

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

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN LUIS OBISPO, CALIFORNIA, AUTHORIZING THE SAN LUIS OBISPO COUNTY AUDITOR TO COLLECT FEES FOR 2021-22 FIRE AND LIFE SAFETY INSPECTIONS OF MULTI-DWELLING PROPERTIES CONTAINING THREE OR MORE DWELLING UNITS ON THE SECURED PROPERTY TAX ROLL PURSUANT TO CALIFORNIA GOVERNMENT SECTION 54988, ET SEQ.**

**WHEREAS**, the City of San Luis Obispo is required by California Health & Safety Code Section 17921 annually to inspect multi-dwelling properties containing three or more dwelling units, including apartments, certain residential condominiums, hotels, motels, lodging houses and congregate residences; and

**WHEREAS**, California Health & Safety Code Section 13146.2 authorizes cities to charge property owners in recovering the reasonable costs of providing these annual inspections; and

**WHEREAS**, in accordance with this policy, the Council adopted Resolution Nos. 9799 (2006 Series) and 10790 (2017 Series) updating the master fee schedule, as specifically set forth in "Exhibit A" hereto, and authorizing the collection of these fees on the secured property tax roll; and

**WHEREAS**, the Council desires to continue collection of these fees on the secured property tax roll for 2021-22.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of San Luis Obispo as follows/or that (whatever action is needed):

**SECTION 1.** Pursuant to California Health & Safety Code Section 13146.2(b) and Municipal Code Section 3.50, the Council hereby authorizes and directs that Fire and Life Safety Inspection fees shall be collected on the secured property tax roll by the San Luis Obispo County Auditor-Controller for fiscal year 2021-22. A listing of fees by assessor's parcel number shall be provided to the County Auditor-Controller for collection on the 2021-22 secured property tax roll in accordance with their schedule and data format requirements, pursuant to California Government Code 54988, et seq.

**SECTION 2.** Resolution Number 11121 (2020 Series) is hereby repealed and superseded to the extent inconsistent herewith.

Upon motion of Council Member \_\_\_\_\_, seconded by Council Member \_\_\_\_\_, 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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**EXHIBIT A****Multi-Dwelling Fire and Life Safety Inspection Fee Schedule****Administrative Fee**

Processing per facility	\$86.63
Each Additional Owner	\$10.28

**Apartment Houses**

Up to 10 Units	\$346.52
11- 20 Units	\$519.78
21- 50 Units	\$693.04
51- 100 Units	\$866.30
101- 200 Units	\$1386.08
Every additional 100 Units over 200	\$346.52

**Condominiums**

Up to 10 Units	\$346.52
11- 20 Units	\$519.78
21- 50 Units	\$693.04
51- 500 Units	\$1039.56

Fees are waived for units that are built, owned and managed by the San Luis Obispo Housing Authority, other governmental agencies or not-for-profit housing organizations.

**Hotels, Motels, Lodging Houses, Bed & Breakfast Facilities, Youth Hostel Facilities, Senior Facilities, Sororities, Fraternities and Other Congregate Residences**

1 - 20 units	\$346.52 per year per facility
21 - 50 units	\$519.78 per year per facility
51-100 units	\$866.30 per year per facility
101-200 units	\$1386.08 per year per facility

Sorority, Fraternity, Congregate house	\$693.04
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These fees are applicable to all multi-dwelling units in the City based on the following definitions as set forth in the 2016 California Building Code, Chapter 2: Definitions and Abbreviations, Section 202 and Chapter 3, Section 310.

**Apartment house** is any building, or portion thereof, which contains three or more dwelling units, including R-2 residential condominiums.

***Congregate residences*** are any building or portion thereof that contains facilities for living, sleeping and sanitation, as required by this code, and may include facilities for eating and cooking, for occupancy by other than a family. A congregate residence may be a shelter, convent, monastery, dormitory, fraternity, or sorority house, but does not include jails, hospitals, nursing homes, hotels, or lodging houses.

***Dwelling unit*** is any building or portion thereof that contains living facilities, including provisions for sleeping, eating, cooking and sanitation, as required by this code, for not more than one family, or a congregate residence for ten or less persons.

***Hotel*** is any building containing six or more guest rooms intended or designed to be use, or which are used, rented, or hired out to be occupied, or which are occupied for sleeping purposes by guests.

***Lodging house*** is any building or portion thereof containing not more than five guest rooms where rent is paid in money, goods, labor or otherwise. (A lodging house includes bed & breakfast facilities and hostels but excludes single family dwellings).

***Motel*** shall mean the same as hotel as defined in this code.