTACHMENT 1

**Waterfront Fees: Current vs. Proposed**

| <b>Fee</b>                                | <b>Current</b> | <b>Proposed</b>                                                      |                      | <b>Notes:</b> |
|-------------------------------------------|----------------|----------------------------------------------------------------------|----------------------|---------------|
| <b>1. Waterfront Parking Fees</b>         | None           | <b>Location</b>                                                      | <b>Fee</b>           | New Fee       |
|                                           |                | Parking at South Cove East, South Cove West, and J/K lots            | \$1/ hour<br>\$6/day |               |
|                                           |                | Yearly Waterfront Parking Pass                                       | \$500/ year          |               |
| <b>2. Waterfront Rental Areas</b>         | None           | <b>Location</b>                                                      | <b>Fee</b>           | New Fee       |
|                                           |                | Gateway Pier (16,000 sq. ft)                                         | \$150/4 hours        |               |
|                                           |                | South Cove Eastern Shoreline (5,000 sq. ft)                          | \$150/4 hours        |               |
|                                           |                | Marina Mall (10,500 sq. ft)                                          | \$150/4 hours        |               |
|                                           |                | South Cesar Chavez Peninsula (27,000 sq. ft)                         | \$150/4 hours        |               |
| <b>3. Organized Group Use Fees</b>        | None           | \$250/annual<br>\$50/day Group per Day Fee for up to 50 participants |                      | New Fee       |
| <b>4. Commercial Business Fee - Docks</b> | None           | \$25/ year                                                           |                      | New Fee       |

ATTACHMENT 2

RESOLUTION NO. ##,###-N.S.

ESTABLISHING FEES FOR GOODS AND SERVICES PROVIDED AT THE BERKELEY  
MARINA AND RESCINDING RESOLUTION NO. 70,868-N.S.

WHEREAS, on May 23, 2023, Council adopted the new Marina Fee Schedule (Resolution No. 70,868-N.S.); and

WHEREAS, the City's costs to operate facilities, provide services and undertake capital improvements at the Berkeley Marina have increased with inflation, rising staff costs, and an aging infrastructure; and

WHEREAS, the Waterfront parking fee, rental area, organized group use and commercial business fees are required to offset those costs and the additional revenue will be deposited to the Marina Fund.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that the attached rate structure (Exhibit A) is hereby established for use by the general public for facilities and services at the Berkeley Marina, effective June 18, 2025.

BE IT FURTHER RESOLVED that Resolution No. 70,868-N.S. and all amendatory resolutions are hereby rescinded effective June 18, 2025.

Exhibit A: Fee Schedule

**Exhibit A: Fee Schedule**

**Marina Rate Schedule**  
(effective June 18, 2025)

| <b>Berth Fee per size of boat (in feet)</b> | <b>Berths \$/ft</b> | <b>Power \$/ft</b> |
|---------------------------------------------|---------------------|--------------------|
| 20' – 21'                                   | 8.96                | 0                  |
| 22' – 24'                                   | 9.48                | 0.20               |
| 25' – 29'                                   | 10.66               | 0.40               |
| 30' – 39'                                   | 11.30               | 0.60               |
| 40' – 49'                                   | 11.97               | 0.80               |
| 50' – 59'                                   | 12.69               | 1.00               |
| 60' – 69'                                   | 13.47               | 1.20               |
| 70' – 79'                                   | 14.24               | 1.40               |
| 80' – 89'                                   | 15.09               | 1.60               |
| 90' +                                       | 18.04               | 1.60               |

| <b>Surcharges</b>                    | <b>Base Rate Per Foot</b>                                          |
|--------------------------------------|--------------------------------------------------------------------|
| Upwind Berth*                        | 10% added to the base rate                                         |
| Single Berth (Double Finger Berth)   | 10% added to the base rate                                         |
| Upwind & Single Berth                | 20% added to the base rate                                         |
| Catamaran/ Trimaran/ or End Tie Fees | 20% added to the base rate                                         |
| <b>Discounts</b>                     | <b>Base Rate Per Foot</b>                                          |
| Multiple Berth Discount > 20         | -30% off Base Berth Rent                                           |
| Multiple Berth Discount 11-20        | -20% off Base Berth Rent                                           |
| Multiple Berth Discount 5-10         | -10% off Base Berth Rent                                           |
| Incentive: Referral Discount **      | -\$250 on first month of berth fees                                |
| Incentive: New Slip Holders***       | - 100% off of monthly slip fees for the first December and January |
| New Customer Discount                | No slip fees December & January plus \$75 gift card                |

| <b>Other Fees</b>                      | <b>Amount</b>            |
|----------------------------------------|--------------------------|
| Abandoned Vessel Fee                   | \$1000                   |
| Commercial Business Fee - Docks        | \$25/year                |
| Chaining Fee (per occurrence)          | \$120/occurrence         |
| Charter Boat Fee                       | \$35/event + \$1/person  |
| Dry Storage (22' length or less)       | \$200/month              |
| Dry Storage (23-27' length)            | \$220/month              |
| Dry Storage (28-40' length)            | \$240/month              |
| Dry Storage (40' length or more)       | \$280/month              |
| Electronic key pass (initial 1-2 keys) | \$15/key                 |
| Electronic key pass (additional keys)  | \$75/key                 |
| Group key fee (Organizations)          | \$15/key                 |
| Floating Home Sewer Charge – monthly   | \$25/month               |
| Food Booth Fee                         | \$500/event              |
| Impound Fee                            | \$55/day                 |
| Insurance – Outdated / Inadequate      | \$75/month               |
| Labor Fees                             | \$75/hour                |
| Launch Ramp – Monthly                  | \$105/month              |
| Launch Ramp – Seasonal                 | \$350 per 6-month period |

| <b>Other Fees</b>                                | <b>Amount</b>        |
|--------------------------------------------------|----------------------|
| Launch Ramp – Daily                              | \$17/day             |
| Lien Fee                                         | \$100/occurrence     |
| Limited Access Berth                             | Vessel Length x Rate |
| Liveaboard Fee – boat (monthly) ++               | \$220/month          |
| Liveaboard Fee – floating home (monthly) ++      | \$220/month          |
| Locker Fee                                       | \$30/month           |
| Merchandise Booth Fee                            | \$100/event          |
| Organized Group Use Fees                         | See table below      |
| Registration/Documentation – Outdated/Inadequate | \$75/month           |
| Skiff <20' length                                | \$140/month          |
| Slip Transfer Fee                                | \$30/occurrence      |
| Small Scale Ferry Service Fee                    | See table below      |
| Visitor Berth Fees (11 – 30 nights) up to 29'    | \$.50/ft/night       |
| Visitor Berth Fees (11 – 30 nights) 30'-49'      | \$.60/ft/night       |
| Visitor Berth Fees (11 – 30 nights) 50' or more  | \$.70/ft/night       |
| Visitor Berth Fees (10 nights or less)           | \$1/foot/night       |
| Waterfront Parking Fee (hourly)                  | \$1/hour             |
| Waterfront Parking Fee (daily)                   | \$6/day              |
| Waterfront Parking Pass Yearly                   | \$500/year           |
| Waterfront Rental Areas                          | See table below      |
| Waterfront Special Event Fees                    | See table below.     |

\*Houseboats excepted

\*\*Fee credit offered on first month of slip fees to both a new slip holder (that has not previously held a slip at the Berkeley Marina) and an existing customer who made the referral.

\*\*\*One time 100% off of the first December and January monthly slip fees for a new slip holder (that has not held a slip at the Berkeley Marina in the past 5 years), redeemable after 3 months of monthly berth fees paid on time and in full.

++ Boaters may apply for a refund of any Liveaboard fee increase that takes effect from FY 2016 onward through the City's Very Low-Income Refund policy.

#### Organized Group Use Fees

|                                            |            |
|--------------------------------------------|------------|
| <b>Annual Fee</b>                          | \$250/year |
| <b>Group per Day Fee</b> (up to 50 people) | \$50/day   |

#### Small-Scale Ferry Service Fee

| Landings Per Day | Daily Landing Fee |  | Landings per Day | Daily Landing Fee |
|------------------|-------------------|--|------------------|-------------------|
| 1                | \$14.34           |  | 11               | \$68.83           |
| 2                | \$25.80           |  | 12               | \$70.27           |
| 3                | \$35.84           |  | 13               | \$71.70           |
| 4                | \$44.44           |  | 14               | \$73.15           |
| 5                | \$51.61           |  | 15               | \$74.58           |
| 6                | \$57.35           |  | 16               | \$76.02           |
| 7                | \$61.65           |  | 17               | \$77.46           |
| 8                | \$64.52           |  | 18               | \$78.89           |
| 9                | \$65.96           |  | 19               | \$80.33           |
| 10               | \$67.40           |  | 20               | \$81.77           |

*For each additional SSFS landing in excess of 20 landings, the daily landing fee would increase by \$2.88.*

**Waterfront Rental Areas**

| <b>Location</b>                              | <b>Fee</b>    |
|----------------------------------------------|---------------|
| Gateway Pier (16,000 sq. ft)                 | \$150/4 hours |
| South Cove Eastern Shoreline (5,000 sq. ft)  | \$150/4 hours |
| Marina Mall (10,500 sq. ft)                  | \$150/4 hours |
| South Cesar Chavez Peninsula (27,000 sq. ft) | \$150/4 hours |

**Waterfront Special Event Fees**

|                                                                                                 |                                                                                        |
|-------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------|
| <b>Venue Fee</b>                                                                                |                                                                                        |
| - 1-99 attendees                                                                                | \$350/day                                                                              |
| - 100-249 attendees                                                                             | \$500/day                                                                              |
| - 250-499 attendees                                                                             | \$700/day                                                                              |
| - 500-999 attendees                                                                             | \$1,000/day                                                                            |
| - 1000-4999 attendees                                                                           | \$5,000/day                                                                            |
| - 5000-9999 attendees                                                                           | \$10,000/day                                                                           |
| - 10,000-14,999 attendees                                                                       | \$15,000/day                                                                           |
| - Over 15,000 attendees                                                                         | \$20,000/day                                                                           |
| <b>Additional fees</b>                                                                          |                                                                                        |
| - Road closure request                                                                          | \$500                                                                                  |
| - Road closure                                                                                  | \$2,000                                                                                |
| - Participant fee (for event w/alcohol)                                                         | \$5/person or \$1000/day*                                                              |
| - Exclusive Use Parking                                                                         | \$10/space/day                                                                         |
| - Attended Parking                                                                              | \$20/vehicle less than 17';<br>\$50/vehicle for vehicles and trailers in excess of 17' |
| - Concession Fee                                                                                | 10% of gross sales including ticket sales                                              |
| - Event clean up deposit                                                                        | \$1,000                                                                                |
| <b>Pass-Through Costs</b>                                                                       |                                                                                        |
| - Operations staff to plan & monitor event                                                      | Actual costs                                                                           |
| - Parking attendants                                                                            |                                                                                        |
| - Parks staff to prepare site, inspect after event, and make any necessary repairs              |                                                                                        |
| - Custodial staff                                                                               |                                                                                        |
| - Signage, rentals, equipment, green waste, and other goods or services required for the event. |                                                                                        |

\*Whichever is higher.

**NOTICE OF PUBLIC HEARING**

**NOTICE OF PUBLIC HEARING  
BERKELEY CITY COUNCIL**

**Marina Fee Increases**

Notice is hereby given by the City Council of the City of Berkeley that a public hearing will be conducted by said city council of the City of Berkeley at which time and place all persons may attend and be heard upon the following:

The Department of Parks, Recreation & Waterfront is proposing to increase selected Marina fees, as contained in the attached Marina Fee Schedule and summarized below:

**Table 1 - Current vs. Proposed Fees**

| <b>Fee</b>                                | <b>Current</b> | <b>Proposed</b>                                                      |                      | <b>Notes:</b> |
|-------------------------------------------|----------------|----------------------------------------------------------------------|----------------------|---------------|
| <b>1. Waterfront Parking Fees</b>         | None           | <b>Location</b>                                                      | <b>Fee</b>           | New Fee       |
|                                           |                | Parking at South Cove East, South Cove West, and J/K lots            | \$1/ hour<br>\$6/day |               |
|                                           |                | Yearly Waterfront Parking Pass                                       | \$500/ year          |               |
| <b>2. Waterfront Rental Areas</b>         | None           | <b>Location</b>                                                      | <b>Fee</b>           | New Fee       |
|                                           |                | Gateway Pier (16,000 sq. ft)                                         | \$150/4 hours        |               |
|                                           |                | South Cove Eastern Shoreline (5,000 sq. ft)                          | \$150/4 hours        |               |
|                                           |                | Marina Mall (10,500 sq. ft)                                          | \$150/4 hours        |               |
|                                           |                | South Cesar Chavez Peninsula (27,000 sq. ft)                         | \$150/4 hours        |               |
| <b>3. Organized Group Use Fees</b>        | None           | \$250/annual<br>\$50/day Group per Day Fee for up to 50 participants |                      | New Fee       |
| <b>4. Commercial Business Fee - Docks</b> | None           | \$25/ year                                                           |                      | New Fee       |

The hearing will be held June 17, 2025 at 6:00 pm in the School District Board Room, 1231 Addison Street, Berkeley, CA 94702.

For further information, please contact **Alexandra Endress at 510-981-6737**.

A copy of the agenda material for this hearing will be available on the City’s website at <https://berkeleyca.gov/> as of June 5, 2025. **Once posted, the agenda for this meeting will**

**include a link for public participation using Zoom video technology, as well as any health and safety requirements for in-person attendance.**

Written comments should be mailed or delivered directly to the City Clerk, 2180 Milvia Street, Berkeley, CA 94704, or e-mailed to [council@berkeleyca.gov](mailto:council@berkeleyca.gov) in order to ensure delivery to all Councilmembers and inclusion in the agenda packet.

Communications to the Berkeley City Council are public record and will become part of the City's electronic records, which are accessible through the City's website. **Please note: e-mail addresses, names, addresses, and other contact information are not required, but if included in any communication to the City Council, will become part of the public record.** If you do not want your e-mail address or any other contact information to be made public, you may deliver communications via U.S. Postal Service. If you do not want your contact information included in the public record, please do not include that information in your communication. Please contact the City Clerk at (510) 981-6900 or [clerk@berkeleyca.gov](mailto:clerk@berkeleyca.gov) for further information.

If you challenge the above in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the City of Berkeley at, or prior to, the public hearing. Background information concerning this proposal will be available at the City Clerk Department and posted on the City of Berkeley webpage at least 12 days prior to the public hearing.

**Published:** May 30 and June 6, 2025 – The Berkeley Voice  
Published pursuant to Government Code 6062a

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I hereby certify that the Notice for this Public Hearing of the Berkeley City Council was posted at the display case located near the walkway in front of the Maudelle Shirek Building, 2134 Martin Luther King Jr. Way, as well as on the City's website, on June 5, 2025.

\_\_\_\_\_  
Mark Numainville, City Clerk