

## RESOLUTION 2019-67

### A RESOLUTION OF THE CITY OF ENCINITAS CITY COUNCIL ADOPTING FEES FOR REVIEW AND ISSUANCE OF RIGHT-OF-WAY ADMINISTRATIVE DESIGN REVIEW PERMITS

**WHEREAS**, the City Council has adopted new application and permit services for the review and issuance of Agriculture Permits in accordance with Chapter 9.70 of the Encinitas Municipal Code and City Council Policy C035;

**WHEREAS**, the City finds the new application and permit services provide a clear, simple, and affordable regulatory process for those pursuing small wireless facilities;

**WHEREAS**, the City has documented the costs associated with providing application and permit services for Administrative Design Review Permits (ADR), which provides the best comparison for costs associated with application and permit services for a Right-of-way Administrative Design Review Permit;

**WHEREAS**, the City Council has duly considered all public testimony, including the evaluation and recommendation by staff, presented at said hearing;

**WHEREAS**, not less than 10 days prior to the public hearing, the data supporting the proposed fee was on file for public review in the Office of the City Clerk; and

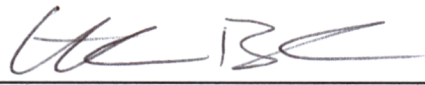
**WHEREAS**, after receiving the evidence presented at the public hearing, including the staff report and oral and written testimony received from the public, the City Council found that the amount of the fee established by this Resolution does not exceed the estimated reasonable cost of providing the service for which the fees are charged.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Encinitas, California, that:

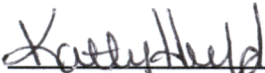
1. That the foregoing recitals are true and correct.
2. Fees of \$850 per pole for new applications for Right-of-Way Administrative Design Review Permits are established and shall become effective only of and when Ordinance No. 2019-12 becomes effective.
3. The fees established by this Resolution for Right-of-way Administrative Design Review Permits do not exceed the reasonable cost of providing the services for which the fees are charged.

**PASSED AND ADOPTED** this 21<sup>st</sup> day of August, 2019, by the following vote, to wit:

AYES:	Blakespear, Hinze, Hubbard, Kranz, Mosca
NAYS:	None
ABSENT:	None
ABSTAIN:	None

  
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Catherine S. Blakespear, Mayor  
City of Encinitas

ATTEST:

  
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Kathy Hollywood, City Clerk