

RESOLUTION NO. 2020-10

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, ESTABLISHING THE AMOUNT OF THE APPLICATION FEE FOR SIDEWALK VENDOR PERMITS PURSUANT TO SECTION 9-191.2 (PERMIT REQUIRED) OF ARTICLE 9 (PUSHCART AND OTHER SIDEWALK VENDORS) OF CHAPTER II (REGULATION OF CERTAIN BUSINESSES) OF TITLE 9 (LICENSES AND BUSINESS REGULATION) OF THE COSTA MESA MUNICIPAL CODE

THE CITY COUNCIL OF THE CITY OF COSTA MESA DOES HEREBY FIND AND DECLARE AS FOLLOWS:

WHEREAS, on March 3, 2020, the City Council of the City of Costa Mesa adopted Ordinance No. 2020-04, which, among other things, amends Article 9 of Chapter II of Title 9 of the Costa Mesa Municipal Code to establish a permitting and regulatory program for sidewalk vendors that encourages certain small business activities and protects the public health, safety and welfare, in compliance with Senate Bill ("SB") 946; and

WHEREAS, subsection (c) of Section 9-191.2 of Article 9 of Chapter II of Title 9 provides that each application for a sidewalk vendor permit shall be accompanied by a nonrefundable application fee as established by resolution of the City Council; and

WHEREAS, pursuant to the provisions of the California Constitution and the laws of the State of California, the City is authorized to adopt and implement rates, fees, and charges for municipal services; provided, however, that such rates, fees, and/or charges do not exceed the estimated reasonable cost of providing such services; and

WHEREAS, the City Council desires to establish the amount of the application fee for a sidewalk vendor permit application as set forth herein; and

WHEREAS, the proposed application fee will allow the City to recover the reasonable costs incurred by the City in processing a sidewalk vendor permit application; and

WHEREAS, all legal prerequisites to the adoption of this Resolution have occurred.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Costa Mesa as follows:

Section 1. The City Council hereby finds and determines, based upon the data, information, analysis, and oral and written documentation presented to the City Council concerning the proposed application fee for sidewalk vendor permit applications, that the


proposed application fee does not exceed the reasonable costs of processing said applications.

Section 2. The application fee for a sidewalk vendor permit application shall be Two Hundred Fifty Dollars (\$250.00) per application.

Section 3. The application fee set forth in this Resolution shall become effective upon the effective date of Ordinance 2020-04.

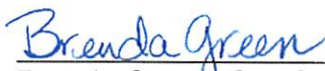
Section 4. The City Clerk shall certify to the passage and adoption of this Resolution and shall enter it into the book of original resolutions.

PASSED AND ADOPTED this 17th day of March, 2020.



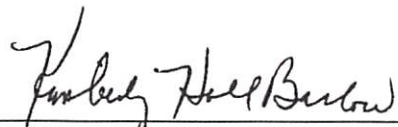
Katrina Foley, Mayor

ATTEST:



Brenda Green, City Clerk

APPROVED AS TO FORM:



Kimberly Hall Barlow, City Attorney

