

**JOINT RESOLUTION NO. 2022-62
RESOLUTION NO. HWD-2022-14
RESOLUTION NO. CDC-2022-04
RESOLUTION NO. HHA-2022-07**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HESPERIA, CALIFORNIA, THE BOARD OF DIRECTORS OF THE HESPERIA WATER DISTRICT, THE BOARD OF DIRECTORS OF THE HESPERIA HOUSING AUTHORITY, AND THE COMMISSIONERS OF THE HESPERIA COMMUNITY DEVELOPMENT COMMISSION, AMENDING THE CITY-WIDE FEE SCHEDULE RELATED TO FEES FOR THE MULTIPLE RESPONSE/FIREWORKS PROGRAM

WHEREAS, on December 6, 2016, the City of Hesperia City Council, Hesperia Water District, Hesperia Fire District, Hesperia Housing Authority and Hesperia Community Development Commission adopted a revised City-wide fee schedule inclusive of all City, District, and Commission fees.

WHEREAS, Pursuant to Article XIII B (Proposition 4) of the California Constitution, it is the intent of the City Council of the City of Hesperia, the Board of Directors of the Hesperia Water District, the Board of Directors of the Hesperia Housing Authority, and the Board of Directors of the Hesperia Community Development Commission to recover costs reasonably borne from fees and charges for services rendered; and

WHEREAS, Pursuant to Article XIII C and Article XIII D (Proposition 218) of the California Constitution the fees, charges and regulatory fees are levied as an incident of the voluntary act of an individual or business and not the result of property ownership; and

WHEREAS, the City Council heard and took action on Ordinance No. 2022-12, amending Title 1 of the Hesperia Municipal Code related to Police Multiple Response/Firework fees; and

WHEREAS, large or tumultuous parties, domestic disturbances, gatherings, boisterous activities, or music, or any combination thereof, interfere with the neighbors' reasonable enjoyment of their property, constitute a threat to public peace, morals, and safety, and elicit numerous calls to the police department; and

WHEREAS, the Council finds that increasing multiple disturbance fees will deter individuals from repeatedly engaging in boisterous activities, false alarms/multiple unreasonable 911 calls; and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF HESPERIA, THE BOARD OF DIRECTORS OF THE HESPERIA WATER DISTRICT, THE BOARD OF DIRECTORS OF THE HESPERIA HOUSING AUTHORITY, AND THE COMMISSIONERS OF THE HESPERIA COMMUNITY DEVELOPMENT COMMISSION, AS FOLLOWS:

Section 1. In all respects, the facts as set forth in this resolution are true and correct.

Section 2. The schedule of fees and charges set forth in Exhibit "A" are hereby adopted and shall be applied to the specified services. The effective date of this resolution shall be October 16, 2022.

- Section 3. All fees described are for each identified process and additional fees shall be required for each additional process or service required.
- Section 4. Interpretation of this resolution may be made by the City Manager or designee. When there are conflicts between fees, the lower fee shall be applied.
- Section 5. If any section, sub-section, sentence, clause, or word in the resolution is held to be invalid by decision of any court of competent jurisdiction or action of State legislation, such decision or legislation shall not affect the validity of the remaining portions of this resolution.
- Section 7. That the City Clerk shall certify to the passage and adoption of this resolution and enter it into the book of original resolutions.

ADOPTED AND APPROVED this 16th day of August 2022.

Brigit Bennington, Mayor/Chair

ATTEST:

Erin Baum, Assistant City Clerk