



County of Lassen
Department of Planning and Building Services

• Planning • Building Permits • Code Enforcement • Surveyor • Surface Mining

Maurice L. Anderson, Director
707 Nevada Street, Suite 5
Susanville, CA 96130-3912
Phone: 530 251-8269
Fax: 530 251-8373
email: landuse@co.lassen.ca.us
website: www.co.lassen.ca.us

April 19, 2018

Zoning & Building
Inspection Requests
Phone: 530 257-5263

TO: Board of Supervisors
Agenda Date: April 24, 2018

FROM: Maurice L. Anderson, Director

SUBJECT: Request by Dava Montgomery, to waive the \$159 appeal filing fee established at Section 3.18.020 of Lassen County Code. Fee waiver request made pursuant to Lassen County Code Section 3.18.100 (Request for Waiver or Refund of Application Fees).

RECOMMENDATION: That the Board:

Consider the request and either:

- 1) Waive the \$159 fee; or
- 2) Deny the request for waiver of the fee.

SUMMARY:

In accordance with Section 3.18.100 of the Lassen County Code (attached), the applicant has submitted a request (attached) that the Board of Supervisors waive the \$159 appeal filing fee, which is established at Section 3.18.020 of the Lassen County Code. Specifically, the applicant is interested in submitting an appeal of an Interpretive Action, which was provided by the Director of the Planning and Building Services Department on April 18, 2018, in accordance with Chapter 18.122 (Interpretive Action) of the Lassen County Code. Said response followed a request for interpretation submitted by the applicant on March 28, 2018.

If an appeal is filed, it will be considered in accordance with Section 18.122.050 of the Lassen County Code at a noticed public meeting.

Lassen County Code Section 3.18.100 requires that an "exceptional circumstance" exist for the Board to waive or refund a fee. The applicant has submitted a statement with their fee waiver application to support a conclusion that an exceptional circumstance exists.

MLA:gfn
Attachments

s:\pla\admin\files\300 legal-legislative\35 ch 3.18 fee ordinance\01 amendment to allow fee waiver 2001\01 requests for fee waiver\montgomery

Lassen County Code							
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Title 3 REVENUE AND FINANCE							
Chapter 3.18 FEES AND REVENUES							

3.18.100 Waiver of fees.

The board of supervisors may waive or refund any fee set forth in this chapter upon presentation of evidence that an exceptional circumstance exists. Whenever a person believes that such exceptional circumstances exist, he/she may file a written application with the board of supervisors for a waiver or refund of fees. A department head may file such application on behalf of such person. (Ord. 482-D, 2002).

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APR 17 2018

APPLICATION FOR WAIVER OR REFUND OF APPLICATION FEES

Lassen County Department of
Planning and Building Services

Under the provisions of Section 3.18.100 of the Lassen County Code, the Board of Supervisors has the authority to waive or refund fees upon presentation of evidence that an exceptional circumstance exists.

I hereby request a waiver or refund of the fees as listed below:

- ☒ Waiver of fees in the amount of \$ 15900 required for the following application(s): Determination RE: letter submitted 2-28-18 to Board of Supervisors Appeal
- ☐ Refund of fees in the amount of \$ _____ submitted on _____ (date) for the following application(s): _____

The exceptional circumstances for this request are as follows (attach additional pages as needed):

* See ATTACHED

David D. Montgomery
Applicant (Please Print)
Susanville Ca 96130
City/State/Zip

705-805 Jordanna Ln.
Mailing Address
530-257-8605
Phone number

THIS REQUEST SUBMITTED BY:

☒ Applicant

David Montgomery
Signature

April 17, 2018
Date

☐ Planning and Building Services Director on behalf of applicant

Signature

Date

April 17, 2018

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APR 17 2018

Request for waiver of application fees

*Lassen County Department of
Planning and Building Services*

I am requesting a waiver of application fees from the Board of Supervisors to make a determination in reference to letters submitted to the Lassen County Department of Planning and Building on March 28, 2018.

The home owners in this area have been trying since last year to get this problem taken care of and answers to complaints recognized and responded to. No investigation has been done. We have been ignored and treated very unprofessionally. We have put money out for a research team and attorney to write a legal request that was also totally ignored. And now we are asked to pay money to get a determination from the very same people that previously did not recognize us, or our complaints. Your job is as public servants and paid for by taxpayer's money. We are taxpayers and we feel we have been inconvenienced enough financially, personally and emotionally. It is hard for us to understand and except that the only response from your offices has to be paid for.

The home owners in this area are mostly retired and living on a fixed income, others are getting ready to retire. This has been and continues to be a hardship on these home owners.

Thank You