

1 RESOLUTION NO.

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A RESOLUTION OF THE CITY COUNCIL OF THE  
CITY OF LONG BEACH ESTABLISHING PROCESSING  
FEES TO BE CHARGED FOR REMOVAL OF ABANDONED,  
WRECKED, DISMANTLED, OR INOPERATIVE VEHICLES  
AND RESCINDING RESOLUTION NO. C-24686

9 WHEREAS, Section 10.46.130 of the Long Beach Municipal Code  
10 provides that processing fees for removal of abandoned, wrecked, dismantled or  
11 inoperative vehicles shall be established by resolution of the Long Beach City Council;

12 WHEREAS, on July 11, 1989, the City Council of the City of Long Beach  
13 adopted Resolution No. C-24686 establishing processing fees for removal of  
14 abandoned, wrecked, dismantled, or inoperative vehicles;

15 WHEREAS, it is necessary to maintain fees at a level sufficient to recover  
16 the City's cost of processing various administrative activities related to the removal of  
17 abandoned, wrecked, dismantled, or inoperative vehicles;

18 WHEREAS, the fees set forth in this resolution have not been revised  
19 since July 11, 1989;

20 NOW, THEREFORE, the City Council of the City of Long Beach resolves  
21 as follows:

22 Section 1. The processing fees for removal of abandoned, wrecked,  
23 dismantled, or inoperative vehicles are hereby fixed and established as follows:

24 PROCESSING FEES FOR VEHICLE REMOVAL

- |    |    |  |          |
|----|----|--|----------|
| 25 | 1. | Preparation of contract or interdepartmental service request | \$120.00 |
| 26 |    |  |          |
| 27 | 2. | Performance inspection                                       | \$120.00 |
| 28 | 3. | Billing costs  | \$ 60.00 |

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1           4.     Preparation of Lien                                 \$ 60.00  
                  (where bill is not paid in 30 days)  
2                                 (where bill is not paid in 30 days)

3           5.     Transfer of collection to Tax Collector             \$ 60.00  
                  (where bill is not paid by end of fiscal year)

4  
5                 Sec. 2. Resolution No. C-24686 is hereby rescinded.

6                 Sec. 3. The purpose of the fees herein imposed is to recover for the City  
7 its costs of administering and providing the service for which the fee is levied. Such fee  
8 or fees do not exceed the reasonable cost of providing services necessary to the  
9 activity for which the fee is charged and is not levied for unrelated revenue purposes.

10                Sec. 4. Constitutionality, Severability. If any section, subsection,  
11 sentence, clause or phrase of this Resolution is for any reason held to be invalid or  
12 unconstitutional by the decision of any court of competent jurisdiction, such decision  
13 shall not affect the validity of the remaining portions of the Resolution. The City Council  
14 hereby declares that it would have passed this Resolution and each section, sub-  
15 section, sentence, clause and phrase hereof, irrespective of the fact that any one or  
16 more of the sections, sub-sections, sentences, clauses or phrases hereof be declared  
17 invalid or unconstitutional. Additionally, the determination of an unconstitutional or  
18 invalid section, subsection, clause or phrase shall have the effect of reviving the prior  
19 section, subsection, sentence, clause, or phrase as previously set forth in Resolution  
20 No. C-24686, if by doing so the defect can be cured, as though it had never been  
21 amended by this Resolution.

22                Sec. 5. This resolution shall take effect immediately upon its adoption by  
23 the City Council, and the City Clerk shall certify to the vote adopting this resolution.

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I hereby certify that the foregoing resolution was adopted by the City Council of the City of Long Beach at its meeting of \_\_\_\_\_, 2005, by the following vote:

Ayes: Councilmembers: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Noes: Councilmembers: \_\_\_\_\_

\_\_\_\_\_

Absent: Councilmembers: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_  
City Clerk