

A RESOLUTION OF THE CITY COUNCIL OF AMADOR CITY ESTABLISHING AN ANNUAL FEE FOR SIDEWALK PERMITS UNDER CITY CODE §12.08.030

Whereas, on September 21, 2021, the City Council approved an ordinance amendment that established a sidewalk permitting process in City Code section 12.08.030;

Whereas, the City Council, pursuant to Section 12.08.030(O), the Council may establish conditions for maintaining a sidewalk revocable permit as well as other administrative procedures that are necessary or convenient to administering Chapter 12.08.010, *et seq.* of the Amador City Code concerning revocable sidewalk permits;

Whereas, the City Council adopted an application fee for processing sidewalk use permits under Section 12.08.030 on or about October 19, 2021;

Whereas, the City Council desires to establish an annual continuation fee designed to offset the costs of administering sidewalk use permits.

Whereas, the annual administrative costs of ensuring compliance with City regulations will include time spent responding to notices of potential violations, inspections, and consulting between City staff including the City engineer and the City's legal counsel;

Whereas, pursuant to Government Code section 66014, the City Council desires to approve a fee that is a reasonable estimate of the cost to administer the sidewalk use permits issued pursuant to section 12.08.030;

Whereas, the use of public property as permitted by Chapter 12.08.010, *et seq.*, provides a benefit to the public of encouraging and supporting commerce, supporting safety measures adopted under public health recommendations, *inter alia*;

Whereas, based on the facts and materials before the City Council, an annual cost of \$300 should be adopted and required for applicants who wish to continue their sidewalk use permit issued under Chapter 12.08.010, *et seq.*, and is a reasonable estimate of the cost administer a permit issued under Section 12.08.030 based on the expense of city staff including the City Engineer and City's legal counsel;

Whereas, the fee adopted pursuant to this resolution should be included in the City's sidewalk use permit application, as a condition of the continuation of any such permit as may be issued upon demonstrating and maintaining compliance with City regulations;

Whereas, the fee adopted by this resolution shall be paid by the grantee of a sidewalk use permit under Chapter 12.08.010, *et seq.*, at the first of the year subsequent to the year of issuance of any such permit and each year after that the applicant desires to continue such operation;

NOW THEREFORE, BE IT RESOLVED:

1. The above recitals are incorporated here as findings of fact.
2. The City Council of Amador City hereby establishes an annual continuation fee of \$300 to be paid on an annual basis by each permittee who is issued a sidewalk use permit under Chapter 12.08.010, *et seq.*, and who desires to continue such permit for additional year(s); said

payment shall be made annually on the first of the following and subsequent year(s) after issuance of the subject permit as a condition for the continuation of any such permit. The fee paid shall be non-refundable, and not subject to deduction or proration.

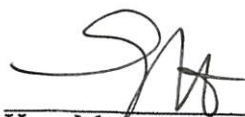
Duly passed this 21st day of December, 2021, at a regular meeting of the City Council of Amador City by the following vote:

AYES: Kel-Artinian, Bragstad, Robinson, Marks, Smith

NOES: 0

ABSENT: 0

ABSTAIN: 0



Hon. Mayor Anne Kel-Artinian
Amador City, California

Attested:



Joyce Davidson
City Clerk
Amador City, California