

RESOLUTION NO. 77784

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE AMENDING RESOLUTION NO. 72737 TO AMEND AND ESTABLISH VARIOUS FEES AND CHARGES EFFECTIVE JULY 1, 2016

WHEREAS, on June 14, 2005, the City Council adopted Resolution No. 72737 establishing the Schedule of Fees and Charges effective July 1, 2005; and

WHEREAS, on December 13, 2005, the City Council adopted Resolution No. 73019 amending the Schedule of Fees and Charges to establish a Secondary Units Clearance Fee, effective December 13, 2005; and

WHEREAS, on February 7, 2006, the City Council adopted Resolution No. 73056 amending the Schedule of Fees and Charges to establish an Off-Sale of Alcoholic Beverage Establishments Inspection Program Fee, effective February 7, 2006; and

WHEREAS, on June 20, 2006, the City Council adopted Resolution No. 73242 to amend and establish various fees and charges effective July 1, 2006; and

WHEREAS, on February 6, 2007, the City Council adopted Resolution No. 73637 amending the Schedule of Fees and Charges to increase the Lobbyist Delinquent Report Fee, effective February 6, 2007; and

WHEREAS, on June 12, 2007, the City Council adopted Resolution No. 73831 to amend and establish various fees and charges effective July 1, 2007; and

WHEREAS, on June 19, 2007, the City Council adopted Resolution 73879 amending the Schedule of Fees and Charges to revise the Source Reduction and Recycling Fee for Eligible Public School Districts, effective July 1, 2007; and

WHEREAS, on June 19, 2007, the City Council adopted Resolution No. 73881 amending the Schedule of Fees and Charges to revise the Inclusionary Fees, effective either July 1, 2007 or September 29, 2007; and

WHEREAS, on October 2, 2007, the City Council adopted Resolution No. 74035 amending the Schedule of Fees and Charges to conform new San José Municipal Code

Section Numbers in Title 7 and to establish Administrative Late Fee for Licensing after Issuance of an Administration Citation, to be effective October 2, 2007; and

WHEREAS, on October 16, 2007, the City Council adopted Resolution No. 74047 amending the Schedule of Fees and Charges to Standardize Fees for Photocopying, to be effective October 16, 2007; and

WHEREAS, on June 17, 2008, the City Council adopted Resolution No. 74452 to amend and establish various fees and charges effective July 1, 2008; and

WHEREAS, on March 24, 2009 the City Council adopted Resolution No. 74839 amending the Schedule of Fees and Charges to Decrease Cardroom Table Fees (SJMC §16.30.060B) for Fiscal Year 2008-2009, to be effective March 24, 2009; and

WHEREAS, on March 24, 2009, the City Council adopted Resolution No. 74841 amending the Schedule of Fees and Charges to adjust certain Planning Fees to Cost Recovery and make other Minor Fee Changes, to be effective May 26, 2009; and

WHEREAS, on June 16, 2009, the City Council adopted Resolution No. 74981 to amend and establish various fees and charges effective July 1, 2009; and

WHEREAS, on October 20, 2009, the City Council adopted Resolution No. 75135 to eliminate the Subpoenaed Officer Court Appearance Fee; and

WHEREAS, on April 13, 2010, the City Council adopted Resolution No. 75334 to establish Reinspection Fees for Code Enforcement Services, to be effective April 13, 2010; and

WHEREAS, on April 13, 2010, the City Council adopted Resolution No. 75338 to increase the Maximum Ticket Charge for Gated Events on Public Property, to reduce the Gated Event on Public Property Fee for the period of January 1, 2009 to June 30, 2010, to repeal the Special Events Traffic Enforcement Unit Fee, and to authorize the Chief Development Officer to issue refunds to event organizers who paid Gated Event on Public Property Fees retroactive to January 1, 2009; and

WHEREAS, on June 17, 2010, the City Council adopted Resolution No. 75442 to amend and establish various fees and charges, effective July 1, 2010; and

WHEREAS, on August 3, 2010, the City Council adopted Resolution No. 75502 to correctly set forth the Public Entertainment Ownership/Management License Fee, effective August 3, 2010; and

WHEREAS, on August 3, 2010, the City Council adopted Resolution No. 75509 to decrease the Cardroom Card Table Fee, effective August 3, 2010; and

WHEREAS, on October 19, 2010, the City Council adopted Resolution No. 75600 to clarify the existing Disposal Facility Operator Integrated Waste Management Fee, effective October 19, 2010; and

WHEREAS, on October 26, 2010, the City Council adopted Resolution No. 75610 to revise and establish various Public Entertainment Ownership/Management License Fees, to be effective December 10, 2010; and

WHEREAS, on November 30, 2010, the City Council adopted Resolution No. 75639 to eliminate the Bicycle License Fees, to be effective November 30, 2010; and

WHEREAS, on November 30, 2010, the City Council adopted Resolution No. 75641 to establish fees for Waste Diversion Compliance, to be effective January 1, 2011; and

WHEREAS, on December 14, 2010, the City Council adopted Resolution No. 75684 to establish fees for Wayfinding Banner Application and Double Banner Installation, to be effective December 14, 2010; and

WHEREAS, on February 8, 2011, the City Council adopted Resolution No. 75725 to eliminate the Card Table Fees and to establish the Cardroom Regulation Fee, to be effective February 8, 2011; and

WHEREAS, on April 19, 2011, the City Council adopted Resolution No. 75783 to establish a Medical Marijuana Collective Application Processing Fee and to establish a Medical Marijuana Investigation Hourly Fee, to be effective April 19, 2011; and

WHEREAS, on June 14, 2011, the City Council adopted Resolution No. 75863 to amend and establish various fees and charges effective July 1, 2011; and

WHEREAS, on June 21, 2011, the City Council adopted Resolution No. 75913 to suspend the use and rental fees charged by the City for use of the Mexican Heritage

Plaza, located at 1700 Alum Rock Avenue, San José, California, for so long as the City is not operating the facility, to be effective June 21, 2011; and

WHEREAS, on December 6, 2011, the City Council adopted Resolution No. 76085 to waive certain costs associated with Requests for Public Records, to be effective retroactive to November 10, 2011; and

WHEREAS, on May 15, 2012, the City Council adopted Resolution No. 76230 to revise the Source Reduction and Recycling Fee for commercial solid waste generators and exclusive franchisees (AB939 Fee), to be effective February 28, 2012; and

WHEREAS, on June 12, 2012, the City Council adopted Resolution No. 76282 to amend and establish various fees and charges effective July 1, 2012; and

WHEREAS, on August 21, 2012, the City Council adopted Resolution No. 76397 to establish Paseo/Plaza Use Permit Fees for Temporary Outdoor Uses of Parque de los Pobladores (also known as Gore Park), to be effective August 21, 2012; and

WHEREAS, on November 27, 2012, the City Council adopted Resolution No. 76476 to establish Foreign Trade Zone Alternative Site Framework Fees for economic development, to be effective November 27, 2012; and

WHEREAS, on April 23, 2013, the City Council adopted Resolution No. 76611 to eliminate the processing of exempt Business Tax Application Fees, to be effective June 1, 2013; and

WHEREAS, on June 11, 2013, the City Council adopted Resolution No. 76663 to amend and establish various fees and charges effective July 1, 2013; and

WHEREAS, on April 15, 2014, the City Council adopted Resolution No. 76953 to extend the suspension of the collection of the Gated Event on Outdoor Property Fee through June 30, 2016; and

WHEREAS, on June 10, 2014, the City Council adopted Resolution No. 77018 to amend and establish various fees and charges effective July 1, 2014; and

WHEREAS, on August 5, 2014, the City Council adopted Resolution No. 77102 to establish the Special Event Permit Fee, to be effective August 5, 2014; and

WHEREAS, on August 5, 2014, the City Council adopted Resolution No. 77110 to revise the Medical Marijuana Collective Registration Fees, to be effective August 5, 2014; and

WHEREAS, on August 26, 2014, the City Council adopted Resolution No. 77137 to establish that there will be no charge for a response to a Public Records Act request in which the total duplication charges are less than five dollars (\$5.00), to be effective August 26, 2014; and

WHEREAS, on December 16, 2014, the City Council adopted Resolution No. 77253 to revise the Medical Marijuana Collective Registration and Operating Fees, to be effective December 16, 2014; and

WHEREAS, on June 9, 2015, the City Council adopted Resolution No. 77382 to amend and establish various fees and charges effective July 1, 2015; and

WHEREAS, on October 20, 2015, the City Council adopted Resolution No. 77558 to decrease the Minor Development Signal Design: Traffic Controller Fee, to be effective retroactive to July 1, 2015; and

WHEREAS, on May 2, 2016, the City Manager's Office published the 2016-2017 Proposed Fees and Charges Report; and

WHEREAS, subsequent changes were made to the 2016-2017 Proposed Fees & Charges Report through the Manager's Budget Addenda; and

WHEREAS, the City Council desires to further amend Resolution No. 72737 as amended to amend, delete, and establish various fees and charges effective July 1, 2016;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SAN JOSE:

AMENDMENTS TO PART 1 – POLICE DEPARTMENT

SECTION 1. Section 1.010 of Part 1 of Resolution No. 72737 is amended as follows:

1.010 Fingerprinting

General (noncriminal), excluding City employment applicants \$42.00 per card

SECTION 2. Section 1.050 of Part 1 of Resolution No. 72737 is amended as follows:

1.050 Duplicate Tapes

a. Audio Tapes \$3.00 per 60-min. tape
\$3.00 per 90-min. tape.*

SECTION 3. Section 1.150 of Part 1 of Resolution No. 72737 is amended as follows:

1.150 Police Recruit Academy Fee \$5,500.00 per recruit per academy

SECTION 4. Section 1.210 of Part 1 of Resolution No. 72737 is amended as follows:

1.210 Amusement Device Licenses \$85.00 per year for each device
(Including music machines)
(SJMC §6.08.060, 6.80.080)

Operator Permit \$252.00 per year, plus
(SJMC §6.08.060) \$85.00 per year for each amusement device owned

Exhibitor Permit (SJMC §6.08.080)	\$252.00 per year, plus \$85.00 per year for each amusement device owned
Location Permit (SJMC §6.08.080)	\$252.00 per year, plus \$85.00 per year for each amusement device owned

SECTION 5. Section 1.220 of Part 1 of Resolution No. 72737 is amended as follows:

1.220 Bingo Permit
(SJMC §6.16.150)

General Permit	\$43.00 initial issue, plus 2.27% of the monthly gross payouts
General Permit Renewal	\$43.00 per year, plus 2.27% of the monthly gross payouts
Special one-day permit	\$43.00, plus 2.27% of the gross payouts

SECTION 6. Section 1.230 of Part 1 of Resolution No. 72737 is amended as follows:

1.230 <u>Canvassers of Periodicals Permits</u> (SJMC §6.20.040)	\$68.00 every two (2) years
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SECTION 7. Section 1.240 of Part 1 of Resolution No. 72737 is amended as follows:

1.240 Cardroom Permits

Cardroom Regulation Fee (SJMC §16.30.060B)	\$942,425.00 per Cardroom per year
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Work Permit New Fee (Sworn Administration) (SJMC §16.40.020 D) (this fee is retroactively effective from July 1, 2012)	\$492.00 per employee initial issue, plus \$84.00 for two sets of fingerprint cards, plus current State and FBI fingerprinting fees
Work Permit Renewal Fee (Sworn Administration) (SJMC §16.40.020 D) (this fee is retroactively effective from July 1, 2012)	\$437.00 per employee plus \$84.00 for two sets of fingerprint cards, plus current State and FBI fingerprinting fees
Work Permit New Fee (Civilian Administration) (SJMC §16.40.020 D)	\$290.00 per employee initial issue, plus \$84.00 for two (2) sets of fingerprint cards, plus current State and FBI fingerprinting fees
Work Permit Renewal Fee (Civilian Administration) (SJMC §16.40.020 D)	\$290.00 per employee initial issue, plus \$84.00 for two (2) sets of fingerprint cards, plus current State and FBI fingerprinting fees
Work Permit Employee Transfer Fee	\$180.00 per transfer
Gaming Permit Registration – Non-Profit Fundraiser	\$300.00 per event

SECTION 8. Section 1.260 of Part 1 of Resolution No. 72737 is amended as follows:

1.260 <u>Closing-out Business Sales Permit Application</u> (closing out, liquidation--fire sales, bankruptcy, etc.) (SJMC §6.18.040)	\$85.00 per 60-day permit
Renewal (SJMC §6.18.050)	\$85.00 per 30-day renewal

SECTION 9. Section 1.270 of Part 1 of Resolution No. 72737 is amended as follows:

1.270 Concealable Firearms Dealer's License

Dealer Initial Application (SJMC §10.32.040)	\$678.00 per permit plus any fee charged by the State Department of Justice
Dealer Annual Renewal (SJMC §10.32.090)	\$308.00 per permit plus any fee charged by the State Department of Justice
Dealer Change of Location of Place of Business (SJMC §10.32.040)	\$308.00 per permit plus any fee charged by the State Department of Justice

SECTION 10. Section 1.310 of Part 1 of Resolution No. 72737 is amended as follows:

1.310 Massage Business

Massage Business Permit (SJMC § 6.44.120)	\$1,137.00 per two (2) years
Massage Therapy License SJMC § 6.44.460	\$135.00 per year
Ownership/Management License New/Renewal (SJMC § 6.44.130)	\$135.00 per initial permit/ two (2) year renewals

SECTION 11. Section 1.320 of Part 1 of Resolution No. 72737 is amended as follows:

1.320 Pawnbrokers and Secondhand Dealers License
(SJMC §6.52.020)

Pawnbroker's Permit	\$343.00 initial issue plus any fee charged by the State Department of Justice
Pawnbroker's License Renewal	\$343.00 annually plus any fee charged by the State Department of Justice
Secondhand Jewelry Dealer or Secondhand Dealer's License	\$343.00 initial permit plus any fee charged by the State Department of Justice

SECTION 12. Section 1.330 of Part 1 of Resolution No. 72737 is amended as follows:

1.330 Peddlers' Fees

Peddler's Mobile Permit
(SJMC §6.54.100)

New Permit	\$135.00 per two (2) year permit
Renewal	\$135.00 per two (2) year renewal
Reinspection	\$135.00 per reinspection

Peddler's Approved Location Permit
(SJMC §6.54.310)

Costs for Approved Location Permits reflect investigation of one (1) proposed location; investigation of additional locations will be billed at top step + fringe and related overhead

New Permit	\$255.00 per two (2) year permit
Renewal	\$255.00 per two (2) year renewal

Reinspection	\$255.00 per reinspection
Peddler Employee License Fee (SJMC §6.54.310)	\$128.00 per two (2) year renewal

SECTION 13. Section 1.340 of Part 1 of Resolution No. 72737 is amended as follows:

1.340 Peepshow Establishment Permit
(SJMC §6.80.030)

Application Fee	\$205.00 per two (2) years
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SECTION 14. Section 1.350 of Part 1 of Resolution No. 72737 is amended as follows:

1.350 Pool or Billiard Room License
(SJMC §6.56.030)

\$429.00 per year

SECTION 15. Section 1.360 of Part 1 of Resolution No. 72737 is amended as follows:

1.360 Public Dance Hall Permits

Class A Permit (SJMC §6.58.050)	\$435.00 initial permit \$349.00 annual renewal
Class C Permits (SJMC §6.58.060)	\$435.00 initial permit \$349.00 annual renewal
Class B Permits - New/Renewal	\$171.00 per permit

SECTION 16. Section 1.370 of Part 1 of Resolution No. 72737 is amended as follows:

1.370 Taxicab and Limousine Service Permits
(SJMC §6.64.170)

Taxi Company Application	\$6,938.00 per application
Taxi Company Renewal	\$1,681.00 per application
Taxicab Restricted Owner's License	\$1,853.00 annually per company
Taxicab Driver's Permit – New (SJMC §6.64.490)	\$355.00 per initial permit
Taxicab Driver's Permit – Renewal (SJMC §6.64.490)	\$104.00 per two (2) year renewals
Taxicab Vehicle Inspection, Re-inspection or Missed Inspection	\$56.00 per inspection/ re-inspection
Taxicab Driver's Written Retest or Missed Test	\$171.00 per retest

SECTION 17. Section 1.380 of Part 1 of Resolution No. 72737 is amended as follows:

1.380 Street Closing
(SJMC §13.14.180)

Temporary Street Closing Permit	\$175.00 per permit
Block Party Permit:	
New Permit	\$175.00 per event
Renewal Permit	Ø per event (if renewed within one year of original application) or \$175.00 if renewed after one (1) year

SECTION 18. Section 1.390 of Part 1 of Resolution No. 72737 is amended as follows:

1.390 Funeral Escort Permits
(SJMC §11.62.030)

Operator Permit – Initial	\$300.00 initial permit
Operator Permit – Renewal	\$128.00 annual renewal
Vehicle Inspection Permit	\$107.00 annually

SECTION 19. Section 1.400 of Part 1 of Resolution No. 72737 is amended as follows:

1.400 Ice Cream Vendor Permits

Ice Cream Truck Business Permit	\$200.00 per permit plus fingerprint fees
Ice Cream Truck Business Permit Renewal	\$200.00 annual renewal
Employee License – New	\$257.00 per permit plus fingerprint fees
Employee License Renewal	\$257.00 annual renewal
Ice Cream Truck Inspection	\$55.00 per two (2) years

SECTION 20. Section 1.420 of Part 1 of Resolution No. 72737 is amended as follows:

1.420 One-Day Liquor Assessment \$107.00 per permit

SECTION 21. Section 1.440 of Part 1 of Resolution No. 72737 is amended as follows:

1.440 Press Pass \$42.00 per permit

SECTION 22. Section 1.450 of Part 1 of Resolution No. 72737 is amended as follows:

1.450 Media Production Permit \$429.00 per permit

SECTION 23. Section 1.460 of Part 1 of Resolution No. 72737 is amended as follows:

1.460 Vehicle Impound Fee

Release of Impounded Vehicle \$232.00 per release

SECTION 24. Section 1.480 of Part 1 of Resolution No. 72737 is amended as follows:

1.480 Parade Permit \$228.00 per permit

SECTION 25. Section 1.490 of Part 1 of Resolution No. 72737 is amended as follows:

1.490 Public Entertainment Permit

Business Permit New Fee (SJMC §6.60.320)	\$1,536.00 per four (4) years
Business Permit Renewal Fee (SJMC §6.60.330)	\$844.00 per four (4) years
Ownership License New Fee (SJMC §6.60.330)	\$801.00 per initial permit
Ownership License Renewal Fee (SJMC §6.60.330)	\$446.00 per four (4) year renewal
Management License New Fee (SJMC §6.60.330)	\$801.00 per initial permit
Management License Renewal Fee (SJMC §6.60.330)	\$446.00 per two (2) year renewal
Management License Change of Venue Fee for Managers Only (SJMC §6.60.330)	\$186.00 per venue change

SECTION 26. Section 1.500 of Part 1 of Resolution No. 72737 is amended as follows:

- 1.500 Secondary Employment
(SJMC §8.16.090)
- 1. New Permit \$393.00 per year
 - 2. Renewal Fee \$393.00 per year
 - 4. Permit - Events Lasting Five (5) Days or Less \$355.00 per event

SECTION 27. Section 1.520 of Part 1 of Resolution No. 72737 is amended as follows:

- 1.520 Private Property Tow \$255.00 per application
- Costs for Private Property Tow Permit reflect initial inspection; re-inspections and compliance inspections, if needed, will be billed at top salary step plus fringe and related overhead
- Private Property Tow Reinspection \$255.00 per reinspection

SECTION 28. Section 1.530 of Part 1 of Resolution No. 72737 is amended as follows:

- 1.530 Tow-Car Permit
(SJMC §6.66.110)
- Tow-Car Business Permit New Application \$133.00 per initial permit
 - Tow-Car Business Permit Renewal \$133.00 renewal per two (2) years
 - Tow-Car Business Assistant (Driver) Permit Application \$193.00 per initial permit
 - Tow-Car Business Assistant (Driver) Permit Renewal \$99.00 renewal per two (2) years

SECTION 29. Section 1.550 of Part 1 of Resolution No. 72737 is amended as follows:

1.550 Event Promoter Permit \$1,312.00 per two (2) years

SECTION 30. Part 1 of Resolution No. 72737 is amended to add Section 1.560 as follows:

1.560 Medical Marijuana Collective Registration Application Processing Fees

Application Receipt Fee (Initial Application, Amendment, Renewal Registration) \$94.00 per application

Initial Application Processing Fee \$3,874.00 per application; plus Code Enforcement Hourly Inspection Fee, as set forth below, per hour after six (6) hours; plus Police Department Sworn Hourly Investigation Fee, as set forth below, per hour after nine (9) hours; plus \$126.00 per employee above four (4); employees include owners, managers and specified employees

Zoning Code Verification Certificate Application Fee \$1,153 per application; plus Planning Services Hourly Inspection Fee, as set forth below, per hour after four (4) hours; plus Code Enforcement Hourly Inspection Fee, as set forth below, per hour after four (4) hours

Amendment Processing Fee

\$1,270.00 per application;
plus Code Enforcement
Hourly Inspection Fee, as
set forth below, per hour
after three (3) hours; plus
Police Department Sworn
Hourly Investigation Fee,
as set forth below, per hour
after three and a half (3.5)
hours; plus \$126 per
employee above one (1);
employees include owners,
managers and specified
employees

Renewal Registration Fee

\$3,874.00 per application
for renewal;
plus Code Enforcement
Hourly Inspection Fee, as
set forth below, per hour
after six (6) hours;
plus Police Department
Sworn Hourly Inspection
Fee, as set forth below, per
hour after nine (9) hours;
plus \$126.00 per employee
above four (4); employees
include owners, managers
and specified employees

Hourly Inspection Fees:

Planning Services	\$154.00 per hour
Code Enforcement	\$132.30 per hour
Police Department Sworn Hourly Investigation Fee	\$97.00 per hour

SECTION 31. Part 1 of Resolution No. 72737 is amended to add Section 1.570 as follows:

1.570 Medical Marijuana Collective Operating Fees

Annual Operating Fee

\$149,132 per year, per
Collective (starting
January 1, 2017)

SECTION 32. Section 1.580 of Part 1 of Resolution No. 72737 is amended as follows:

1.580 Crime Prevention Through Environmental Design \$147.00 per hour

SECTION 33. Section 1.600 of Part 1 of Resolution No. 72737 is amended as follows:

1.600 Visa Clearance Letters \$17.00 per letter

AMENDMENTS TO PART 2 – FIRE DEPARTMENT

There are no proposed changes to Part 2 – Fire Department.

AMENDMENTS TO PART 3 – PLANNING, BUILDING AND CODE ENFORCEMENT DEPARTMENT

SECTION 34. Section 3.260 of Part 3 of Resolution No. 72737 is amended as follows:

3.260 Urban Design Review Pass Through Fee Actual cost

For charges associated with contracting with vendors doing Urban Design Review for the City on behalf of the applicant Actual cost

SECTION 35. Section 3.480 of Part 3 of Resolution No. 72737 is amended as follows:

3.480 Residential Occupancy Permits
(SJMC §17.20.530)

Apartment House	\$25.93; Tier 1, \$58.60; Tier 2, \$116.91; Tier 3 annually per unit
Emergency Residential Shelters	\$25.93; Tier 1, \$58.60; Tier 2, \$116.91; Tier 3 per dormitory room annually
Guesthouse	\$25.93; Tier 1, \$58.60; Tier 2, \$116.91; Tier 3 per guest room annually
Motels/Houses and Hotels	\$25.93; Tier 1, \$58.60; Tier 2, \$116.91; Tier 3 per guest room annually
Residential Care Facilities for Seven or More Persons	\$25.93; Tier 1, \$58.60; Tier 2, \$116.91; Tier 3 annually
Residential Service Facilities	\$25.93; Tier 1, \$58.60; Tier 2, \$116.91; Tier 3 annually per resident's room
Fraternity/Sorority Houses	\$25.93; Tier 1, \$58.60; Tier 2, \$116.91; Tier 3 annually per room
Reinspection Fee	\$255.36 per reinspection
Transfer Fee	\$31.66 per transfer
Reinstatement Fee	\$1,267.01 per building

SECTION 36. Section 3.490 of Part 3 of Resolution No. 72737 is amended as follows:

3.490	<u>Vacant/Neglected Vacant Building or Structure Registration Fee</u>	\$472.11 per quarter per building or structure
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SECTION 37. Section 3.510 of Part 3 of Resolution No. 72737 is amended as follows:

3.510	<u>Abandoned Cart Prevention Plan (SJMC §9.60.340)</u>	
	Business with 26 or more Carts	\$635.00 per year

SECTION 38. Section 3.520 of Part 3 of Resolution No. 72737 is amended as follows:

3.520	<u>Automobile Dismantler Permit Fee (SJMC §6.14.210)</u>	\$414.78 per year
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SECTION 39. Section 3.530 of Part 3 of Resolution No. 72737 is amended as follows:

3.530	<u>Automobile Body Repair Shop Permit</u>	\$414.78 per shop
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SECTION 40. Section 3.540 of Part 3 of Resolution No. 72737 is amended as follows:

3.540	<u>Automobile Body Repair and Dismantler Facility Reinspection Fee</u>	\$239.78 per shop
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SECTION 41. Section 3.550 of Part 3 of Resolution No. 72737 is amended as follows:

3.550	<u>Solid Waste Fees</u>	
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Solid Waste Enforcement Fee
(SJMC §9.10.960)

\$0.53 per ton of
refuse, including
cover material, inert
construction
material and
recyclable material

SECTION 42. Section 3.555 of Part 3 of Resolution No. 72737 is amended as follows:

3.555 Solid Waste Program

Environmental Inspector Rate

\$132.66 per hour

SECTION 43. Section 3.560 of Part 3 of Resolution No. 72737 is amended as follows:

3.560 Off Sale Alcohol Enforcement Program

Off Sale Alcohol Permit

\$500.44 per
business

Reinspection Fee

\$151.09 per
reinspection

Permit Transfer

\$31.66 per transfer

Permit Reinstatement

\$1,058.59 per
reinstatement

SECTION 44. Section 3.570 of Part 3 of Resolution No. 72737 is amended as follows:

3.570 General Code Program

General Code Reinspection Fee

\$197.64 per
reinspection

SECTION 45. Section 3.575 of Part 3 of Resolution No. 72737 is amended as follows:

3.575 Code Enforcement Program

Code Enforcement Inspector Rate \$132.30 per hour

SECTION 46. Section 3.580 of Part 3 of Resolution No. 72737 is amended as follows:

3.580 Building Code Compliance Program

Building Code Compliance \$132.30 per hour

SECTION 47. Section 3.590 of Part 3 of Resolution No. 72737 is amended as follows:

3.590 Tobacco Retail Program

Tobacco Retail Fee \$423.89 per business

Tobacco Retail Reinspection Fee \$131.83 per reinspection

Tobacco Retail Reinstatement Fee \$1,029.68 per reinstatement

Tobacco Retail Transfer Fee \$31.66 per transfer

AMENDMENTS TO PART 4 – ANIMAL SERVICES

SECTION 48. Section 4.010 of Part 4 of Resolution No. 72737 is amended as follows:

4.010 Animal Permit Application Fee (one time) – new \$151.00

Animal Permit Application Fee (one time) – renewal \$79.00

SECTION 49. Section 4.015 of Part 4 of Resolution No. 72737 is amended as follows:

4.015 Additional Inspection Time, in 30 minute increments, \$52.00
Inspector already on site

SECTION 50. Section 4.016 of Part 4 of Resolution No. 72737 is amended as follows:

4.016 Re-inspection, in 30 minute increments \$157.00
(includes travel time)

SECTION 51. Section 4.020 of Part 4 of Resolution No. 72737 is amended as follows:

4.020 Keeping of Small/Exotic Animals, Livestock, or Fowl \$230.00 per permit
Permit
(2 year permit, includes one inspection)
(SJMC §7.60.715)

SECTION 52. Section 4.030 of Part 4 of Resolution No. 72737 is amended as follows:

4.030 Beekeeping Permit \$215.00 per permit
(two (2) year permit, includes one inspection)
(SJMC § 7.60.550)

SECTION 53. Section 4.040 of Part 4 of Resolution No. 72737 is amended as follows:

4.040 Animal Facilities and Animal Event Permits
(SJMC §§ 7.60.050, 7.60.070)

Pet shop, commercial kennel, pet grooming business, animal menagerie, animal shelter, horse establishment, or animal event (fee includes one annual inspection) \$279.00 annually

Inspection Fee – any additional inspection required for permit compliance other than the annual inspection that is included in the permit fee \$220.00 per inspection

Private Kennel – includes one annual inspection \$230.00 annually

SECTION 54. Section 4.045 of Part 4 of Resolution No. 72737 is amended as follows:

4.045 Large Animals Event Permit
(SJMC §§ 7.60.050, 7.60.070)

Fee includes review of medical records, emergency procedures, observing transfer of animals to venue, initial inspection, with veterinarian, plus applicable application fee \$1,556.00

Per Animal Control Officer, three (3) hours observing show \$418.00

Per Senior Animal Control Officer, three (3) hours observing show \$511.00

The number of seniors or officers is determined for each event based on the number of animals; length of performance; species of animals, size; location; and logistics of venue; and level of potential danger the animals represent.

SECTION 55. Section 4.050 of Part 4 of Resolution No. 72737 is amended as follows:

4.050 Dog License Fees
(SJMC §7.20.540, §7.20.550)

Guide/Hearing/Disability Fee Exemption *No charge*
No license fee is required for dogs used principally for the purpose of assisting or guiding persons who are blind, deaf or otherwise physically disabled; written request for exemption must be submitted to the licensing authority; exemption subject to proof of eligibility

Law Enforcement Fee Exemption *No charge*
No license fee is required for dogs used in law enforcement by any governmental agency; written request for exemption must be submitted to the licensing authority; exemption subject to proof of eligibility

Senior Citizen Fee Exemption *No charge*
No license fee is required for one spayed or neutered dog kept in a household where the person who owns, maintains or boards the dog is over sixty-five years of age

SECTION 56. Section 4.060 of Part 4 of Resolution No. 72737 is amended as follows:

4.060 Cat License Fees
(SJMC §7.20.540, §7.20.550)

Senior Citizen Fee Exemption *No charge*
No license fee is required for one spayed or neutered cat kept in a household where the person who owns, maintains or boards the cat is over sixty-five years of age

SECTION 57. Section 4.070 of Part 4 of Resolution No. 72737 is amended as follows:

4.070 Dangerous Animal Permit Fees (other than vicious dog, for limited engagements or short term events)
(SJMC §§ 7.60.920, 7.60.930)

Permit Fee for permit to keep or maintain a dangerous animal \$279.00

Application Fee for application for permit to keep or maintain a dangerous animal \$151.00

SECTION 58. Section 4.080 of Part 4 of Resolution No. 72737 is amended as follows:

4.080 Dangerous Dog Permit Fees
(SJMC §§ 7.30.520, 7.30.550, 7.30.580)

Permit Fee (including metal license tag)	\$566.00 per year
Application Fee (one-time application fee per permit)	\$151.00
Dangerous (1 year) and Vicious (forever) Dog Permit Renewal Fees	\$357.00

SECTION 59. Section 4.100 of Part 4 of Resolution No. 72737 is amended as follows:

4.100 Boarding Fees
(SJMC § 7.50.040)

Boarding of dogs	\$15.00 per day or any portion of a day
Includes small animals, other than cat or dog, and small livestock (weighing under 100 pounds)	\$9.00 per day or any portion of a day

SECTION 60. Section 4.115 of Part 4 of Resolution No. 72737 is amended as follows:

4.115 Non-Refundable Holding Fee

<u>Dog</u>	\$15.00 per day or portion thereof
<u>Other small animal</u>	\$10.00 per day or portion thereof

SECTION 61. Section 4.130 of Part 4 of Resolution No. 72737 is amended as follows:

4.130 Quarantine Fee
(SJMC § 7.40.070)

When Dogs and Cats have bitten:

Victim and owner are the same, evaluation and release from quarantine can be performed over the phone	\$60.00
Victim and owner are different, 1-3 visits for evaluation and release from quarantine, on-site	\$80.00
Victim and owner are different, 4 or more visits for evaluation and release from quarantine, on-site	\$110.00
Animal is transported to the Shelter for the quarantine, plus applicable board fees	\$50.00
<u>Lab Exam</u> - Fluorescent Rabies Antibody exam, fees charged when testing low risk animals (hamsters, rabbits, etc.)	\$95.00

SECTION 62. Section 4.140 of Part 4 of Resolution No. 72737 is amended as follows:

4.140 Euthanasia Fees

Licensed or unlicensed cat or dog, other small animals or small livestock weighing under 100 pounds	\$17.00
Large animal weighing over 100 pounds	Actual costs
Large animal surcharge in the field	Actual costs

SECTION 63. Section 4.150 of Part 4 of Resolution No. 72737 is amended as follows:

4.150 Disposal Fee – Dead Animal
(SJMC § 7.20.310)

Licensed cat or dog	<u>No charge</u>
Unlicensed cat or dog, other small animals or livestock weighing under 100 pounds	\$9.00

SECTION 64. Section 4.240 of Part 4 of Resolution No. 72737 is amended as follows:

4.240 Private Animal Behavior Consultation

½ hour	\$24.00
1 hour	\$45.00

AMENDMENTS TO PART 5 – PUBLIC WORKS DEPARTMENT

There are no proposed changes to Part 5 – Public Works Department.

AMENDMENTS TO PART 6 – DEPARTMENT OF TRANSPORTATION

SECTION 65. Section 6.030 of Part 6 of Resolution No. 72737 is amended as follows:

6.030 Building Removal (Housemoving) Police Escorts \$89.00/Officer/Hour (3-hour minimum)
(SJMC §17.36.100)

SECTION 66. Section 6.050 of Part 6 of Resolution No. 72737 is amended as follows:

6.050 Meter Hood Rentals

Administrative Fee

\$38.00 per rental or renewal

SECTION 67. Section 6.080 of Part 6 of Resolution No. 72737 is amended as follows:

6.080 Subdivision Pavement Marking Installation \$430.00 basic fee, \$3.72 per
(SJMC §19.32.114) sq. ft.

SECTION 68. Section 6.090 of Part 6 of Resolution No. 72737 is amended as follows:

6.090 Subdivision Sale of Street Name Signs \$309.00 per pair of signs
(SJMC §19.32.100)

SECTION 69. Section 6.100 of Part 6 of Resolution No. 72737 is amended as follows:

6.100 Subdivision Traffic Control Sign Installation \$257.00 per average sign
(SJMC §19.32.112)

SECTION 70. Section 6.110 of Part 6 of Resolution No. 72737 is amended as follows:

6.110 Taxicab Stand Rentals \$55.00 per space per month
(SJMC §6.64.030)

SECTION 71. Section 6.130 of Part 6 of Resolution No. 72737 is amended as follows:

6.130 Tow-Away Signs \$0.53 each

SECTION 72. Section 6.160 of Part 6 of Resolution No. 72737 is amended as follows:

6.160 No Trespassing Signs At actual cost
(Full Cost Recovery)

SECTION 73. Section 6.180 of Part 6 of Resolution No. 72737 is amended as follows:

6.180	<u>Interstate Truck Terminal and Route Application</u> (SJMC §11.94.040A)	At actual cost <u>(Full Cost Recovery)</u>
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SECTION 74. Section 6.190 of Part 6 of Resolution No. 72737 is amended as follows:

6.190	<u>Interstate Truck Terminal Trailblazer Signs</u> (SJMC §11.94.040B)	At actual cost <u>(Full Cost Recovery)</u>
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SECTION 75. Section 6.200 of Part 6 of Resolution No. 72737 is amended as follows:

6.200	<u>Sanitary Sewer Wye Installation</u> (SJMC §15.16.420)	\$3,430.00 per installation
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SECTION 76. Section 6.210 of Part 6 of Resolution No. 72737 is amended as follows:

6.210	<u>Subdivision Street Trees Installation and Trimming</u> (SJMC §19.32.110)	\$218.00 per tree
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SECTION 77. Section 6.230 of Part 6 of Resolution No. 72737 is amended as follows:

6.230	<u>Misc. Services and Repairs</u>	<u>Full cost (including clean -up, shrub trimming, overhead special signs, hydrant and tree repair, and repair of damage to City property.)</u>
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SECTION 78. Section 6.240 of Part 6 of Resolution No. 72737 is amended as follows:

6.240 Traffic Signal - Design and Review

Minor Development Signal Design and Activation	\$18,320.00 per signal
Electronic Base Map (optional)	\$7,304.00 per signal (not collected if provided)
County, state, light rail locations	\$4,047.00 per signal
Minor Development Signal Design: Traffic Controller Fee	\$5,106.00 per controller (if applicable)
Minor Development Signal Review and Activation	\$15,814.00 per signal
Re-review	\$784.00 per signal re-review after 3 rd submittal
Minor Development Signal Review Traffic Controller Fee	\$5,106.00 per controller (if applicable)
Major Development Signal Design and Activation	\$29,660.00 per signal
Electronic Base Map (optional)	\$7,304.00 (not collected if provided)
County, state, light rail locations	\$4,149.00 per signal
Major Development Signal Design: Traffic Controller Fee	\$5,106.00 per controller (if applicable)
Major Development Signal Review and Activation	\$24,034.00 per signal
Re-review	\$784.00 per signal re-review after 3 rd submittal
Major Development Signal Review: Traffic Controller Fee	\$5,106.00 per controller (if applicable)

SECTION 79. Section 6.250 of Part 6 of Resolution No. 72737 is amended as follows:

6.250 Banner Installation \$64.00 per installation plus materials

SECTION 80. Section 6.255 of Part 6 of Resolution No. 72737 is amended as follows:

6.255 New Banner Installation \$96.00 per installation plus materials

SECTION 81. Section 6.260 of Part 6 of Resolution No. 72737 is amended as follows:

6.260 Signal Central Monitoring Fee \$76.00 per hour

SECTION 82. Section 6.270 of Part 6 of Resolution No. 72737 is amended as follows:

6.270 Freight Loading Zone Permits

Special Freight Loading Zone Permit	\$23.00
Special Loading/Unloading Permit	\$23.00

SECTION 83. Section 6.280 of Part 6 of Resolution No. 72737 is amended as follows:

6.280 General Plan Amendment Model Analysis

General Plan Amendment Base Fee	\$1,013.00 base fee
General Plan Amendment Traffic Modeling	\$4,901.00 per analysis
General Plan Amendment requiring EIR	\$5,618.00 per EIR

Additional Runs

\$2,530.00 per additional run

SECTION 84. Section 6.290 of Part 6 of Resolution No. 72737 is amended as follows:

6.290 Valet Parking Zone \$516.00 one-time per zone set up
\$122.00 additional sign, one-time setup fee
\$393.00 lost meter revenue per meter space
\$87.00 annual fee per zone
\$15.00 annual maintenance per parking space

SECTION 85. Section 6.320 of Part 6 of Resolution No. 72737 is amended as follows:

6.320 Tree Service Administrative Fee \$218.00 per tree service

SECTION 86. Section 6.340 of Part 6 of Resolution No. 72737 is amended as follows:

6.340 Double Banner Installation Fees

Double Banner Installation Fee \$96.00 per installation plus the cost of materials

(for costs associated with the installation of one dual set of wayfinding banners on a single street pole with existing banner hardware)

Double Banner Hardware Installation Fee \$124.00 per installation plus the cost of materials

(for costs associated with the installation of one dual set of wayfinding banners on a single street pole without existing banner hardware)

SECTION 87. Section 6.350 of Part 6 of Resolution No. 72737 is amended as follows:

6.350 Traffic Operations Improvement Fees At actual cost
(Full Cost Recovery)

SECTION 88. Part 6 of Resolution No. 72737 is amended to add Section 6.360 as follows:

6.360 Lost Meter Revenue \$4.00/day/meter or
\$8.00/day/smart meter

SECTION 89. Part 6 of Resolution No. 72737 is amended to add Section 6.370 as follows:

6.370 Meter Head/Pole Removal \$64.00 per meter
head/\$133.00 per pole

SECTION 90. Part 6 of Resolution No. 72737 is amended to add Section 6.380 as follows:

6.380 Car Sensor Replacement \$271.00 per sensor

AMENDMENT TO PART 7 – ENVIRONMENTAL SERVICES DEPARTMENT

SECTION 91. Section 7.010 of Part 7 of Resolution No. 72737 is amended as follows:

7.010 Source Reduction and Recycling (AB939) Fee
(SJMC §§ 9.10.1120, 9.10.1435)

b. Commercial Solid Waste

2. Commercial Solid Waste collected by exclusive commercial franchisees (effective beginning July 1, 2012) \$2,900,000 per fiscal year
(paid by hauler with franchises for both geographic collection districts)

SECTION 92. Section 7.030 of Part 7 of Resolution No. 72737 is amended as follows:

7.030 Commercial Solid Waste Collection Franchise \$535.00
Application Fee
(SJMC § 9.10.1670)

SECTION 93. Section 7.100 of Part 7 of Resolution No. 72737 is amended as follows:

7.100 Waste Diversion Compliance Fees

The Initial Review Fee set forth below is to review specific project paperwork regarding waste diversion compliance

Waste Diversion Compliance Review \$104.00

AMENDMENTS TO PART 8 – LIBRARY DEPARTMENT

SECTION 94. Section 8.010 of Part 8 of Resolution No. 72737 is amended as follows:

8.010 Fines

Overdue materials (including any CD's, DVD's, devices or equipment) \$0.25 per day for each day overdue with \$5.00 maximum per item

Lost materials (including any CD's, DVD's, devices, or equipment) Price of material plus \$10.00 handling fee for materials costing more than the minimum database price (minimum database price adjusted as publication price increases occur)

Damaged materials (including any CD's, DVD's, devices, or equipment)

Price of material plus \$10.00 handling fee for materials costing more than the minimum database price

SECTION 95. Section 8.020 of Part 8 of Resolution No. 72737 is amended as follows:

8.020 Community Room Rental
(For nonprofit cultural, educational, civic organizations, or government agencies whose meetings are open to the public without charge)

Branches

\$37.00 per use up to 4 hours;
\$70.00 per use over 4 hours

SECTION 96. The Held Materials Fee, formerly listed in Section 8.070 of Part 8 of Resolution No. 72737, as amended, is eliminated.

SECTION 97. The Pay-for-Print Fee, formerly listed in Section 8.010 of Part 8 of Resolution No. 72737, as amended, is renumbered and moved to a new Section 8.080 and is amended as follows:

8.080 Library Printing Fees

Pay-for-Print Fee

\$0.15 per black and white print
\$0.65 per color print

AMENDMENTS TO PART 9 – CITY CLERK DEPARTMENT

SECTION 98. Section 9.010 of Part 9 of Resolution No. 72737 is amended as follows:

9.010 Cost of Publications and Document Copying

Document Copying:

(No charge for Public Records Act (PRA) responses if aggregate costs are less than \$5.00, per Resolution No. 77137.)

8-1/2" x 11"	\$0.06 per page (B&W)
8-1/2" x 11"	\$0.12 per page (Color)
8-1/2" x 14"	\$0.06 per page (B&W)
8-1/2" x 14"	\$0.12 per page (Color)
11" x 17"	\$0.07 per page (B&W)
11" x 17"	\$0.13 per page (Color)
Document Certification (formerly "Certified Copy")	\$8.50 per certification plus cost of Document Copying

Document Scanning:

(No charge for Public Records Act (PRA) responses if aggregate costs are less than \$5.00, per Resolution No. 77137.)

All sizes (B&W; Color)	\$0.23 for first page, \$0.05 per additional page plus cost of Electronic Media
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Electronic Media:

8 GB Thumb Drive	\$6.78 plus per page Document Scanning Fee
16 GB Thumb Drive	\$9.71 plus per page Document Scanning Fee
<i>FAX Copies to Public</i>	\$1.64 for first page, \$0.06 per additional page

(No charge for Public Records Act (PRA) responses if aggregate costs are less than \$5.00, per Resolution No. 77137.)

City Charter

\$5.75 plus cost of Document Copying and/or cost of Electronic Media

SECTION 99. Section 9.020 of Part 9 of Resolution No. 72737 is amended to eliminate the fee for Materials and as follows:

9.020 Duplication Services

Audio Recording

\$9.75 each plus cost of
Electronic Media

Video Recording

\$24.50 each plus cost of
Electronic Media

SECTION 100. Section 9.030 of Part 9 of Resolution No. 72737 is amended as follows:

9.030 Late Fee for Political Reform Act Filings

Set by State law: \$10.00 per
day, maximum \$100.00
(Cal. Gov. Code § 91013)

SECTION 101. Section 9.040 of Part 9 of Resolution No. 72737 is amended as follows:

9.040 Special Research/Services

\$102.75 per hour plus cost of
Document Copying and/or
cost of Electronic Media

SECTION 102. Section 9.070 of Part 9 of Resolution No. 72737 is amended as follows:

9.070 Agenda Subscription Fees

City Council meeting agenda

\$70.00 per year plus cost of
Document Copying and/or
cost of Electronic Media

Planning Commission meeting agenda

\$21.00 per year plus cost of
Document Copying and/or
cost of Electronic Media

Planning Director Hearing meeting
agenda

\$24.50 per year plus cost of
Document Copying and/or
cost of Electronic Media

SECTION 103. Section 9.090 of Part 9 of Resolution No. 72737 is amended as follows:

9.090 Lobbyist Fees
(SJMC § 12.12.440)

Client Fee	\$135.00 per client
Delinquent Registration Fee	5% of the unpaid fee per day, <u>up to maximum of 100% of unpaid fee</u>
Quarterly Report Delinquency Fee	\$106.00 per day

AMENDMENTS TO PART 10 – FINANCE DEPARTMENT

SECTION 104. Section 10.050 of Part 10 of Resolution No. 72737 is amended as follows:

10.050 Christmas Tree and Pumpkin Sales License \$119.75 per lot
(SJMC §6.24.020)

SECTION 105. Section 10.060 of Part 10 of Resolution No. 72737 is amended as follows:

10.060 Circus, Carnival and Parade Permits
(SJMC §6.26.030)

Circus Permit	\$250.00 first day; \$124.25 each additional day
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SECTION 106. Section 10.070 of Part 10 of Resolution 72737 is amended as follows:

10.070 Handbill Distributors
(SJMC §6.36.070)

Handbill Distributor's License	\$56.25 annually
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SECTION 107. Section 10.080 of Part 10 of Resolution No. 72737 is amended as follows:

10.080 Solid Waste Collection Delinquency Procedures

Administrative Charges for Collection Procedures (SJMC §9.10.1220)	\$98.00 per lien
Notice of Intent to Lien Property	\$9.50 per notice

SECTION 108. Section 10.110 of Part 10 of Resolution No. 727237 is amended as follows:

10.110 Business Tax Special Reports

Computer Printout	\$70.50 up to 25 pages, \$1.00 each additional page
CD/E-mail	\$70.50 per CD/transmission

SECTION 109. Section 10.130 of Part 10 of Resolution No. 72737 is amended as follows:

10.130 Processing of Checks Returned for Insufficient Funds

Return Check Fee	\$26.25 per returned check
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SECTION 110. Section 10.170 of Part 10 of Resolution No. 72737 is amended to eliminate the Neglected and Vacant Homes Lien Fee and as follows:

10.170 Lien Activities

Administrative Remedies Lien Fee	\$207.00 per lien
Sidewalk Lien Administrative Fee	\$150.25 per lien
Abatement Lien Fee	\$145.50 per lien

Tree Lien Fee

\$207.00 per lien

SECTION 111. The Medical Marijuana Collective Registration Fees, formerly listed in Section 10.190 of Part 10, are renumbered and included in Section 1.560 of Part 1 of Resolution No. 72737 as listed above.

SECTION 112. The Medical Marijuana Collective Operating Fees, formerly listed in Section 10.200 of Part 10, are renumbered and included in Section 1.570 of Part 1 of Resolution No. 72737 as listed above.

**AMENDMENTS TO PART 11 – ECONOMIC
DEVELOPMENT/CULTURAL AFFAIRS**

SECTION 113. Section 11.010 of Part 11 of Resolution No. 72737 is amended as follows:

11.010 Foreign Trade Zone Fees

Alternative Site Framework Zone

- | | |
|---|------------|
| a. Application fee | \$525.00 |
| b. Operating Agreement set-up fee | \$2,775.00 |
| c. Annual Operating Agreement maintenance fee | \$300.00 |

SECTION 114. Section 11.030 of Part 11 of Resolution No. 72737 is amended as follows:

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|--------|--|--------------------|
| 11.030 | <u>Private Property Event Permit – Non-Vehicle Sales Event**</u>
(SJMC §20.80.1500.C) | \$850.00 per event |
|--------|--|--------------------|

SECTION 115. Section 11.040 of Part 11 of Resolution No. 72737 is amended as follows:

- 11.040 Paseo/Plaza Use Permit Short-Term Event Permit Fee* (SJMC §13.22.150)
- a. \$290.00 per event not to exceed 28 days, including set-up and tear down
 - b. \$1,500.00 cleaning and damage deposit (refundable)

SECTION 116. Section 11.045 of Part 11 of Resolution No. 72737 is amended as follows:

- 11.045 Paseo/Plaza Use Permit "Non-Peak" Extended Permit Fee* (SJMC §13.22.150)
- a. \$285.00 plus \$285.00 per each 28 day period (or portion thereof), after the first 28 day period
 - b. \$1,500.00 cleaning and damage deposit (refundable)

SECTION 117. Section 11.050 of Part 11 of Resolution No. 72737 is amended as follows:

- 11.050 Paseo/Plaza Use Permit Amendment Fee \$245.00 (SJMC §13.22.150)

SECTION 118. Section 11.060 of Part 11 of Resolution No. 72737 is amended as follows:

- 11.060 Paseo/Plaza Use Permit Series Events Permit Fee* (SJMC §13.22.150)
- a. \$440.00
 - b. \$1,500.00 cleaning and damage deposit (refundable)

SECTION 119. Part 11 of Resolution No. 72737 is amended to add Section 11.065 as follows:

11.065 Street/Public Sidewalk – Additional Inspection Fee \$100.00 per return visit

SECTION 120. Section 11.070 of Part 11 of Resolution No. 72737 is amended as follows:

11.070 Gated Event on Public Property Fee (Council Policy) 0% of gross gate receipts for the period of January 1, 2009 to June 30, 2018 (unless modified by a contract approved by the City Council)

SECTION 121. Section 11.090 of Part 11 of Resolution No. 72737 is amended as follows:

11.090 Wayfinding Banner Application Fees

The Initial Application Fee set forth below is for costs associated with the application review and coordination of wayfinding banners in the public right-of-way for up to four (4) hours. Any additional review fee of \$98.00 would be charged for each subsequent hour required to review the application.

Wayfinding Banner Application Review Fee \$575.00 per application

Wayfinding Banner Application Additional Review Fee \$98.00 per hour

SECTION 122. Section 11.110 of Part 11 of Resolution No. 72737 is amended as follows:

11.110 Private Property Event Permit – Administrative Process Fee for Downtown Core \$110.00 per permit

SECTION 123. Section 11.120 of Part 11 of Resolution No. 72737 is amended as follows:

11.120 Parque de los Pobladores (also known as Gore Park) Use Permit

- | | |
|--------------------------------|--|
| 1. Single Use Permit Fee* | \$65.00 (1 to 3 (consecutive) day period for a single event) |
| 2. Series Permit Fee* | \$105.00 (series up to 4 events held in 3-month period) |
| 3. Amendment Fee | \$35.00 (for previously approved event) |
| 4. Cleaning and Damage Deposit | \$1,500.00 (refundable) |

SECTION 124. Section 11.130 of Part 11 of Resolution No. 72737 is amended as follows:

- | | |
|---|--------------------|
| 11.130 <u>Special Event Permit Fee - Limited Special Event and Guaranteed Simple Assembly (SJMC §13.14.250)</u> | \$45.00 per permit |
|---|--------------------|

SECTION 125. Part 11 of Resolution No. 72737 is amended to add Section 11.140 as follows:

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|--|-------------------|
| 11.140 <u>Permit Cancellation – Permit Cancellation Fee – 30 days or less notice (Applicable to those permits marked with an asterisk (*))</u> | 50% of permit fee |
|--|-------------------|

SECTION 126. Part 11 of Resolution No. 72737 is amended to add Section 11.150 as follows:

- | | |
|--|-------------------|
| 11.150 <u>Permit Cancellation – Permit Cancellation Fee – More than 30 days notice (Applicable to those permits marked with an asterisk (*))</u> | 25% of permit fee |
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AMENDMENTS TO PART 12 – HOUSING

SECTION 127. Section 12.010 of Part 12 of Resolution No. 72737 is amended as follows:

12.010 Rental Rights and Referrals Program
(formerly Rental Dispute Mediation)

<u>Apartment</u> (SJMC §17.23.490)	\$19.29 per unit annually
<u>Mobile Homes</u> (SJMC §17.22.910)	\$33.48 per unit annually
<u>Non-Rent Controlled Units</u>	\$1.98 per unit annually
<u>Mobile Home Late Fee</u>	10% of the amount of the fee if not paid within <u>45</u> days of due date.

SECTION 128. Section 12.020 of Part 12 of Resolution No. 72737 is amended as follows:

12.020 Inclusionary Policy Fees

- a. For projects for which a Site Development Permit or a Planned Development Permit was issued on or before June 1, 2007 and which have not received a foundation permit or building permit prior to July 1, 2007, fees effective through September 28, 2007, at which time the fees in Subsection b below shall apply:
 1. Rental Alternative Restricted Unit to be developed within a redevelopment project area \$71,400 per unit
 2. Rental Alternative Restricted Unit to be developed outside a redevelopment project area \$142,800 per unit

3. Ownership Alternative Restricted Unit to be developed within a redevelopment project area \$65,000 per unit
4. Ownership Alternative Restricted Unit to be developed outside a redevelopment project area \$130,000 per unit
- b. Fees effective July 1, 2007 for all projects except as provided in Subsection a above:
 1. Rental Units \$17.00 per net square foot of market-rate housing; maximum \$85,500
 2. For-sale units in low-rise condominium/stacked flat projects \$17.00 per net square foot of market-rate housing; maximum \$90,000
 3. For-sale Townhouse/Row-house projects \$17.00 per net square foot of market-rate housing; maximum \$120,000
 4. For Sale Single-family detached units \$17.00 per net square foot of market-rate housing; maximum \$200,000
 5. For Sale High-rise units not located in the Downtown Core \$17.00 per net square foot of market-rate housing; maximum \$200,200
 6. For Sale High-rise units located in a Downtown High-Rise Incentive Area \$8.50 per net square foot of market-rate high-rise units; maximum \$65,000

SECTION 129. Part 12 of Resolution No. 72737 is amended to add Section 12.025 as follows:

12.025 Inclusionary In-Lieu Fees \$85,572.00 per unit

Pursuant to San José Municipal Code Section 5.08.520, the inclusionary housing requirement may be satisfied by the payment of a fee in lieu of constructing affordable housing units provided that such fee is paid for 20% of total Market Rate Units and received after issuance of a development permit for the project, but prior to the issuance of any certificate of occupancy for a building in the Residential Development.

SECTION 130. Section 12.030 of Part 12 of Resolution No. 72737 is amended as follows:

12.030 Homebuyer Subordination Fee

Homebuyer Subordination Fee \$218.00 per transaction

SECTION 131. Section 12.040 of Part 12 of Resolution No. 72737 is amended as follows:

12.040 Multi-Family Project Owner Transfer Fee – New Parties

Standard Transaction \$20,785.00 per transaction

City Attorney Staff Time \$205.00 per hour in excess of twenty-nine (29) hours

Housing Staff Time \$140.00 per hour in excess of one hundred six (106) hours

SECTION 132. Section 12.045 of Part 12 of Resolution No. 72737 is amended as follows:

12.045 Multi-Family Project Owner Transfer Fee – Related Parties

Standard Transaction	\$15,920.00 per transaction
City Attorney Staff Time	\$205.00 per hour in excess of twenty-two (22) hours
City Housing Staff Time	\$140.00 per hour in excess of eighty-two (82) hours
Multi-Family Loan Refinance Fee	
Standard Transaction	\$20,785.00 per transaction
City Attorney Staff Time	\$205.00 per hour in excess of twenty-nine (29) hours
City Housing Staff Time	\$140.00 per hour in excess of one hundred six (106) hours

SECTION 133. Section 12.050 of Part 12 of Resolution No. 72737 is amended as follows:

12.050 Single-Family Loan Payoff Fee

Short Sale Loan Payoff Fee	\$350.00 per transaction
Single-Family Loan Payoff Fee	\$210.00 per transaction

SECTION 134. Section 12.060 of Part 12 of Resolution No. 72737 is amended as follows:

12.060 Multi-Family Project Restructuring Fee

Standard Transaction	\$7,040.00 per transaction
City Attorney Staff Time	\$205.00 per hour in excess of twenty-one (21) hours
City Housing Staff Time	\$140.00 per hour in excess of twenty (20) hours

SECTION 135. Section 12.070 of Part 12 of Resolution No. 72737 is amended as follows:

12.070 Multi-Family Loan Recapitalization Fee

Standard Transaction	\$43,795.00 per transaction
City Attorney Staff Time	\$205.00 per hour in excess of eighty-nine (89) hours
City Housing Staff Time	\$140.00 per hour in excess of one hundred eighty-three (183) hours

SECTION 136. Section 12.080 of Part 12 of Resolution No. 72737 is amended as follows:

12.080 Multi-Family Loan Servicing Fee

Multi-Family Loan Servicing Fee	\$20.65 per unit per year
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SECTION 137. Section 12.090 of Part 12 of Resolution No. 72737 is amended as follows:

12.090 Multi-Family Affordability Restricting Monitoring Fee

Multi-Family Affordability Restriction Monitoring Fee	\$20.65 per unit per year
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SECTION 138. Section 12.100 of Part 12 of Resolution No. 72737 is amended as follows:

12.100 Multi-Family Loan Origination Fee

Standard Transaction	\$46,805.00 per transaction
City Attorney Staff Time	\$205.00 per hour in excess of eighty-nine (89) hours
City Housing Staff Time	\$140.00 per hour in excess of two hundred four (204) hours

SECTION 139. Section 12.110 of Part 12 of Resolution No. 72737 is amended as follows:

12.110 Multi-Family Loan Conversion Fee

Standard Transaction	\$43,865.00 per transaction
City Attorney Staff Time	\$205.00 per hour in excess of eighty-nine (89) hours
City Housing Staff Time	\$140.00 per hour in excess of one hundred eighty-three (183) hours

SECTION 140. Section 12.120 of Part 12 of Resolution No. 72737 is amended as follows:

12.120 Supplemental Document Processing Fee

City Attorney Staff Time	\$205.00 per hour
City Housing Staff Time	\$140.00 per hour
Santa Clara County Clerk-Recorder Office Fees	Actual Costs Charged by the Santa Clara County Clerk-Recorder to the City

SECTION 141. Section 12.130 of Part 12 of Resolution No. 72737 is amended as follows:

12.130 Multi-Family Loan Payoff Fee

Standard Transaction	\$3,975.00 per transaction
City Attorney Staff Time	\$205.00 per hour in excess of three (3) hours
City Housing Staff Time	\$140.00 per hour in excess of (24) hours

SECTION 142. Part 12 of Resolution No. 72737 is amended to add Section 12.145 as follows:

12.145 Affordable Housing Impact Fee \$17.00 per finished livable square foot.

The Housing Impact Fee shall be paid for each Market Rate Rental Unit, not exempted as an "Eligible Pipeline Project", with three (3) or more units as defined in Resolution No. 77218.

SECTION 143. Section 12.150 of Part 12 of Resolution No. 72737 is amended as follows:

12.150 Affordable Housing Compliance Fee Program

Standard Transaction

\$3,200.00 per
application

SECTION 144. The Inclusionary Processing Fee, formerly listed in Section 12.160 of Part 12 of Resolution No. 72737, as amended, is eliminated.

AMENDMENTS TO PART 13 – GENERAL SERVICES

There are no proposed changes to Part 13 – General Services.

AMENDMENTS TO PART 14 – PUBLIC RECORDS ACT REQUESTS

SECTION 145. Section 14.030 of Part 14 of Resolution No. 72737 is amended as follows:

14.030 Cost of Publications, Document Copying and Duplication Services

All fees related to the cost of publications, document copying and duplication services are referenced in Sections 9.010 and 9.020 (City Clerk Department) above.

SECTION 146. The fees, bonds, charges and deposits specified in the Schedule of Fees and Charges are listed by Department for purposes of administrative convenience only, and such fee, bond, charge or deposit shall be submitted to the Department or official responsible for its collection at the time it is due and payable.

SECTION 147. The fees, bonds, charges or deposits specified in the Schedule of Fees and Charges noted by an asterisk (*) denote a typographical correction from prior resolutions.

SECTION 148. For fees, bonds, charges or deposits specified in the Schedule of Fees and Charges in *italics*, the underlined language denotes a clarification only and no change in the amount of the fees, bonds, charges, or deposits have been made from prior resolutions.

SECTION 149. Except for the fees set forth above for development-related services, the provisions of this Resolution shall become effective on July 1, 2016. The fees for development-related services shall become effective August 12, 2016. Until August 12, 2016, the fees for development-related services shall be the development-related fees set forth in Resolution No. 72737 as amended.

ADOPTED this 14th day of June, 2016, by the following vote:

AYES: CARRASCO, HERRERA, JONES, KALRA, KHAMIS,
M. NGUYEN, T. NGUYEN, OLIVERIO, PERALEZ,
ROCHA; LICCARDO.

NOES: NONE.

ABSENT: NONE.

DISQUALIFIED: NONE.



SAM LICCARDO
Mayor

ATTEST:



TONI J. TABER, CMC
City Clerk