

Agenda Report

TO: CITY COUNCIL,
Through: FINANCE COMMITTEE

DATE: DECEMBER 11, 2006

FROM: CITY MANAGER

**SUBJECT: AMENDMENT TO THE SCHEDULE OF TAXES, FEES AND CHARGES
ESTABLISHING SEXUALLY ORIENTED BUSINESS PERMIT FEES**

RECOMMENDATION

It is recommended that the City Council adopt "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASADENA AMENDING THE SCHEDULE OF TAXES, FEES AND CHARGES TO ESTABLISH SEXUALLY ORIENTED BUSINESS PERMIT FEES," which is attached hereto.

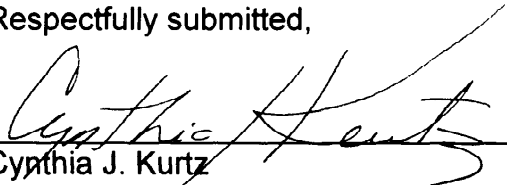
BACKGROUND

At its meeting on December 4, 2006, the City Council approved a new Municipal Code Chapter 5.45, to establish licensing and regulation requirements for sexually oriented businesses. That new chapter states that fees to cover the cost of processing the sexually oriented business permit, and the employee permit, shall be adopted by separate resolution. Attached is the Resolution to accomplish that objective. The fees established by this action are based on, and do not exceed, the fully allocated costs as determined by the cost of service study completed last fiscal year.

FISCAL IMPACT

Applicable fees will be collected from any future applicant for either a sexually oriented business permit, or an employee permit. If the attached resolution is adopted, there will not be an immediate fiscal impact as a result of the adoption of the new Chapter 5.45.

Respectfully submitted,




Cynthia J. Kurtz
City Manager

Prepared by:



Steve Mermell
Deputy Finance Director

Approved by:



Stephen C. Stark
Director of Finance

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASADENA AMENDING THE SCHEDULE OF TAXES, FEES AND CHARGES TO ESTABLISH SEXUALLY ORIENTED BUSINESS PERMIT FEES

WHEREAS, the City of Pasadena established a permitting scheme in Title 5 of the Municipal Code, whereby the City will regulate sexually oriented businesses, through the adoption of Ordinance number 7077; and,

WHEREAS, the purpose of the permitting scheme is to protect the public peace, health and safety through regulation that provides for special supervision of sexually oriented business owners, operators and employees by the public safety agencies; and

WHEREAS, the fee established herein is imposed to offset, and does not exceed, the cost of implementing the sexually oriented business permitting scheme, based on the cost of services study maintained by the Finance Department and the estimated time to process the permits.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Pasadena that the Sexually Oriented Business permitting fee shall be implemented as follows:

Section 1. The fee for a sexually oriented business permit shall be:

1. \$250 for the initial permit; and
2. \$100 for annual renewal.

Section 2. The fee for a sexually oriented business employee permit shall be:

1. \$100 for the initial permit; and
2. \$50 for annual renewal.

Section 3. These fees may increase annually per the CPI on the Schedule of Taxes, Fees and Charges.

Section 4. This Resolution is subject to the adoption of an ordinance amending Title 5, Chapter 5.45 of the Pasadena Municipal Code, Ordinance No. 7077, relating to the adoption of the sexually oriented business permit scheme. It is anticipated that ordinance will take effect on about December 13, 2006. Accordingly, this Resolution shall take effect on the same day that Ordinance No. 7077 becomes effective.

Adopted at the regular meeting of the City Council on the _____ day of _____, 2006, by the following vote:

AYES:

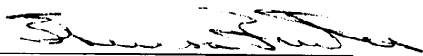
NOES:

ABSENT:

ABSTAIN:

Jane L. Rodriguez, CMC
City Clerk

APPROVED AS TO FORM:



Theresa E. Fuentes
Deputy City Attorney