

RESOLUTION NUMBER R- 303490

DATE OF FINAL PASSAGE MAR 14 2008

A RESOLUTION OF THE CITY COUNCIL ESTABLISHING A COST RECOVERY, REGULATORY FEE IN CONNECTION WITH THE NEW LEAD HAZARD PREVENTION AND CONTROL ORDINANCE; FINDING THAT SUCH FEE IS FOR OPERATING EXPENSES; AND RECEIVING THE LEAD HAZARD PREVENTION AND CONTROL ORDINANCE REPORT AND ASSOCIATED FEE COST CALCULATIONS.

BE IT RESOLVED, by the Council of the City of San Diego, as follows:

1. That a cost recovery, regulatory fee of \$31.00 is hereby established, to be added to the permit fee for the specific Building and Demolition/Removal permits identified in Report to the Council No. 08-029 dated March 5, 2008, for lead enforcement in connection with the new Lead Hazard Prevention and Control Ordinance No. O-2008-91 [Ordinance] sections 54.1005 Lead Safe Work Practice Standards Required and 54.1006 Lead Safe Work Practice Standards.
2. That the new cost recovery, regulatory fee described above shall become effective beginning sixty days after the date of final passage of the Ordinance.
3. That the City Clerk is hereby directed to amend the Ratebook of City Fees and Charges to reflect the cost recovery, regulatory fee described above.
4. That the Council hereby finds that the new cost recovery, regulatory fee is established for the purpose of meeting operating expenses associated with education, outreach, and enforcement in connection with sections 54.1005 and 54.1006 of the Ordinance.
5. That the Council hereby receives Report to Council No. 08-029 including all attachments to that Report.
6. That the establishment of the proposed cost recovery, regulatory fee is statutorily exempt from the California Environmental Quality Act [CEQA] pursuant to CEQA Guidelines

(R-2008-718)

section 15273(a)(1) because the fee is established for the purpose of meeting operating expenses associated with the Ordinance. The remaining activities are exempt from CEQA pursuant to CEQA Guidelines section 15060(c)(2) because the activities will not result in a direct or reasonably foreseeable indirect physical change in the environment.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By Grace C. Lowenberg
Grace C. Lowenberg
Deputy City Attorney

GCL:mb
02/27/08
Or.Dept:ESD
R-2008-718

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at its meeting of MAR 11 2008.

ELIZABETH S. MALAND, City Clerk

By Mary Zamora
Deputy City Clerk

Approved: 3-14-08
(date)

JSL
JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor