

RESOLUTION NUMBER R- 314117DATE OF FINAL PASSAGE MAY 23 2022

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO ADOPTING A FEE FOR SIDEWALK VENDING APPLICATIONS AND PERMITS, WAIVING COUNCIL POLICY 100-05, AND AMENDING THE RATEBOOK OF CITY FEES AND CHARGES MAINTAINED IN THE OFFICE OF THE CITY CLERK.

WHEREAS, the proposed Sidewalk Vending Ordinance (San Diego Ordinance O- 21459), which is being considered on the same date as this resolution, establishes a permit process and regulation of sidewalk vending in the City of San Diego (City); and

WHEREAS, it is the policy of the City to establish fees to recover the costs of providing services in accordance with San Diego Administrative Regulation 95.25 and Council Policy 100-05, "User Fee Policy"; and

WHEREAS, the City conducted a full evaluation of the costs and revenues associated with providing City services to implement and enforce the Sidewalk Vending Ordinance, in accordance with the California Constitution, which authorizes local governments to impose fees or charges related to government services, regulatory fees, and charges for use of local government property; and

WHEREAS, the proposed fee reflects a portion of the estimated reasonable cost of providing the service for which the fee is charged as set forth in the staff report accompanying this resolution; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that upon the effective date of the Sidewalk Vending Ordinance (San Diego Ordinance O- 21459) a fee of \$38 for the first year of implementation to be paid with the submission of an application for a sidewalk

vending permit is adopted to partially recover costs incurred by the City in providing such services.

BE IT FURTHER RESOLVED, that City staff is requested to return to City Council for review and analysis of data and costs and to determine any fee modifications.

BE IT FURTHER RESOLVED, that the City Clerk is directed to amend the Ratebook of City Fees and Charges maintained in the Office of the City Clerk to include the fee described above.

BE IT FURTHER RESOLVED, that the requirement for proposed fee to be reviewed by the Budget and Finance Committee (now the Budget and Government Efficiency Committee) as set forth in Council Policy 100-05, User Fee Policy, is waived.

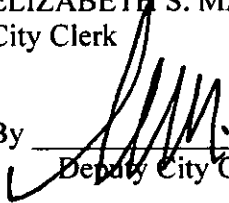
APPROVED: MARA W. ELLIOTT, City Attorney

By /s/ Ken So
Ken So
Chief Deputy City Attorney

KRS:cc:cm
04/22/22
05/18/22 REV.
Or. Dept: Treasurer
Doc. No.: 2182786_3

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of MAY 17 2022.

ELIZABETH S. MALAND
City Clerk

By  _____
Deputy City Clerk

Approved: 5/20/22
(date)

 _____
TODD GLORIA, Mayor

Vetoed: _____
(date)

TODD GLORIA, Mayor

Passed by the Council of The City of San Diego on MAY 17 2022, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Joe LaCava	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jennifer Campbell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Stephen Whitburn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Monica Montgomery Steppe	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marni von Wilpert	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Chris Cate	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Raul A. Campillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Vivian Moreno	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sean Elo-Rivera	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage MAY 23 2022.

(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

AUTHENTICATED BY:

TODD GLORIA
Mayor of The City of San Diego, California.

(Seal)

ELIZABETH S. MALAND
City Clerk of The City of San Diego, California.

By , Deputy

Office of the City Clerk, San Diego, California

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