

Adopted
5-29-07
Yousefian/Weaver
All Ayes

RESOLUTION NO. 07-91

**A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE
ESTABLISHING FEES FOR PROTECTED INDIGENOUS TREE PERMITS,
ADMINISTRATIVE ENFORCEMENT, AND TREE INSTALLATION.**

WHEREAS, Section 12.44.080 of the Glendale Municipal Code, 1995, states that by Resolution the City Council shall establish the fees for permits pertaining to cutting, removing, moving, or encroaching upon a protected indigenous tree; and

WHEREAS, Sections 12.44.090 and 12.44.100 of the Glendale Municipal Code, 1995, state that by Resolution the City Council shall establish an administrative enforcement fee, in an amount to cover the administrative cost of enforcing Chapter 12.44; and

WHEREAS, Sections 12.44.090 and 12.44.100 of the Glendale Municipal Code, 1995, state that by Resolution the City Council shall establish a tree installation fee, in an amount equal to the estimated cost of installation and equipment necessary for the city to replant a tree within the city, if a person cannot plant a replacement tree on the property where the person destroyed, removed or damaged the protected indigenous tree;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Glendale:

SECTION 1. The following fees are established:

- **Protected Indigenous Tree Permit Fees:**
 - Permit for cutting, removing, moving, or encroaching upon a protected indigenous tree:
 - For 1 to 5 protected indigenous trees \$215.00
 - For more than 5 protected indigenous trees \$400.00
 - For conducting an additional site inspection; consulting or monitoring by an arborist; reviewing a permit application revision; or preparing a revised or additional report \$100.00 per hour

1 - Permit for pruning a protected indigenous tree No Fee

2 - Permit for removing a dead, protected indigenous tree No Fee

3
4 - **Administrative Enforcement Fees:**

5 - For Neighborhood Services' inspecting a violation under Chapter 12.44 or enforcing
6 the provisions of Chapter 12.44 \$74.00 per inspection

7 - For Neighborhood Services' conducting a confirmation hearing on the imposition of
8 one or more administrative enforcement fees \$25.00

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10 - **Tree Installation Fees:**

11 - For a 15 gallon tree \$100.00

12 - For a 24 inch box tree \$310.00

13 - For a 36 inch box tree \$1,300.00

14 - For a 48 inch box tree \$1,500.00

15 - For a 60 inch box tree \$3,500.00

16
17 **SECTION 2.** To reflect cost-of-living changes and to ensure that changing economic
18 conditions do not impair the real value of the Protected Indigenous Tree Permit Fees and the Tree Installation
19 Fees under SECTION 1 of this Resolution, on July 1 of each year the Director of Public Works shall:

20 1. Review the Protected Indigenous Tree Permit Fees and the Tree Installation Fees; and

21 2. Adjust the Protected Indigenous Tree Permit Fees, or the Tree Installation Fees, or both:

22 A. Upward or downward by the same percentage increase or decrease,
23 occurring during the previous twelve months, in the Consumer Price
24 Index for All Urban Consumers ("CPI-U") for the Los Angeles-Anaheim-
25 Riverside Metropolitan Area (published by the Bureau of Labor Statistics,
26 U.S. Department of Labor), or applying a similar index if the CPI-U is
27 not published or available; and

28 B. To the nearest one dollar.

1 **SECTION 3.** In addition to adjusting the Protected Indigenous Tree Permit Fees and the
2 Tree Installation Fees under SECTION 2 of this Resolution, the Director of Public Works shall
3 recommend, with the City Manager’s approval, that the City Council revise those fees when a change in
4 the cost of processing permits, or installing trees, or both, makes the revision appropriate.
5

6 **SECTION 4.** When a fee increases or decreases under SECTION 2 or SECTION 3 of
7 this Resolution, the Director of Public Works shall post in a conspicuous place in the office of Permit
8 Services, for a period of at least sixty (60) days, a revised fee schedule.
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10 **SECTION 5.** A person whom the Director of Public Works charged the fee for a
11 protected indigenous tree permit, or for the cost of installing a protected indigenous tree, or both, may
12 submit to the Director of Public Works— within ninety (90) days after the City had received or collected
13 the fee— a written request for reconsideration and a refund of one or more of the fees. The Director of
14 Public Works or a designee shall review the request and, in a written decision, shall either approve the
15 refund or deny the request. The decision by the Director of Public Works, or the Director of Public
16 Works’ designee, is final and non-appealable to any other employee or representative of the City,
17 including the City Council.
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19 **SECTION 6.** When a person fails, neglects, or refuses to pay one or more
20 Administrative Enforcement Fees under SECTION 1 of this Resolution, or when a person otherwise pays
21 a fee listed under SECTION 1 of this Resolution, but later cancels or stops payment on it, and in either
22 situation that fee’s payment is lawfully due or owing, the unpaid amount constitutes a debt owed to the
23 City by that person, from whom the City may recover in a civil action and against whom the City may
24 seek additional— or other— legal or equitable remedies.
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26 **SECTION 7.** The Director of Public Works may prepare, adopt, amend, and enforce
27 rules, regulations, or procedures for collecting, administering, and refunding the Protected Indigenous
28 Tree Permit Fees and the Tree Installation Fees.

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SECTION 8.

A copy of this Resolution will remain on file, and will be available for inspection, in the office of Permit Services.

SECTION 9.

This Resolution becomes effective immediately upon its adoption.

Adopted by the Council of the City of Glendale on the 29th day of May, 2007.



Mayor

ATTEST:



City Clerk

STATE OF CALIFORNIA)
) SS.
COUNTY OF LOS ANGELES)

I, Ardashes Kassakhian, City Clerk of the City of Glendale, certify that the foregoing Resolution No. 07-91 was adopted by the Council of the City of Glendale, California, at a regular meeting held on the 29th day of May, 2007, by the following vote:

- Ayes: Drayman, Quintero, Weaver, Yousefian, Najarian
- Noes: None
- Absent: None
- Abstain: None



City Clerk

APPROVED AS TO FORM


Senior Assistant City Attorney

Date: 5-24-07