

ORDINANCE NO. 17-1612

AN ORDINANCE OF THE CITY OF CARSON, CALIFORNIA, MAKING AMENDMENTS TO THE CARSON MUNICIPAL CODE TO AMEND LOCAL MODIFICATIONS TO THE LOS ANGELES COUNTY BUILDING CODE AS ADOPTED BY THE CITY OF CARSON RELATED TO BUILDING FEES

WHEREAS, as described in Section 8100 *et seq.* of the Carson Municipal Code, the City of Carson has adopted Title 26, Building Code, of the Los Angeles County Code as the Building Code of the City of Carson (“Building Code”); and,

WHEREAS, the Carson Municipal Code makes certain local amendments to the Building Code; and,

WHEREAS, Section 8111 of the Carson Municipal Code provides that the building fees charged by the City shall be 50% greater than the amount of the fees provided for in the Building Code; and,

WHEREAS, the City Council of the City of Carson now desires to amend the Carson Municipal Code to provide that the amount of each and every fee charged by the City of Carson shall be 60% greater than the fees set forth in the Building Code as adopted; and,

WHEREAS, this proposed update to the building fees will account for increased costs incurred by the City, including costs associated with digitizing and maintaining documents and records; and,

WHEREAS, the City properly gave notice to all parties who have requested such notice in writing at least 14 days prior to the public hearing regarding updating the building fees; and,

WHEREAS, the City properly gave notice as required by Government Code section 6062a by publishing notice of the public hearing to be held regarding the proposed update to the building fees; and,

WHEREAS, the data required by Government Code section 66016 was made publicly available at least 10 days prior to the public hearing on updating the building fees; and,

WHEREAS, the City Council finds that such data shows the proposed update to the building fees appropriately recovers the costs incurred by the City in providing the relevant services, including digitizing and maintaining documents and records; and,

WHEREAS, a duly noticed public hearing on updating the building fees was held as part of the regularly scheduled meeting of the City Council of the City of Carson on February 7, 2017 at the Carson City Hall, at which time the City Council considered all evidence submitted concerning the proposed building fee update.

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

Section 1. The foregoing recitals are true and correct and incorporated herein by this reference.

Section 2. Section 8111 of the Carson municipal code is hereby amended to read in its entirety as follows:

“Notwithstanding the provisions of CMC 8100, the Building Code is hereby amended by providing that the amount of each and every fee set forth in said Building Code, including but not limited to the fees set forth in Section 107 and in Table Nos. 1-A and 1-B of said Building Code, shall be the fee set forth in the most current resolution of the City Council establishing fees pursuant to said Building Code. Unless further modified by ordinance of the City Council, fees shall be 60% greater than those set forth in said Building Code.”

Section 3. If any section, subsection, sentence, clause, phrase, or portion of this Ordinance, or the application thereof to any person or circumstances, is, for any reason, held invalid or unconstitutional by any court of competent jurisdiction, such invalidity or unconstitutionality shall not affect any other provision or application, and to this end the provisions of this ordinance are declared to be severable. The City Council hereby declares that it would have adopted this ordinance and each section, subsection, sentence, clause, phrase, part or portion thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases, parts or portions thereof be declared invalid or unconstitutional.

Section 4. This Ordinance shall be in full force and effect 60 days after its second reading and adoption.

Section 5. The City Clerk shall certify to the adoption of this Ordinance, and shall cause the same to be posted and codified in the manner required by law.

PASSED, APPROVED, and ADOPTED at a regular meeting of the City Council of the City of Carson on this 7th day of February, 2016.

MAYOR ALBERT ROBLES

ATTESTED:

DONESIA GAUSE, CITY CLERK

APPROVED AS TO FORM:

SUNNY K. SOLTANI, CITY ATTORNEY