

RESOLUTION NO. 2021-015

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, ADOPTING A SCHEDULE OF FEES FOR SERVICES RELATING TO COMMERCIAL CANNABIS BUSINESS PERMITS

WHEREAS, in compliance with City Council's policy on User Fees and Rates, the Finance and Technology Director recommends the need to establish various new fees to recover at least a portion of the cost of providing services relating to commercial cannabis business permits, which are rounded to whole dollar amounts for ease of application; and

WHEREAS, the staff report and its attachments contain a summary of the recommended fees, including a proposed schedule of fees and the estimated cost of providing the fee-related services.

NOW, THEREFORE, the City Council of the City of San Buenaventura does hereby resolve, find, determine and order as follows:

SECTION 1: The City Council finds that the recommended fees are reasonable in that they seek to recover the basic cost incurred to the City for delivery of the service provided relating to commercial cannabis business permits. The City Council now desires to establish the fees set forth in this resolution and the attachment thereto.

SECTION 2: Based on the foregoing, fees for commercial cannabis business permits, permit appeals, and corresponding background checks as identified in the staff report, will be effective April 1, 2021.

SECTION 3: Fees adopted as part of this resolution should be incorporated into the City's existing master schedule of fees adopted on May 11, 2020, via Resolution No. 2020-019. Incorporating these fees into the fee schedule will allow for the fees to be considered with future comprehensive user and regulatory fee updates. Resolution No. 2020-019 entitled "A Resolution of the City Council of the City of San Buenaventura, California, Adopting a Revised Schedule of Fees, Hourly Rates, and Equipment Charges for Various City Services," adopted May 11, 2020, is amended as expressly provided by this resolution, but shall otherwise remain in effect.

SECTION 4: CEQA EXEMPTION. The City Council further finds that the setting of fees pursuant to this resolution is exempt from environmental review under Public Resources Code Section 21080(b)(8) of the California Environmental Quality Act, which provides an exemption for the establishment or modification of charges by public agencies, which the public agency finds are for the purpose of meeting operating

expenses. Based on the record as a whole, the establishment of fees pursuant to this resolution, is entirely for the purpose of meeting operating expenses in that no recommended fee would recover more than 100 percent of the cost incurred by the City to deliver the service provided.

PASSED AND APPROVED this 8th day of March, 2021.




Sofia Rubalcava, Mayor

ATTEST:



Antoinette M. Mann, MMC, CRM
City Clerk

APPROVED AS TO FORM
GREGORY G. DIAZ, City Attorney

BY:  2/17/21
Megan Lorenzen Date
Assistant City Attorney

CERTIFICATION

STATE OF CALIFORNIA)
COUNTY OF VENTURA) SS.
CITY OF SAN BUENAVENTURA)

I, ANTOINETTE M. MANN, City Clerk of the City of San Buenaventura, DO HEREBY CERTIFY that the foregoing is a full, true, and correct copy of Resolution No. 2021-015 which was duly and regularly passed and adopted by said City Council at a regular meeting held March 8, 2021, by the following vote:

AYES: Councilmembers Sanchez-Palacios, Brown, Johnson, Halter, Friedman, Deputy Mayor Schroeder, and Mayor Rubalcava

NOES: None

ABSENT: None

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City of San Buenaventura, California.

Antoinette M. Mann
Antoinette M. Mann, City Clerk
City of San Buenaventura, California

March 11, 2021
Date Attested

