

RESOLUTION NO. 23-091

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
CARSON, CALIFORNIA, APPROVING THE 2023 UNIFORM
COMPREHENSIVE SCHEDULE OF FEES**

WHEREAS, the City of Carson (“City”) is a charter city and recognized for certain purposes as a political subdivision of the State of California; and

WHEREAS, Section 908A of the City’s Charter provides that in establishing fees for the provision of services or in connection with a regulatory program, the City shall generally comply with the applicable state law, and with all constitutional requirements; and

WHEREAS, Government Code Section 66014 provides that when a local agency charges fees for filing and processing applications for planning services or under any other authority, those fees may not exceed the estimated reasonable cost of providing the service for which the fee is charged, and such fees may include the costs reasonably necessary to prepare and revise the plans and policies that a local agency is required to adopt before it can make any necessary findings and determinations; and

WHEREAS, Government Code Section 66016(b) provides that any action by a local agency to levy a new fee or service charge or to approve an increase in an existing fee or service charge shall be taken only by ordinance or resolution; and

WHEREAS, Government Code Section 66018(a) provides that prior to adopting a resolution adopting a new fee or approving an increase in an existing fee, a local agency shall hold a public hearing, at which oral or written presentations can be made, as part of a regularly scheduled meeting with notice of the time and place of the public hearing, including a general explanation of the matter to be considered; with notice of the time and place of meeting, including a general explanation of the matter to be considered, published in accordance with Section 6062a of the Government Code; and

WHEREAS, Government Code Section 6062a provides that publication of notice of the public hearing shall be for 10 days in a newspaper regularly published once a week or oftener with two publications, with at least five days intervening between the dates of first and last publication not counting such publication dates, being sufficient; and

WHEREAS, the City commissioned Revenue & Cost Specialists, LLC, to prepare the Cost of Services Study for the City of Carson dated August, 2021 (“Cost Study”), which includes the data indicating the amount of cost, or estimated cost, required to provide the service for which each fee is levied and the revenue sources anticipated to provide the service; and

WHEREAS, the Cost Study and the 2023 Uniform Comprehensive Schedule of Fees, the latter of which was prepared based off the Cost Study with certain minor deviations, were made

available for public review at least 10 days prior to the June 6, 2023, City Council public hearing; and

WHEREAS, a City Council public hearing was scheduled for June 6, 2023, at which public comments, both written and oral, and all documents and other information received and/or submitted at, or prior to, the public hearing supporting and/or opposing the staff recommendation was considered by the City Council.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, DOES HEREBY RESOLVE AS FOLLOWS:

SECTION 1. The recitals above are true and correct and are incorporated herein by this reference.

SECTION 2. Based upon all the recitals, exhibits and evidence described herein, the City Council hereby finds as follows:

(a) The Cost Study and 2023 Uniform Comprehensive Schedule of Fees, attached hereto as Exhibit "A" and incorporated herein by this reference, provide adequate evidence to conclude that the current service fees charged for the City's services do not adequately recoup the City's costs of providing certain services and thus, a significant amount of these costs are currently paid out of the City's general fund and, therefore, borne by the general public; and

(b) Providing these services is of special benefit to applicants both separate and apart from the general benefit to the public; and therefore, in the interests of fairness to the general public, the City desires to better recover the costs of providing these services from applicants who have sought or require the City's services by revising its schedule of fees; and

(c) The Cost Study and 2023 Uniform Comprehensive Schedule of Fees provide adequate evidence to conclude that the revised fees do not exceed the cost to provide the services for which the fees are charged.

SECTION 3. Based upon all the recitals, exhibits and findings described herein, the City Council hereby approves and adopts the 2023 Uniform Comprehensive Schedule of Fees.

SECTION 4. Pursuant to Section 15061(b)(3) of the California Environmental Quality Act ("CEQA") Guidelines, the adoption of this Resolution approving the 2023 Uniform Comprehensive Schedule of Fees, is categorically exempt from CEQA review because it concerns adoption and approval of a funding mechanism for recovery of costs reasonably borne by the City related to processing applications and other types of submittals related to projects that have been or will be evaluated under CEQA. CEQA applies only to projects which have the potential for causing a significant effect on the environment, whereas here, it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment.

SECTION 5. The City Council declares that, should any provision, section, paragraph, sentence or word of this Resolution be rendered or declared invalid by any final court action in a

court of competent jurisdiction or by reason of any preemptive legislation, the remaining provisions, sections, paragraphs, sentences or words of this Resolution as hereby adopted shall remain in full force and effect.

SECTION 6. This Resolution is adopted June 6, 2023, and shall take effect August 7, 2023.

SECTION 7. The City Clerk shall certify to the adoption of this Resolution and enter it into the book of original Resolutions.

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PASSED, APPROVED, and ADOPTED this 6th day of June, 2023.

Lula Davis-Holmes, Mayor

ATTEST:

Dr. Khaleah R. Bradshaw, City Clerk

APPROVED AS TO FORM:

Sunny K. Soltani, City Attorney

EXHIBIT "A"

2023 UNIFORM COMPREHENSIVE SCHEDULE OF FEES

SEE ATTACHED