

RESOLUTION NO. 2010-15

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY
OF RANCHO PALOS VERDES ESTABLISHING FEES
FOR THE OVERSIZED VEHICLE PROGRAM.**

**THE CITY COUNCIL OF THE CITY OF RANCHO PALOS VERDES DOES
RESOLVE AS FOLLOWS:**

WHEREAS, the City of Rancho Palos Verdes ("City") has conducted an analysis of the new Oversized Vehicle Program including its services, the costs reasonably borne by the City in providing those services, and the beneficiaries of those services; and

WHEREAS, the City utilizes a mechanism for ensuring that fees adopted by the City for services rendered do not exceed the reasonable estimated cost for providing the services for which the fees are charged; and

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

WHEREAS, on March 2, 2010, the City Council conducted a duly noticed public hearing concerning the fees proposed to be adopted, and all requirements of California Government Code Sections 66016 and 66018 are hereby found to have been satisfied; and

WHEREAS, the adoption of this Resolution approves and sets forth a procedure for determining fees for the purpose of meeting the operating expenses of City departments and is, therefore, exempt from the California Environmental Quality Act (Public Resources Code Section 21080 *et seq.*) pursuant to Public Resources Code Section 21080(b)(8)(A).

NOW, THEREFORE, the City Council of the City of Rancho Palos Verdes does hereby resolve as follows:

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

Section 2. The City Council hereby finds that none of the fees imposed by the Oversized Vehicle Program, attached hereto as Exhibit A and incorporated herein by reference, exceed the cost to the City of providing these services. The basis for the fees contained in Exhibit A is set forth in the staff report dated March 2, 2010, which is attached hereto and incorporated herein by this reference and is filed with the City Clerk.

Section 3. The City Council is taking action only on those fees that are being approved, as set forth in Exhibit A. All other fees and charges set forth in the City's Master Fee Schedule are not being modified by this Resolution and shall continue and remain in effect unless and until modified by further resolution or ordinance of this Council.

Section 4. The City Council shall direct staff, either internally or through a third party, to perform a periodic thorough analysis of fees imposed by the Oversized Vehicle Program. Based on the results of said periodic review(s), the City Council shall revise such fees as warranted. Until a periodic analysis is completed, and after the fee adjustments detailed in Exhibit A are implemented, the City Council may review the fees as often as annually and, after conducting a duly noticed public hearing, may increase them by the percentage increase in City salaries and benefits, as reflected in the City's audited financial statements, that have occurred since the date of the last adjustment of the fees.

Section 5. The City Clerk shall certify to the passage, approval, and adoption of this resolution, and shall cause this resolution and her certification to be entered in the Book of Resolutions of the City Council of the City.

PASSED, APPROVED and ADOPTED this 2nd day of March 2010.

/s/ Stefan Wolowicz
Mayor

ATTEST:

/s/ Carla Morreale
City Clerk

State of California)
County of Los Angeles) ss
City of Rancho Palos Verdes)

I, Carla Morreale, City Clerk of the City of Rancho Palos Verdes, hereby certify that the above Resolution No. 2010-15, was duly and regularly passed and adopted by the said City Council at a regular meeting thereof held on March 2, 2010.

City Clerk