

**RESOLUTION NO. \_\_\_\_\_ (2021 SERIES)**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN LUIS  
OBISPO, CALIFORNIA, ADOPTING AND CONFIRMING VARIOUS FEES  
FOR ADMINISTRATIVE APPEALS**

**WHEREAS**, the City Council adopted Ordinance 1625 (2015 Series) which, among other things, established the Administrative Review Board to hear certain administrative citation appeals that required the creation of a substantial record; and

**WHEREAS**, no fee amount was explicitly set for an appeal to the Administrative Review Board, but has been interpreted as falling under the 'All Other Appeals' category of the City's Comprehensive Fee Schedule; and

**WHEREAS**, Ordinance 1625 (2015) also redefined the purview and procedures of the previously established Construction Board of Appeals, including specifying staff's creation of a substantial record for those administrative citation appeals it reviewed; and

**WHEREAS**, no fee amount is explicitly listed in the City's Comprehensive Fee schedule for an appeal to the Construction Board of Appeals, but there does exist two otherwise applicable fees: "Appeal of Building Official Decision – BLDG" and "Handicap Board of Appeals – BLDG"; and

**WHEREAS**, the City Council adopted Ordinance 1664 (2019 Series) which modified the process for tree removal applications and as a result there are no longer any decisions of the City's Tree Committee appealable to the City Council though a fee for such an appeal remains listed in the City's Comprehensive Fee Schedule; and

**WHEREAS**, certain decisions of the City Arborists are appealable to the Tree Committee, but no fee amount for such an appeal is listed in the Comprehensive Fee Schedule; and

**WHEREAS**, the Comprehensive Fee Schedule will be updated to reflect all new and updated fees becoming effective July 1, 2021.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of San Luis Obispo that:

**SECTION 1.** The City will begin collecting fees for administrative appeals to its various advisory bodies as show below. Accordingly, the City's Comprehensive Fee Schedule shall be amended to reflect the following fees:

<b>Appeals to Advisory Bodies Following Administrative (non-Planning) Decisions</b>	
Tree Committee	<b>\$125.71</b>
Construction Board of Appeals	<b>\$1,196.04</b>
Administrative Review Board	<b>\$312.61</b>
All Other Appeals	<b>\$312.61</b>

Upon motion of \_\_\_\_\_, seconded by \_\_\_\_\_, and on the following roll call vote:

AYES:

NOES:

ABSENT:

The foregoing resolution was adopted this \_\_\_\_\_ day of \_\_\_\_\_ 2021.

\_\_\_\_\_  
Mayor Heidi Harmon

ATTEST:

\_\_\_\_\_  
Teresa Purrington  
City Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
J. Christine Dietrick  
City Attorney

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the official seal of the City of San Luis Obispo, California, on \_\_\_\_\_.

\_\_\_\_\_  
Teresa Purrington  
City Clerk

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