

OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
411 West Ocean Boulevard, 9th Floor
Long Beach, CA 90802-4664

1 RESOLUTION NO. RES-22-0070

2
3 A RESOLUTION OF THE CITY COUNCIL OF THE
4 CITY OF LONG BEACH AMENDING THE MASTER FEE
5 AND CHARGES SCHEDULE FOR SPECIFIED CITY
6 SERVICES FOR THE CITY OF LONG BEACH - MID-YEAR
7 ADJUSTMENTS FOR FISCAL YEAR 2022

8
9 WHEREAS, the City Council of the City of Long Beach ("City") seeks to
10 establish service fees and charges to recover the full, lawfully recoverable costs incurred
11 by the City in providing services to those who request them by amending the Master Fee
12 and Charges Schedule for specified City services for the City of Long Beach; and

13 WHEREAS, it is the City's policy to set service fees and charges at full cost
14 recovery levels, except where a greater public benefit demonstrates the need to impose a
15 lesser fee or charge to the satisfaction of the City Council, or when it is not cost effective
16 to do so; and

17 WHEREAS, the City has conducted an extensive analysis of its services, the
18 costs reasonably borne by the City in providing those services, the beneficiaries of those
19 services, and the revenues produced by those paying service fees and charges for said
20 services; and

21 WHEREAS, the City Council, at a duly noticed public hearing, took public
22 testimony and input regarding certain proposed new or increased service fees and
23 charges; and

24 WHEREAS, California Government Code Section 66000, et. seq., authorizes
25 the City to adopt service fees and charges for municipal services, provided such fees do
26 not exceed the cost to the City of providing the service; and

27 WHEREAS, in accordance with the provisions of Government Code Section
28 66016, at least fourteen (14) days prior to the public hearing at which this Resolution is

1 adopted, notice of the time and place of the hearing was mailed to eligible interested parties
2 who filed written requests with the City for mailed notice of meetings regarding new or
3 increased fees or service charges; and

4 WHEREAS, in accordance with the provisions of the Government Code
5 66016, data regarding the estimated cost of the services and the revenue sources
6 anticipated to provide the services was available for public review and comment for ten
7 (10) days prior to the public hearing at which this Resolution was adopted; and

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

11 NOW, THEREFORE, the City Council of the City of Long Beach hereby
12 resolves as follows:

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

15 Section 2. The City Council hereby approves publication of the Master
16 Fee and Charges Schedule, as said fees are set forth in Exhibit "A", attached hereto and
17 incorporated herein by this reference, for specified City services for the City of Long Beach.

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

23 Section 4. The City Council hereby further adopts and approves the new,
24 increased, or adjusted fees and charges as set forth and described in Exhibit "A", attached
25 hereto, as though set forth in full, word for word. The fees and charges set forth in said
26 Exhibit "A" shall thereafter be incorporated into those fees and charges previously adopted
27 and approved by the City Council by Resolution and shall collectively be known as the
28 Master Fee and Charges Schedule of the City of Long Beach and may be made available

1 to the public for its information and review.

2 Section 5. Adoption of the new or increased service fees and charges set
3 forth and described in this Resolution for the specified City services, as shown in Exhibit
4 “A”, are intended to recover costs necessary to provide the services within the City for
5 which the fees are charged. In adopting the new or increased service fees and charges
6 set forth in this Resolution, the City Council of the City of Long Beach is exercising its
7 powers under Article XI, Section 7 of the California Constitution.

8 Section 6. All requirements of California Government Code Sections
9 66000, et seq., are hereby found to have been satisfied.

10 Section 7. The service fees and charges set forth in Exhibit “A” are
11 reasonable estimates of the costs incurred by the City in providing the services to those
12 who request them. The service fees and charges for such services are necessary to
13 recover the reasonable, estimated cost of providing such services.

14 Section 8. The service fees and charges adopted and all portions of this
15 Resolution are severable. Should any of the service fees or charges or any portion of this
16 Resolution be adjudged to be invalid and unenforceable by a body of competent
17 jurisdiction, then the remaining fees and/or Resolution portions shall be, and continue to
18 be, in full force and effect, except as to those fees and/or Resolution portions that have
19 been adjudged invalid. The City Council of the City of Long Beach hereby declares that it
20 would have adopted each of the service fees or charges and this Resolution and each
21 section, subsection, clause, sentence, phrase and other portion thereof, irrespective of the
22 fact that one or more of the service fees, charges or sections, subsections, clauses,
23 sentences, phrases or other portions of this Resolution may be held invalid or
24 unconstitutional.

25 Section 9. All provisions of prior City Council ordinances and resolutions
26 establishing fees are hereby rescinded and repealed in part or in whole to the extent of any
27 conflict between said ordinances and resolutions and the provisions established by this
28 Resolution.

OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
411 West Ocean Boulevard, 9th Floor
Long Beach, CA 90802-4664

1 Section 10. The establishment of fees and charges herein is exempt from
2 the requirements of the California Environmental Quality Act (CEQA) pursuant to Public
3 Resources Code Section 21080(b)(8) and the adoption of this Resolution is for the
4 purposes of inter alia: (1) meeting operating expenses; (2) purchasing or leasing supplies,
5 equipment or materials; (3) meeting financial reserve needs and requirements; or (4)
6 obtaining funds for capital projects, necessary to maintain service within the various areas
7 of the City.

8 Section 11. This Resolution shall take effect immediately upon its adoption
9 by the City Council, and the City Clerk shall certify the vote adopting this Resolution.


10 I hereby certify that the foregoing Resolution was adopted by the City Council
11 of the City of Long Beach at its meeting of May 10, 2022, by the
12 following vote:

13 Ayes: Councilmembers: Zendejas, Allen, Mungo, Saro,
14 Uranga, Austin, Richardson.

15 _____
16 _____
17 Noes: Councilmembers: None.

18 _____
19 Absent: Councilmembers: Price, Supernaw.

20 _____
21 Recusal(s): Councilmembers: None.

22 _____
23 _____
24 
25 City Clerk
26
27
28