ORDINANCE NO. _____

AN ORDINANCE OF THE NAPA COUNTY BOARD OF SUPERVISORS, STATE OF CALIFORNIA, AMENDING CHAPTER 5.52 OF THE NAPA COUNTY CODE REGARDING WEIGHING OR MEASURING DEVICE REGISTRATION

The Board of Supervisors of the County of Napa ordains as follows:

SECTION 1. Section 5.52.040 (Annual Registration fee) of Chapter 5.52 (Weighing and Measuring Device Registration) of the Napa County Code is amended into read in full as follows:

5.52.040 Annual Device Registration Fee.

A. Weights and Measures Device Registration Fees. The annual registration fees are adopted pursuant to and under the authority of Business and Professions Code Section 12240, as amended from time to time. The fees for Weighing and Measuring Device Registration shall be assessed at the maximum amount authorized in Section 12240 of the Business and Professions Code.

B. Point of Sale Systems Fees. The point-of-sale system device fees are adopted pursuant to and under the authority of Business and Professions Code Section 13350. The point-of-sale system device fees are based on the number of point-of-sale registers at a single business location as set forth in Table A.

Table A
(Point-of-Sale Systems)

Device	Fee Authority	Fee Amount
Point-of-sale systems with 1—3 point-of-sale registers	B&P Section 13350(d)	252.00
Point-of-sale systems with 4—9 point-of-sale registers	B&P Section 13350(d)	360.00
Point-of-sale systems with 10 or more point-of-sale registers	B&P Section 13350(d)	432.00

C. Exemptions: Business location fees will be waived for a county certified producer who uses weighing and measuring devices solely in conjunction with sales at a county certified farmer's market.

SECTION 2. Section 5.52.060 (Testing and re-inspection fees) of Chapter 5.52 (Weighing and Measuring Device Registration) of the Napa County Code is amended in its entirety to read in full as follows:

5.52.060 Testing and re-inspection fees.

A. Re-inspection. Inspections performed after the initial prescribed inspection shall be at the Sealer's hourly rate as established by the Board of Supervisors.

B. Commercial Instruments. At the request of the owner or user of a weighing or measuring device, or POS system used for commercial purposes, the Sealer may inspect and test the device. The fee for such inspection and testing shall be at the Sealer's hourly rate as established by the Board of Supervisors.

C. Upon the written request of any person, the Sealer may calibrate, test, weigh, or measure and certify to the accuracy of, noncommercial weights and measures and weighing and measuring devices, and instruments, tools, and accessories connected therewith. The fee for such inspection and testing shall be at the Sealer's hourly rate as established by the Board of Supervisors.

SECTION 3. Pursuant to CEQA Guidelines Section 15273, CEQA does not apply to the establishment, modification, structuring, restructuring, or approval of fees which the agency finds are for the purpose of recovering or partially recovering operating expenses.

SECTION 4. If any section, subsection, sentence, clause, phrase or word of this ordinance is for any reason held to be invalid by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance. The Napa County Board of Supervisors hereby declares it would have passed and adopted this ordinance and each and all provisions hereof irrespective of the fact that any one or more of said provisions be declared invalid.

SECTION 5. This ordinance shall be effective thirty (30) days from and after the date of its passage.

SECTION 6. A summary of this ordinance shall be published at least once 5 days before adoption and at least once before the expiration of 15 days after its passage in the Napa Valley

Register, a newspaper of general circulation published in the County of Napa, together with the names of members voting for and against the same.

The foregoing ordinance was introduced and read at a regular meeting of the Napa County Board of Supervisors, State of California, held on the 6th day of May, 2025, and passed at a regular meeting of the Napa County Board of Supervisors, State of California, held on the ____ day of _____, 2025, by the following vote:

AYES: SUPERVISORS _____

_____

NOES: SUPERVISORS _____

ABSTAIN: SUPERVISORS _____

ABSENT: SUPERVISORS _____

NAPA COUNTY, a political subdivision of the State of California

_____
ANNE COTTRELL, Chair of the Board of Supervisors

APPROVED AS TO FORM Office of County Counsel	APPROVED BY THE NAPA COUNTY BOARD OF SUPERVISORS	ATTEST: NEHA HOSKINS Clerk of the Board of Supervisors
By: *Chris Apallas* Deputy County Counsel	Date: _____ Processed By:	By: _____
By: *McKayla McMahon* County Code Services	_____ Deputy Clerk of the Board	
Date: April 7, 2025		

I HEREBY CERTIFY THAT THE ORDINANCE ABOVE WAS POSTED IN THE OFFICE OF THE CLERK OF THE BOARD IN THE ADMINISTRATIVE BUILDING, 1195 THIRD STREET ROOM 310, NAPA, CALIFORNIA ON _____.

_____, DEPUTY
NEHA HOSKINS, CLERK OF THE BOARD