ORDINANCE NO. 1150

AN ORDINANCE AMENDING CHAPTER 26 AND CHAPTER 28
OF THE SOLANO COUNTY CODE
IMPOSING A Fee ON APPEALS OF PLANNING DECISIONS

The Board of Supervisors of the County of Solano does hereby ordain as follows:

SECTION I.

Chapter 26, Section 26-900 (a) of the Solano County Code is amended to impose an appeal fee, as follows:

Section 26-900. Appeals.

(a) The subdivider or any interested party who is adversely affected may appeal from any action of the Subdivision Review Committee to the Planning Commission.

Such appeal shall be filed with the Secretary of the Planning Commission within ten (10) days after the action of the Subdivision Review Committee, and shall be accompanied by such fee or fees as may be set by the Board of Supervisors pursuant to Section 1-18 of this Code. No part of said fee or fees shall be refundable, except that the Planning Director may waive the fee of a nonprofit social service organization, including a church. Upon the filing of an appeal, the Planning Commission shall set the matter for hearing within thirty (30) days after the date of the filing of the appeal. The Planning Commission shall, within ten (10) days following the conclusion of the hearing, render its decision on appeal.

SECTION II.

Chapter 26, Section 26-900 (b) of the Solano County Code, is amended to impose an appeal fee, as follows:

Section 26-900. Appeals.

(b) The subdivider, or any interested party who is adversely affected, may appeal from any action of the Planning Commission. Such appeal shall be filed with the Clerk of the Board of Supervisors with proof of service upon the Secretary of the Planning Commission within ten (10) days after the decision of the Planning Commission. The appeal shall be
accompanied by such fee or fees as may be set by the Board of Supervisors pursuant to Section 1-18 of this Code. No part of said fee or fees shall be refundable, except that the Planning Director may waive the fee of a nonprofit social service organization, including a church. Upon the filing of the appeal, the Board of Supervisors shall set the matter for hearing within thirty (30) days after the date of filing the appeal. The Board of Supervisors shall, within ten (10) days following the conclusion of the hearing or continued hearing, render its decision on appeal.

SECTION III.
Chapter 28, Section 28-37 (b) of the Solano County Code is amended to impose an appeal fee, as follows:

Section 28-37. Appeals.
(b) Any person, firm, corporation, unincorporated association, public officer or agency aggrieved or affected by any determination of this Chapter may, within ten (10) days file an appeal in writing with the Planning Commission Secretary. In the written appeal, the reasons of the appeal shall be outlined and said appeal shall be accompanied by such fee or fees as may be set by the Board of Supervisors pursuant to Section 1-18 of this Code. No part of said fee or fees shall be refundable, except that, the Zoning Administrator may waive the fee of a nonprofit social service organization, including a church. Filing of an appeal shall stay all proceedings until determination of the appeal. Upon receipt of such appeal, the Planning Commission Secretary shall set the date for a public hearing, to be held within thirty-five (35) days thereafter. Notice of such hearing shall be published in a newspaper of general circulation within the County, and by posting in the vicinity of the property involved at least ten (10) days prior to such hearing, or by mailing of such notices as may be
required by state law.

SECTION IV.

Chapter 28, Section 28-37(e) of the Solano County Code is amended to impose an appeal fee, as follows:

Section 28-37. Appeal.

(e) Any person, firm, corporation, unincorporated association, public officer or agency aggrieved or affected by any determination of the Planning Commission may, within ten (10) days file an appeal in writing with the Board of Supervisors. In the written appeal, the reasons of the appeal shall be outlined and said appeal shall be accompanied by such fee or fees as may be set by the Board of Supervisors pursuant to Section 1-18 of this Code. No part of said fee or fees shall be refundable, except that the Zoning Administrator may waive the fee of a nonprofit social service organization, including a church. Filing of an appeal shall stay all proceedings until determination of the appeal. Upon receipt of such appeal, the Board of Supervisors shall set the date for a public hearing, to be held within thirty-five (35) days thereafter. Notice of such hearing shall be published in a newspaper of general circulation within the County, and by posting in the vicinity of the property involved at least ten (10) days prior to such hearing, or by mailing of such notices as may be required by law.

SECTION V.

Chapter 28, Section 28-37(g) of the Solano County Code is amended to allow any member of the Board of Supervisors to bring any determination of the Zoning Administrator or Planning Commission before the Board for review, as follows:

Section 28-37. Appeals.

(g) Notwithstanding any other provision of this Chapter, the Board of Supervisors, upon its own motion or motion of any
individual member thereof made within ten (10) days from the
making of any final order, requirement, decision or determination
by the Zoning Administrator or the Planning Commission may
review, reaffirm, reverse or modify, wholly or in part, such
final order, requirement, decision or determination. No fees
shall be assessed. Notice of such review shall be delivered
or mailed to the Zoning Administrator, the Planning Commission,
and the original applicant. The notice shall include a
provision for a public hearing to be held within thirty-five
(35) days from the date of the motion. Notice of such hearing
shall be published in a newspaper of general circulation
within the County and by posting in the vicinity of the property
involved, at least ten (10) days prior to such hearing, and by
mailing such notices as may be required by state law.

SECTION VI.
Chapter 26 is amended by adding Section 26-900 (f) to
provide that actions may be appealed by a member of the Board
of Supervisors, without fee, as follows:

Section 26-900. Appeals.

(f) Notwithstanding any other provision of this Chapter,
any member of the Board of Supervisors may appeal pursuant to
this Section, without an accompanying fee.

SECTION VII.
This Ordinance shall be published once before the expiration
of FIFTEEN (15) DAYS after its final passage in the Vacaville
Reporter, a newspaper of general circulation, printed
and published in the County of Solano, State of California,
and shall be in full force and effect THIRTY (30) DAYS after
its passage.

ATTEST:
JOHN S. BLACKLOCK
Clerk of the Board
of Supervisors

By Deputy Clerk

-4-
I, JOHN S. BLACKLOCK, Clerk of the Board of Supervisors of the County of Solano, State of California, do hereby certify that the foregoing Ordinance was introduced at a regular meeting held January 12th, 1982.

On motion of Supervisor Davis, Seconded by Supervisor Cunningham, this Ordinance was adopted at a regular meeting of said Board on January 19th, 1982, by the following vote:

AYES: SUPERVISORS: Brann, Cunningham and Davis

NOES: SUPERVISORS: Brazelton and Chairman Hewitt

ABSTAINED: SUPERVISORS: None

ABSENT: SUPERVISORS: None

WITNESS my hand and the Seal of said Board this 19th day of January, 1982.

JOHN S. BLACKLOCK, Clerk of the Board of Supervisors

By Linda Terra
Deputy Clerk