

ORDINANCE NO. 9640 (N.S.)

AN ORDINANCE AMENDING THE SAN DIEGO COUNTY CODE,
RELATING TO WAIVER OF BUILDING PERMIT FEES
FOR STRUCTURES DAMAGED IN NATURAL DISASTERS
REF: POD 04-04

The Board of Supervisors of the County of San Diego ordains as follows:

Section 1. Existing provisions of the County's building permit fee ordinance grant a fee waiver to applicants rebuilding structures damaged by natural disasters. The purpose of this amending ordinance is to revise the existing provisions relating to eligibility for a fee waiver, to remove the requirement that the structures must have been legally built and to require that the applicant must have been the owner at the time the structure(s) were damaged. This amendment also places a limit on the period of time for which an applicant may be eligible for the fee waiver and excludes owners who have rebuilt without building permits.

Section 2. Schedule F of Section 362 of the San Diego County Administrative Code is hereby amended, by revising paragraph 18 thereof to read as follows:

18. FEE WAIVER FOR STRUCTURES DAMAGED OR DESTROYED BY NATURAL DISASTER. Notwithstanding the fees otherwise specified in Schedules E and G of this section, the plan check review fee and the permit fee may be waived for an applicant who is rebuilding structures which have been damaged or destroyed by a wildfire or other natural disaster and which are located within the boundaries of a geographic area which has been declared by resolution of the Board of Supervisors to be eligible for this fee waiver, subject to the following limitations:
- (a) The fee waiver shall not apply to any portion of a new structure which exceeds the square footage of the structure which is being replaced;
 - (b) The applicant must have been the owner of the structure(s) proposed to be rebuilt, at the time of the damage or destruction; and
 - (c) The fee waiver shall not apply to a structure rebuilt after being damaged or destroyed by natural disaster without building permits and which has been cited as being in violation of building codes.

Section 3. Effective date. This Ordinance shall take effect and be in force thirty (30) days after the date of its passage, and before the expiration of fifteen (15) days after its passage, a summary shall be published once with the names of the members voting for and against the same in the Daily Commerce, a newspaper of general circulation published in the County of San Diego.

PASSED, APPROVED AND ADOPTED this 21st day of April, 2004.