

RESOLUTION NO. RES-14-0067

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3 A RESOLUTION OF THE CITY COUNCIL OF THE
4 CITY OF LONG BEACH AMENDING THE MASTER FEE
5 AND CHARGES SCHEDULE FOR INCREASING THE
6 STRONG MOTION INSTRUMENTATION AND SEISMIC
7 HAZARD MAPPING FEES PURSUANT TO SENATE BILL
8 861
9

10 WHEREAS, the City Council of the City of Long Beach ("City") is required,
11 pursuant to California Public Resources Code Section 2705, to collect a Strong Motion
12 Instrumentation and Seismic Hazard Mapping Fee; and

13 WHEREAS, Senate Bill 861 increased that fee effective July 1, 2014; and

14 WHEREAS, the City Council, at a duly noticed public hearing, took public
15 testimony and input regarding certain proposed new service fees and charges; and

16 WHEREAS, in accordance with Government Code Section 66016, at least
17 fourteen (14) days prior to the public hearing at which this Resolution is adopted, notice
18 of the time and place of the hearing was mailed to eligible interested parties who filed
19 written requests with the City for mailed notice of meetings regarding new fees or service
20 charges; and

21 WHEREAS, in accordance with the Government Code 66016, data
22 regarding the estimated cost of the services and the revenue sources anticipated to
23 provide the services was available for public review and comment for ten (10) days prior
24 to the public hearing at which this Resolution was adopted; and

25 WHEREAS, publication of the notice of public hearing was given in
26 accordance with the provisions of Government Code Section 6062a, ten (10) days in
27 advance of the public hearing at which the adoption of this Resolution was considered;

28 NOW, THEREFORE, the City Council of the City of Long Beach hereby

1 resolves as follows:

2 Section 1. The facts set forth in the Recitals of this Resolution are true
3 and correct and are hereby incorporated by reference herein as though set forth in full.

4 Section 2. The City Council hereby approves publication of the Amended
5 Strong Motion Instrumentation and Seismic Hazard Mapping Fee, as said fees are set
6 forth in Exhibit "A" which is attached hereto and incorporated herein by this reference,
7 increasing the Strong Motion Instrumentation and Seismic Hazard Mapping Fee collected
8 from applicants during building permit issuance based on the type and value of
9 construction at a rate established by state law.

10 Section 3. Said revised Master Fee and Charges Schedule is hereby
11 directed to be made available to the public for its use for informational purposes, and is
12 not intended as a re-adoption, modification, or amendment of any existing fee or charge
13 previously established by resolution, or any previously adopted fee resolution that is not
14 in conflict with the provisions of this Resolution.

15 Section 4. Adoption of the new fee set forth and described in this
16 Resolution, and in Exhibit "A" attached hereto, is intended to be remitted to the State and
17 to recover costs necessary to provide the services within the City for which the fees are
18 charged. In adopting the new fee set forth in this Resolution, the City Council of the City
19 of Long Beach is exercising its powers under Article XI, Section 7 of the California
20 Constitution.

21 Section 5. All requirements of California Government Code Sections
22 66000, et seq., are hereby found to have been satisfied.

23 Section 6. The fees and charges set forth in Exhibit "A" attached hereto,
24 are required to be collected by the City in accordance with California Public Resources
25 Code Section 2705 as amended by Senate Bill 861.

26 Section 7. The fee and charge adopted and all portions of this Resolution
27 are severable. Should the fee and charge or any portion of this Resolution be adjudged
28 to be invalid and unenforceable by a body of competent jurisdiction, then the remaining

1 fees and/or Resolution portions shall be, and continue to be, in full force and effect,
2 except as to those fees and/or Resolution portions that have been adjudged invalid. The
3 City Council of the City of Long Beach hereby declares that it would have adopted each
4 of the fees or charges and this Resolution and each section, subsection, clause,
5 sentence, phrase and other portion thereof, irrespective of the fact that one or more of
6 the service fees, charges or sections, subsections, clauses, sentences, phrases or other
7 portions of this Resolution may be held invalid or unconstitutional.

8 Section 8. All provisions of prior City Council ordinances and resolutions
9 establishing the Strong Motion Instrumentation and Seismic Hazard Mapping Fee are
10 hereby rescinded and repealed in part or in whole to the extent of any conflict between
11 said ordinances and resolutions and the provisions established by this Resolution.

12 Section 9. This resolution shall take effect immediately upon its adoption
13 by the City Council, and the City Clerk shall certify the vote adopting this resolution.

14 I hereby certify that the foregoing resolution was adopted by the City
15 Council of the City of Long Beach at its meeting of August 12, 2014, by the
16 following vote:

17
18 Ayes: Councilmembers: Gonzalez, Lowenthal, Price, Mungo,
19 Andrews, Uranga, Austin, Richardson.

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21
22 Noes: Councilmembers: None.

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24 Absent: Councilmembers: O'Donnell.


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28 _____
City Clerk

EXHIBIT A

List of Proposed Fee Adjustments for Fiscal Year 2014 (FY 14)

Fee Description (Fee)	Current Fee	Requested Fee	Per	Annual Revenue Change	Fund
Department: DEVELOPMENT SERVICES					
BUILDING					
PERMIT FEES					
Strong-Motion Instrumentation & Seismic Hazard Mapping Fee (1 to 3 Story Residential)	\$0.10 per each \$1,000 of valuation or fraction thereof with a minimum of \$0.50	\$0.13 per each \$1,000 of valuation or fraction thereof with a minimum of \$0.50	Application	\$250	Development Services
Strong-Motion Instrumentation & Seismic Hazard Mapping Fee (Over 3 Story Residential and all Commercial)	\$0.21 per each \$1,000 of valuation or fraction thereof with a minimum of \$0.50	\$0.28 per each \$1,000 of valuation or fraction thereof with a minimum of \$0.50	Application	\$500	Development Services
TOTAL DEVELOPMENT SERVICES				\$750	