

**RESOLUTION NO. 6659**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GARDENA, CALIFORNIA, ADOPTING AN APPLICATION FEE FOR TEMPORARY USE AND TEMPORARY EVENT PERMITS AND FINDING THAT THE FEE IS EXEMPT UNDER PUBLIC RESOURCES CODE SECTION 21080(B)(8) AND CEQA GUIDELINES SECTION 15273.**

**WHEREAS**, the City of Gardena City Council has introduced Ordinance No. 1835 to amend the provisions on Temporary Use Permits; and

**WHEREAS**, Section 18.16.060 of Ordinance No. 1865 provides that applications for Temporary Use Permits and Temporary Event Permits shall be accommodated by a fee in an amount established by resolution of the City Council; and

**WHEREAS**, Government Code Section 66014 provides that when a local agency charges fees for filing and processing applications for planning services or under any other authority, those fees may not exceed the estimated reasonable cost of providing the service for which the fee is charged, and such fees may include the costs reasonably necessary to prepare and revise the plans and policies that a local agency is required to adopt before it can make any necessary findings and determinations; and

**WHEREAS**, the City Council has determined that the cost of staff time for processing these permit applications should be borne by the applicants rather than the citizenry-at-large; and

**WHEREAS**, on March 12, 2024, the City Council held a duly noticed public hearing on the fees that are the subject of this Resolution, which hearing was noticed in accordance with Government Code section 6062(a); and

**WHEREAS**, at the close of the public hearing the City Council directed staff to amend the Ordinance to add provisions which would allow food distribution centers operated in conjunction with non-profits; and

**WHEREAS**, on April 23, 2024, the City Council of the City of Gardena held a duly noticed public hearing on the fees that are the subject of this Resolution and Ordinance No. 1871.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF GARDENA, DOES HEREBY RESOLVE AS FOLLOWS:**

**SECTION 1.** The City Council has determined that Temporary Use Permit fees imposed under Ordinance No. 1865 of the Gardena Municipal Code shall each be \$1,160.50. This fee supersedes the Temporary Use Permit fee set forth in Resolution No. 6386.

**SECTION 2.** The City Council has determined that Temporary Event Permit fees imposed under Ordinance No. 1865 of the Gardena Municipal Code shall be as follows:

- \$360 Small Events with 1-99 attendees
- \$447 Medium Events with 100-299 attendees
- \$756 Large Events with 300 more attendees

**SECTION 3.** The City Council finds that all of the Whereas Clauses set forth above are true and correct. The City Council further finds that the fees do not exceed the cost of providing the services for which the fees are charged.

**SECTION 4. CEQA.** The establishment of these fees are statutorily exempt from the requirements of CEQA because setting these fees fit within the exemptions for local agency decisions involving rates, tolls, or other charges as specified by Public Resources Code section 21080(b)(8) and CEQA Guidelines section 15273.

**SECTION 5. SEVERABILITY.** If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this Resolution, or any part hereof, including any specific fee, is for any reason held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this Resolution or any part thereof, including any other fee. The City Council hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause, phrase or fee, irrespective of the fact that any one or more sections, subsections, subdivisions, paragraphs, sentences, clauses, phrases, or fees be declared invalid or unconstitutional.

**SECTION 6. CITY CLERK.** The City Clerk shall certify to the passage and adoption of this resolution; shall cause the same to be entered among the original resolutions of said City; and shall make a minute of the passage and adoption thereof in the records of the proceedings of the City Council of said City in the minutes of the meeting at which the same is passed and adopted.

**SECTION 7. EFFECTIVE.** The Temporary Use Permit fee shall be effective immediately. The Temporary Event Permit fees shall not be effective until such time as Ordinance No. 1865 takes effect.

Passed, approved, and adopted this 23rd day of April, 2024.

*Tasha Cerda, Mayor*

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TASHA CERDA, Mayor

ATTEST:

*Mina Semenza*

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MINA SEMENZA  
City Clerk

APPROVED AS TO FORM:



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CARMEN VASQUEZ, City Attorney

STATE OF CALIFORNIA            )  
COUNTY OF LOS ANGELES    ) SS:  
CITY OF GARDENA                )

I, **MINA SEMENZA**, City Clerk of the City of Gardena, do hereby certify that the whole number of members of the City Council of said City is five; that the foregoing Resolution, being **Resolution No. 6659** duly passed and adopted by the City Council of said City of Gardena, approved and signed by the Mayor of said City, and attested by the City Clerk, all at a regular meeting of said City Council held on the **23<sup>rd</sup> day of April 2024**, and that the same was so passed and adopted by the following roll call vote:

AYES:    COUNCIL MEMBERS FRANCIS AND LOVE, MAYOR PRO TEM  
          HENDERSON, MAYOR CERDA, AND COUNCIL MEMBER TANAKA

NOES:    NONE

ABSENT: NONE

  
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City Clerk of the City of Gardena, California

(SEAL)