

RESOLUTION NO. 23-07-02

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE LEHIGH ACRES FIRE CONTROL AND RESCUE DISTRICT, LEE COUNTY, FLORIDA, TO ESTABLISH USER FEES, EXCEPT AMBULANCE USER FEES, AUTHORIZED BY FLORIDA LAW; TO RESCIND ALL RESOLUTIONS AND FEE SCHEDULES IN CONFLICT; TO PROVIDE FOR SEVERABILITY; TO PROVIDE FOR LIBERAL CONSTRUCTION; TO PROVIDE FOR SCRIVENER'S ERRORS; TO PROVIDE FOR AN EFFECTIVE DATE.

WHEREAS, Chapter 191 of the Florida Statutes, in particular § 191.006(11), authorizes the Board of Commissioners, by Resolution, to establish and charge user fees in amounts necessary to conduct District activities and services; and,

WHEREAS, § 191.009(3) of the Florida Statutes authorizes the Board of Commissioners to provide for a reasonable Schedule of user charges, including but not limited to, charges for special emergency services, for fighting fires as a result of an illegal burn, for responding to or assisting or mitigating emergencies that either threaten or could threaten the health and safety of persons, property, or the environment, including a charge for responding to false alarms, and for inspecting structures, plans, and equipment to determine compliance with fire safety codes and standards; and,

WHEREAS, § 191.009(3)(e) of the Florida Statutes provides that the District shall have a lien upon any real property, motor vehicle, marine vessel, aircraft, or railcar for any charges assessed under § 191.009(3), Florida Statutes; and

WHEREAS, the Board of Commissioners has determined that user fees in the amounts described in the Non-Ambulance Schedule of Fees attached hereto as Exhibit A are necessary to conduct District activities and services.

NOW THEREFORE, be it resolved by the Board of Commissioners of the Lehigh Acres Fire Control and Rescue District, that:

SECTION ONE. INCORPORATION OF RECITALS.

The recitals set forth above are true and correct and form a part of this Resolution.

SECTION TWO. AUTHORITY.

The Board of Commissioners of the District is authorized to adopt this Resolution by Chapter 191, Florida Statutes, especially § 191.006(11) and § 191.009(3), Florida Statutes, and other applicable laws.

SECTION THREE. ESTABLISHMENT OF SCHEDULE OF FEES.

The Board of Commissioners hereby finds that it is necessary to charge user fees to conduct District activities and services in the amounts described in the Schedule of Fees attached hereto and made a part hereof as Exhibit A. The Non-Ambulance Schedule of Fees attached hereto and made a part hereof as Exhibit A is hereby adopted as the Schedule of Fees for the District on all matters described in the said Non-Ambulance Schedule of Fees.

SECTION FOUR. LIENS IN FAVOR OF THE DISTRICT.

As authorized by § 191.009(3)(e), Florida Statutes, the District shall have a lien upon any real property, motor vehicle, marine vessel, aircraft, or railcar for any charge assessed under § 191.009(3), Florida Statutes, including the charges described in the Non-Ambulance Schedule of Fees attached hereto as Exhibit A.

SECTION FIVE. RESCISSION OF ALL RESOLUTIONS IN CONFLICT.

The Board of Commissioners hereby rescinds all prior Resolutions and other official action of the Board of Commissioners to the extent of any conflict with any part of this Resolution or the contents of Exhibit A attached hereto. In particular, the Board of Commissioners hereby rescinds any prior adopted fees of the District to the extent of any conflict with any part of the Non-Ambulance Schedule of Fees attached hereto and made a part hereof as Exhibit A.

SECTION SIX. SEVERABILITY.

If any section, subsection, sentence, clause, or other provision of this Resolution is held invalid, unconstitutional, inoperative, or void by a court of competent jurisdiction, such portion will be deemed a separate provision, and such holding shall not affect the remainder of this Resolution or of the Non-Ambulance Schedule of Fees attached hereto and made a part hereof as Exhibit A. The Board of Commissioners further declares its intent that this Resolution would have been adopted even if such invalid or unconstitutional provision was not included herein.

SECTION SEVEN. SCRIVENER'S ERRORS.

The Board of Commissioners intends that all sections of this Resolution and of the Non-Ambulance Schedule of Fees, attached hereto and made a part hereof as Exhibit A, which contain typographical errors that do not affect the intent of this Resolution or the Schedule of Fees attached hereto as Exhibit A can be administratively corrected by the authorization of the District's Fire Chief, or his designee, without the requirement of having the corrected Resolution having to be adopted by the Board of Commissioners.

SECTION EIGHT. CONSTRUCTION AND EFFECTIVE DATE.

This Resolution shall be liberally construed to effect the purposes hereof and shall take effect immediately upon August 1, 2023.

THE FOREGOING RESOLUTION WAS OFFERED BY COMMISSIONER Carter WHO MOVED THE RESOLUTION'S ADOPTION. THE MOTION WAS SECONDED BY COMMISSIONER Bennett AND, UPON BEING PUT TO A VOTE, THE VOTE WAS AS FOLLOWS:

Commissioner Melissa Barry	<u>Aye MB</u>
Commissioner Robert Bennett	<u>Aye RSB</u>
Commissioner Linda Carter	<u>Aye CRE</u>
Commissioner Debra Cooper	<u>Aye DC</u>
Commissioner Lucia Sherman	<u>Aye LS</u>

Duly passed and adopted on this 25th day of July, 2023.

BOARD OF COMMISSIONERS OF THE
LEHIGH ACRES FIRE CONTROL AND
RESCUE DISTRICT

By: Debra E. Cooper

Debra Cooper , Chair

Attest: Melissa Barry

Melissa Barry , Secretary

Exhibit A Non-Ambulance Schedule of User Fees

SECTION A. FIRE PLAN REVIEW FEES

The below described fees apply to all fire plan review for all construction/developments. Fire plan review fees shall include the review of the initial submittal and one (1) additional resubmittal, unless noted otherwise. Fire review fees are separate from inspection fees. The Fire Plan Review Fees are as follows:

1. The fire plan review fee for new construction, renovations, remodels, and/or modifications to existing buildings and parcels/properties shall be \$150.00 for structures up to and including 10,000 square feet or \$0.015 per square feet for all building square footage over 10,000 square feet. In all cases the minimum fee shall be a minimum \$150.00. Includes the first and a second submittal.
2. Development order fire review fees are as follows:
 - a) minimal fire review fee shall be \$150.00. For building square footage exceeding 10,000 square feet, the review fee will be based upon \$0.015 per square feet. In all cases the minimum fee shall be \$150.00.
 - b) Where no building(s) are included within the development order, the fire review fee will be \$75 for five or less acres, from 5.01 to 25 acres, \$150 and for 25.01 and larger, \$300.
 - c) Fire review fee for development order associated with a planned residential community, up to 20 acres - \$150. Each additional acre or fraction thereof \$5.
3. Life Safety Plan or Emergency Action Plan Element review. \$100 for initial review. \$50 per review thereafter. Existing facility annual review, 1st review – no charge. Each subsequent review is \$50 per review.
4. Upon request and after fire plan review of items submitted for review and approval, review of alternative methods and materials to the current provisions of the Florida Uniform Fire Code and/or the Florida Fire Prevention Code, \$200 initial fee, up to five (5) hours. These fees are separate and may be additional to the original review fees, based upon the additional time required to review and research methods and materials proposed. Includes the first and a second submittal.
5. Fire review fee for fence, tent, awnings, or similar permitted projects requiring staff review time of 0.5 hour or less: \$75
6. Fire review fee for each revision(s) \$75.
7. Fire review fees for each additional resubmittals (beyond the original submittal and one resubmittal): \$75 for each subsequent fire review.
8. Project applicants, groups, organizations, and/or submitting parties with outstanding fees for this and any other project shall be required to pay all outstanding fees in addition to any new review fees at time of project submittal and prior to receiving additional fire plan review or inspections from fire district staff.

SECTION B. INSPECTION FEES

Inspection Fees apply to the new/existing properties, structures, vehicles, construction, renovation and/or modification, of new and existing facilities, structures, occupancies, uses, etc. Inspection fees do not include the fire review fees or other fees for fire watch or fire district standby by units and staff.

Inspection Type	Fee
New change of occupancy / tenant inspection	
Less than 3,000 square feet	\$75
3,001 to 10,000 square feet	\$100
10,001 to 25,000 square feet	\$125
25,001 to 50,000 square feet	\$150
50,001 to 100,000 square feet	\$200
100,001 square feet or larger	\$250
Fire hydrant flow test (to determine fire flow).....	\$75
Fire hydrant flow test – dry hydrant	\$300
Fire main underground and flush	\$200
Fireworks display/aerial show.....	\$300
(also requires fire district staff on standby with response units, as assigned by Chief. Additional fees apply for response units and staff, see requirements in Section G)	
Indoor pyrotechnics inspection.. (does not include any fees for fire watch or crowd managers).....	\$150
Tent (each location and tent / larger than 900 sq ft)	\$75
Tent with retail/wholesale fireworks . (each tent larger than 900 sq ft)... per inspection >>>>>>.....	\$100
New construction – tenant buildout / renovation (minimum \$115.00, per square ft).....	\$0.05
Underground and/or aboveground tank(s)...(per tank, includes associated piping).....	\$300
Flammable/combustible liquid/gas pipe	\$250
Standpipe system (per riser)	\$250
Fire sprinkler (base fee, per riser)	\$200
Fire sprinkler(per head).....	\$1.00
Fire pump flow / acceptance(per test).....	\$200
Fixed fire suppression system ... (per system).....	\$150
Commercial hood exhaust system (per hood).....	\$200
Fire alarm system (base fee).....	\$150
Fire alarm system (per device additional)	\$1.50
Central station acceptance test...(As a separate inspection).....	\$75
Flammable/combustible liquid spray booth (per booth)	\$200
Complaint inspection. No charge for first site inspection. Each additional inspection	\$75
Special event fees.....(additional fees noted below will apply).....	\$250
1. Vendor booths or tents (larger than 900 sq ft) each.....	\$25
2. Food concession (tent, trailer, motorized vehicle) each.....	\$50
Smoke control system (per test).....	\$150

Periodic existing occupancy inspections (no charge for first complete visit/inspection. Second visit/ inspection \$50. All subsequent inspections are noted as follows (third and subsequent as noted):

1. 0-3,000 sq ft	\$100
Each subsequent inspection/site visit	\$100
2. 3,001-10,000 sq ft	\$125
Each subsequent inspection/site visit	\$150
3. 10,001 -20,000 sq ft – Third inspection	\$175
Each subsequent inspection/site visit	\$200
4. 20,001 – 50,000 sq ft – Third inspection	\$250
Each subsequent inspection/site visit	\$300
5. 50,001 -100,000 sq ft – Third inspection	\$350
Each subsequent inspection/site visit	\$400
6. 100,001 and larger structures – Third inspection	\$450
Each subsequent inspection/site visit	\$500
7. Open land (storage) or emergency vehicle access inspections.. (includes HOA's)	\$100
Each subsequent inspection/site visit	\$125
8. Mobile food vendor (truck, trailer, RV, and any motorized vehicle serving food or providing services requiring an inspection ... (valid for a period of one year from approved inspection).....	\$75
Second and each subsequent inspection/site review.....	\$100
Healthcare Facility (hospital, nursing home, hospice).....	\$200.00
Fence and awning inspections	\$75.00
Inspection not otherwise noted herein	<u>\$175.00</u>
Re-inspections of permitted work (review of same deficiencies)	
1. First reinspection.....	\$50
2. Second reinspection	\$75
3. Third reinspection	\$100
4. Fourth reinspection	\$150
5. Fifth and each subsequent reinspection	\$200

SECTION C. FALSE ALARM FEES

The following fees shall be charged for false fire and/or medical alarms occurring within the District.

1. **False Alarms at 1 + 2 Family Dwellings**
 - a) 1st and 2nd False Alarm \$0
 - b) 3rd False Alarm \$25.00
 - c) 4th False Alarm \$50.00
 - d) 5th False Alarm \$75.00
 - e) 6th False Alarm and each additional response \$100.00

2. **False Alarms at Commercial Properties and includes Multi-Family Structures**
 - a) 1st and 2nd False Alarm..... \$0
 - b) 3rd False Alarm \$50.00
 - c) 4th False Alarm \$100.00
 - d) 5th False Alarm \$200.00
 - e) 6th False Alarm and each additional response \$450.00
The 6th and each successive false alarm activation will require a follow up inspection from the Life Safety Division and will be assessed with a required inspection. This fee will be based upon a similar inspection fee for a fire alarm system as noted within Section B and is included within this category.

3. The referenced false alarm fees are based on false alarms incident responses on a per property/parcel basis during each calendar year. False alarms occurrences shall begin/renew January 1st of each calendar year. Where a structure or property title has been sold or transferred from one party to another (as recorded in the Lee County Clerk's public records), the date of transfer will start the period over to "0" responses for the calendar year. All previous fees assessed for nuisance alarms will continue to exist until paid in full.

4. False alarms will include the following type of dispatched incident type responses:
 - a) Malicious, mischievous, malfunctioning, or activation with no fire of a fire or smoke detector, heat detector, carbon dioxide or medical alarm system and/or component.
 - b) Extinguishing system sensor activation, no fire.
 - c) Fire sprinkler system sensor (water flow, tamper switch, or supervisory condition), with no fire.
 - d) Fire alarm system activation due to testing without prior central station notification to place system in "test".
 - e) System activation as a result of a power surge.
 - f) System activation as a malicious or deliberate act.
 - g) Improperly located detection devices in relation to cooking equipment, ventilation equipment, and/or steam producing areas within building.
 - h) Failure to provide tamper devices to pull stations with more than two malicious activations during the life of building.
 - i) Medical alarm where alarm condition is from accidental activation or malfunction of system/equipment.

5. These fees do not include alarm activations and/or accrue fees as a result of:
 - a) Direct damage from a weather related event in the last 24 hours (lightning, storm damage, etc.).
 - b) A request of property management to evaluate a sounding device; not called in as a fire or medical alarm condition.

- c) A malfunction where the defective equipment was evaluated and repaired within 72 hours by an alarm technician. It is the responsibility of the occupant, manager, and/or property owner to forward a copy of the written repair invoice or summary sheet to validate repair to LAFCRD.
 - d) System activation from cooking with no visible smoke conditions present. Not valid for multiple cooking events (more than two in a calendar year).
6. Where a commercial or multi-family residential fire alarm system is found defective by fire district staff, a fire inspector will provide a notice to repair. All reinspections to mitigate/repair the defective condition will require a \$50 reinspection fee with a frequency of reinspections between 14-21 days from the previous visit.
7. For the purposes of fees assessed, these incidents may be classified with the following incident types:
- a) 622 – Nothing Found (Response to a medical alarm condition)
 - b) 710 – Malicious, mischievous false alarm, other.
 - c) 711 – Municipal alarm system, malicious alarm.
 - d) 713 – Telephone, malicious false alarm.
 - e) 714 – Central station, malicious false alarm.
 - f) 715 – Local alarm system, malicious false alarm.
 - g) 730 – System or detector malfunction, other.
 - h) 731 – Sprinkler activation due to failure or malfunction of sprinkler system (no fire present).
 - i) 732 – Extinguishing system activation due to malfunction.
 - j) 733 – Smoke detector activation due to malfunction.
 - k) 734 – Heat detector activation due to a malfunction.
 - l) 735 – Alarm system activation due to a malfunction.
 - m) 736 – Carbon Monoxide detector activation due to malfunction.
 - n) 740 – Unintentional transmission of alarm, other.
 - o) 7401 – Unintentional activation of medical alarm system.
 - p) 7402 – Unintentional activation of fire alarm system.
 - q) 741 – Sprinkler system activation (no fire), unintentional.
 - r) 742 – Extinguishing system activation.
 - s) 743 – Smoke detector activation (no fire), unintentional.
 - t) 744 – Detector activation, (no fire), unintentional.
 - u) 745 – Alarm system activation (no fire), unintentional.
 - v) 746 – Carbon monoxide detector activation (no carbon monoxide detected – 0 value of sensor).
 - w) 751 – Biological hazard, malicious false report.

SECTION D. RESPONSE TO ILLEGAL AND/OR UNAUTHORIZED BURNING.

1. Where the fire district responds to recreational, horticultural, agricultural, sivicultural, and/or any other type outside fire and that fire is found to be in non-compliance with current Florida, Lee County, and/or Lehigh Acres Fire Control and Rescue District (LAFCRD) Laws/Rules/Codes, the district will assess response fees based upon resources and district staff responding. This includes fires that have been intentionally ignited and/or escape the confines or a permitted fire in violation of Florida or Lee County law(s)/rules/codes. Fees will be assigned to either the responsible person found on scene (or legal guardian) or forwarded to the property owner, as listed by current public records.
2. The District reserves the right to respond fire response units and staff based upon dispatch (caller) information, current fire danger to the community, a scene size up by first arriving unit and/or incident commander and/or District policies and guidelines.
3. Response to the following incident types shall be based upon a tier of response fees and the amount of responses to the property or from the responsible party for similar incidents;
 - a) Unauthorized burning. Includes fires that do not comply with the State of Florida, Lee County, or Lehigh Acres Fire Control and Rescue District laws, regulations, codes, and/or burning requirements at the time of response and/or investigation.
 - b) Attempt to burn. Includes situations in which incendiary devices fail to function.
 - c) Threat to burn. Includes verbal threats and persons threatening to set themselves or property on fire.

First occurrence. Fire contained to burn container.....	No Charge
Second occurrence or site visit.....	\$100.00
Third occurrence	\$200.00
Each successive after the third occurrence.....	\$300.00

4. Where a fire escapes the confinement of the burning pit or container or exceeds two hours in duration of on scene extinguishment and/or investigation, the property owner will be assessed the following fees based upon current FEMA equipment rates:
 - a) Engine (Per hour charge – Does not include staff time
 - b) Ladder Truck – Per hour charge – Does not include staff time
 - c) Brush Truck – Per hour charge – Does not include staff time
 - d) Water Tender – Per hour charge – Does not include staff time
 - e) Ambulance – Per hour charge – Does not include staff time
 - f) Response/Staff Vehicle – Per hour charge – Does not include staff time
 - g) Hourly Rate of Staff – Per district staff member
 - h) Administrative fee to process invoices \$30.00
5. For the purposes of fees assessed, illegal or unauthorized fires may also be classified with the following incident types:
 - d) 117 – Commercial compactor fire, confined to contents of compactor.
 - e) 118 – Trash or rubbish fire in a structure, with no flame damage to structure or contents.
 - f) 140 – Natural vegetation fire other.
 - g) 141 – Forest, woods, or wildland fire.
 - h) 142 – Brush or brush-and-grass mixture fire.
 - i) 143 – Grass fire.
 - j) 150 – Outside rubbish fire, other.
 - k) 151 – Outside rubbish, trash, or waste fire.
 - l) 154 – Dumpster or other outside trash receptacle fire
 - m) 161 – Outside storage fire on residential or commercial/industrial property.
 - n) 500 – Service call, other
 - o) 561 – Unauthorized burning.

SECTION E. FEES - RESPONSE TO INCENDIARY FIRES

1. Fees for the extinguishment and investigation of all incendiary fires will be assessed the following fees based upon current FEMA equipment rates:
 - a) Engine (Per hour charge – Does not include staff time
 - b) Ladder Truck – Per hour charge – Does not include staff time
 - c) Brush Truck – Per hour charge – Does not include staff time
 - d) Water Tender – Per hour charge – Does not include staff time
 - e) Ambulance – Per hour charge – Does not include staff time
 - f) Response/Staff Vehicle – Per hour charge – Does not include staff time
 - g) Hourly Rate of Staff – Per district staff member
 - h) Administrative fee to process invoices \$30.00

2. Where a fire was caused by a juvenile(s), the suppression costs shall be assessed to the parent/guardian of the juvenile(s). Where more than one juvenile was found to be a participant of the fire ignition, the costs for the suppression/investigation shall be split equally to all parties involved.

3. Fees shall be assessed to incidents where district staff respond and take action to contain, extinguish, or cause to be extinguished incendiary fires as noted below:
 - a) Any fire resulting from use of fireworks.
 - b) A fire that meets the definition of arson or criminal mischief as defined by Florida Statute 806.01, 806.111, 806.13 or other Florida Law.
 - c) Any fire resulting from an unauthorized or illegal burn that escapes the boundaries or containment of the fire or spreads to another parcel or piece of property (motor vehicle and/or parcel of land).
 - d) A fire that develops as a result of juvenile fire-play or an unsupervised fire created by juvenile(s).

4. For the purposes of fees assessed, these incidents may be classified with the following incident types:
 - a) 100 – Fire, other.
 - b) 111 – Building fire.
 - c) 112 – Fire in structure, other than in a building.
 - d) 117 – Commercial compactor fire, confined to contents of compactor.
 - e) 118 – Trash or rubbish fire in a structure, with no flame damage to structure or its contents.
 - f) 120 – Fire in mobile property used as fixed structure, other.
 - g) 121 – Fire in mobile home used as a fixed residence.
 - h) 122 – Fire in motor home, camper, or recreational vehicle when used as a structure.
 - i) 123 – Fire in portable building, when used at a fixed location.
 - j) 130 – Mobile property (vehicle) fire, other.
 - k) 131 – Passenger vehicle fire.
 - l) 132 – Road freight or transport vehicle fire.
 - m) 133 – Rail vehicle fire.
 - n) 134 – Water vehicle fire.
 - o) 135 – Aircraft fire.
 - p) 136 – Self-propelled motor home or recreational vehicle fire.
 - q) 137 – Camper or recreational vehicle (RV) fire, not self propelled.
 - r) 138 – Off-road vehicle or heavy equipment fire.
 - s) 140 – Natural vegetation fire, other.
 - t) 141 – Forest, woods, or wildland fire.
 - u) 142 – Brush or brush-and-grass mixture fire.
 - v) 143 – Grass fire.
 - w) 152 – Garbage dump or sanitary landfill fire.
 - x) 153 – Construction or demolition landfill fire.
 - y) 155 – Outside stationary compactor or compacted trash fire.
 - z) 160 – Special outside fire, other.

- aa) 161 – Outside storage fire on residential or commercial/industrial property, not rubbish.
- bb) 162 – Outside equipment fire.
- cc) 163 – Outside gas or vapor combustion explosion without sustained fire.
- dd) 164 – Outside mailbox fire.
- ee) 170 – Cultivated vegetation crop, other.
- ff) 171 – Cultivated grain or crop fire.
- gg) 172 – Cultivated orchard or vineyard fire.
- hh) 173 – Cultivated trees or nursery stock fire.
- ii) 240 – Explosion (no fire) other.
- jj) 241 – Munitions or bomb explosion (no fire).
- kk) 242 – Blasting agent explosion (no fire).
- ll) 243 – Fireworks explosion (no fire).
- mm) 551 – Assist police or other governmental agency.
- nn) 552 – Police matter.
- oo) 553 – Public service.

SECTION F. RECOVERY FEES – RESPONSE OR ASSISTING OR MITIGATING HAZARDOUS INCIDENTS OR ENVIRONMENTAL EMERGENCIES

1. Incident response to environmental emergencies (fuel/chemical spills / fires) or hazardous incidents (as defined below) will result in the costs from the district staff and district equipment being utilized to respond, mitigate, and/or contain the event being assessed against the responsible party. Any District equipment damaged/ contaminated/ rendered inoperable during the incident response, containment, and/or mitigation shall be assessed to the incident at the current repair and/or replacement costs.
2. Any District equipment provided on a District response will be assessed using the current *FEMA Schedule of Equipment Rates*. These may include, but are not limited to:
 - a) Engine (Per hour charge – Does not include staff time
 - b) Ladder Truck – Per hour charge – Does not include staff time
 - c) Brush Truck – Per hour charge – Does not include staff time
 - d) Water Tender – Per hour charge – Does not include staff time
 - e) Ambulance – Per hour charge – Does not include staff time
 - f) Response/Staff Vehicle – Per hour charge – Does not include staff time
 - g) Hourly Rate of Staff – Per district staff member
 - h) Administrative fee to process invoices \$30.00
3. Any District supplies used to respond to, contain, mitigate and/or are otherwise rendered unusable and used for the incident shall be included in the final invoice of charges/ fees, at the replacement cost to the district.
4. For the purposes of fees assessed, these incidents may be classified with the following incident types:
 - a) 100 – Fire, other.
 - b) 111 – Building fire.
 - c) 112 – Fire in structure, other than in a building.
 - d) 117 – Commercial compactor fire, confined to contents of compactor.
 - e) 118 – Trash or rubbish fire in a structure, with no flame damage to structure or its contents.
 - f) 120 – Fire in mobile property used as fixed structure, other.
 - g) 121 – Fire in mobile home used as a fixed residence.
 - h) 122 – Fire in motor home, camper, or recreational vehicle when used as a structure.
 - i) 123 – Fire in portable building, when used at a fixed location.
 - j) 130 – Mobile property (vehicle) fire, other.
 - k) 131 – Passenger vehicle fire.
 - l) 132 – Road freight or transport vehicle fire.
 - m) 133 – Rail vehicle fire.
 - n) 134 – Water vehicle fire.
 - o) 135 – Aircraft fire.
 - p) 136 – Self-propelled motor home or recreational vehicle fire.
 - q) 137 – Camper or recreational vehicle (RV) fire, not self propelled.
 - r) 138 – Off-road vehicle or heavy equipment fire.
 - s) 140 – Natural vegetation fire, other.
 - t) 141 – Forest, woods, or wildland fire.
 - u) 142 – Brush or brush-and-grass mixture fire.
 - v) 143 – Grass fire.
 - w) 152 – Garbage dump or sanitary landfill fire.
 - x) 153 – Construction or demolition landfill fire.
 - y) 155 – Outside stationary compactor or compacted trash fire.
 - z) 160 – Special outside fire, other.
 - aa) 161 – Outside storage fire on residential or commercial/industrial property, not rubbish.
 - bb) 162 – Outside equipment fire.

- cc) 163 – Outside gas or vapor combustion explosion without sustained fire.
- dd) 164 – Outside mailbox fire.
- ee) 170 – Cultivated vegetation crop, other.
- ff) 171 – Cultivated grain or crop fire.
- gg) 172 – Cultivated orchard or vineyard fire.
- hh) 173 – Cultivated trees or nursery stock fire.
- ii) 240 – Explosion (no fire) other.
- jj) 241 – Munitions or bomb explosion (no fire).
- kk) 242 – Blasting agent explosion (no fire).
- ll) 243 – Fireworks explosion (no fire).
- mm) 551 – Assist police or other governmental agency.
- nn) 552 – Police matter.
- oo) 553 – Public service.
- pp) 400 – Hazardous condition (no fire), other.
- qq) 410 – Combustible and flammable gas or liquid spill or leak, other.
- rr) 411 – Gasoline or other flammable liquid spill.
- ss) 412 – Gas leak (natural or propane).
- tt) 413 – Oil or combustible liquid spill.
- uu) 420 – Toxic chemical condition, other.
- vv) 421 – Chemical hazard (no spill or leak).
- ww) 422 – Chemical spill or leak.
- xx) 423 – Refrigeration leak (includes ammonia).
- yy) 424 – Carbon monoxide incident.
- zz) 430 – Radioactive condition, other.
- aaa) 431 – Radiation leak, radioactive material.
- bbb) 451 – Biological hazard, confirmed or suspected.
- ccc) 461 – Building or structure weakened or collapsed (no fire).

SECTION G.

MISCELLANEOUS NOTES

1. Fees related to fire and life safety inspections and plan review services:
 - a) All fees must be paid in full prior to the first inspection, and/or the first re-submittal of plans.
 - b) All outstanding fees associated with the project must be paid in full prior to additional services being provided.
 - c) Inspections included in the stated fees will be as noted in the invoice and/or letter.
 - d) Delinquency in paying fees may result in additional inspection services being suspended until fees have been paid in full.
 - e) Where fees invoiced to a contractor, designer, architect, engineer, individual(s), applicant, or associate construction businesses remain unpaid, additional services may be suspended until delinquent fees are paid in full.

2. All non-inspection type fees shall be due and payable upon being invoiced and shall be paid within thirty (30) days of the invoice date. All fees due must be paid in full by responsible party. Delinquent fees may result in inspection and other services being delayed until payment has been received, regardless of project or party involved.

3. The fees for utilization of fire suppression, emergency rescue, and District vehicles and equipment shall be based upon the most current version of *FEMA's Schedule of Equipment Rates*.

4. Where a Lee County Special Event Permit is expected to generate a crowd of 1000 or more persons and where Lee County has not reviewed and commented on the application for EMS coverage, each event will be required to secure a minimum of one paramedic, one EMT and one ambulance, licensed within Lee County and the State of Florida to provide Advanced Life Support Services by Lee County or the Lehigh Acres Fire Control and Rescue District. The Fire Chief may require additional units, based upon the expected crowd size of the event. Fees for additional resource(s) will be based upon the current *FEMA Schedule of Equipment Rates*. Crowd Managers shall be provided in accordance with ratios of crowd size/ staff. Where the District provides or compliments the staff needed to provide crowd manager(s), firefighter(s) EMT(s), and/or Paramedic(s), each person provided by the District shall require a fee of \$70 per hour, to be paid in advance of the event.

5. In accordance with Florida Statutes – Chapter 215.322, Acceptance of credit cards, charge cards, or debit cards by state agencies, units of local government, and the judicial branch, through this Resolution, the District has adopted a convenience fee, to offset the cost to the District for the customer to use a credit card or debit card. The convenience fee will be as follows per transaction:
 - a) For charges up to and including \$25.00 \$1.00
 - b) For charges from \$25.01 to \$50.00 \$2.00
 - c) For charges from \$50.01 to \$75.00 \$3.00
 - d) For charges over \$75.01, 3.5% of the amount charged.....

6. For all fees and those not specifically noted otherwise:
 - a) An invoice will be mailed out to the property owner of record and/or person(s) responsible for incident. It shall be the responsibility of the responsible party to make any/and all applicable claims to insurance carriers/providers for any fees assessed by the District.
 - b) Failure to pay fees within 60 days may result in a lien being placed upon the property.
 - c) Where a lien is not sufficient or satisfactory to secure the interest of the District in recovering outstanding fees due, the District may utilize the services of a Collection Agency to recovery delinquent fees, based upon current District policies.
 - d) Arrangements with the responsible party can be made in advance with the district, to provide for a schedule to reimburse the District or to pay the schedule of fees noted in the invoice for the incident and may be approved by the Chief of the District, in the Chief's sole discretion.

7. Notwithstanding anything else contained herein to the contrary, the District reserves the right to lien real property or process unpaid/uncollected fees authorized by Florida law.
8. Where the schedule of User Fees notes fees based upon time, fees will be calculated based upon time noted on the Lehigh Acres Fire Control and Rescue District's incident report in minimal rounded increments of 15 minute periods.
9. Where staff time is noted in an hourly rate elsewhere within this document, the hourly rate will include the total employee costs to the District averaged into an hourly rate for the employee.
10. Notwithstanding anything contained herein to the contrary in the District's sole discretion, the District is hereby authorized to charge either the fees described in this Schedule of Fees or the fees described by FEMA in any current *FEMA Schedule of Equipment Rates*.
11. Where staff time is required to provide training (first aid, fire prevention, juvenile fire setter, etc..) where the district staff is within an off-duty period, the responsible party shall reimburse the district for the costs associated with the training or educational session.
 - a) Juvenile fire setter type course with overtime or off-duty staff = minimum of 2 hours at \$35 per hour.
 - b) All other training shall be based upon the actual cost to the district.
12. Standby fees for firefighters and fire inspectors shall be \$50 per hour, per employee. Standby fees may include incident/events that require a firewatch, units on standby and ready to respond to fireworks fallout from a planned event, and special events not otherwise noted within this resolution. These fees will be in addition to any other applicable fee.
13. Inspection / Plan Review Refunds. Where a refund is requested for a fire inspection and/or fire plan review, no refunds will be provided where:
 - a) No refunds will be given if work has commenced.
 - b) No refunds will be given if the Lee County permit has expired.
 - c) No refunds will be given on any plan review fee(s).
 - d) No refunds will be given on projects of \$50.00 or less, unless generated in error by the fire district.
 - e) Where not otherwise noted above, refunds of inspection fees will limited to 50 percent of the inspection fee.A processing fee of \$30 may be deducted to recover staff time in processing the request for the inspection and then the cancellation and refund of fees. All request for a refund must be in writing with all relevant information associated with the project (invoice number, amount, permit number, applicant, name of project).
14. Any request to waive any fees outlined in accordance with this Schedule of Non-Ambulance User Fees must be made in writing and contain a copy of all invoice and an explanation why fees are requested to be waived. To be placed on the agenda for Board consideration, the written request must be received by the Fire Chief, or their designee at least 21 days before the Board meeting. Where the written request has been validated by district administrative staff, the requestor will receive written notice of the date, time, and location where the Board will hear the appeal to waive the fees. The requestor must appear in person at the Board meeting for the Board to grant the appeal.

SECTION H. MISCELLANEOUS ADMINISTRATIVE FEES

Faxing fees \$1.00 per page

If the nature or volume of public records requested to be inspected or copied pursuant to FS 119.07 is such as to require extensive use of information technology resources or extensive clerical or supervisory assistance by personnel of the fire district, the fire district may charge, in addition to the actual cost of duplication, a special service charge, which shall be reasonable and shall be based on the cost incurred for such extensive use of information technology resources or the labor cost of the personnel providing the service that is actually incurred by the fire district or attributable to the fire district for the clerical and supervisory assistance required, or both. The person requesting the extensive services shall be advised of hourly rates and estimate in time. Fee to be determined

Reproduction fees for other copies

Note: The Lehigh Acres Fire Control and Rescue District shall not utilize any outside electronic media devices for reproduction purposes (CD's, USB drives, etc.,). Where an electronic copy is requested, all electronic media device items shall originate from the District or be approved in advance by the Chief of the District. Any and all associated costs with the electronic media device shall be included in the copying estimate and shall be paid prior to receiving the electronic media storage device/item.

Black and White 11 x 17.....	\$\$.50 per copy/per page
Black and White 8.5 x 14.....(one sided).....	\$.15 per copy/per page
Black and White 8.5 up to 14...(two side).....	\$0.20 per copy/per page
Official, signed copies, resolutions, fire reports, etc. – Certified copy(ies).. per copy	\$1.00 per copy/page
For all other copies, the actual cost of duplication of the public record.	Fee to be determined
USB 2GB or 4BG drive (electronic media device)	\$10.00
Cancelled or Returned Check Fee	\$25.00
Certificates for Public Training Course	\$5.00 Ea Copy
American Heart Heartsaver CPR/AED Course ...(per person)	\$25.00
American Heart Pediatric Heartsaver CPR/AED Course ..(per person)	\$25.00
American Heart Heartsaver CPR First Aid Course	\$75.00
American Heart First Aid Course	\$50.00
American Heart BLS for Healthcare Provider Course	\$75.00
American Heart Advanced Cardiac Life Support Course (Initial)	\$180.00
American Heart Advanced Cardiac Life Support Course (Renewal)	\$130.00
American Heart Pediatric Advanced Life Support Course (Initial)	\$180.00
American Heart Pediatric Advanced Life Support Course (Renewal)	\$130.00
Crowd Manager Course (Min 10 Participants – Per student cost)	\$40.00
Written Protection Classification Rating Determination (office determination)	\$10.00
Written Protection Classification Rating Determination (field inspection)	\$45.00

