

**CITY OF OJAI
RESOLUTION NO. 22-53**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OJAI
ESTABLISHING A FEE FOR GAS-POWERED CHAINSAW
PERMITS**

WHEREAS, on July 12, 2022, the City Council adopted a resolution declaring a climate emergency and expressing a commitment to reduce greenhouse gases; and

WHEREAS, small internal combustion engines are significant contributors to greenhouse gases, especially nitrous oxides and hydrocarbons; and

WHEREAS, electric-powered alternatives for landscaping equipment are widely available in the market; and

WHEREAS, the City Council desires to limit the use of certain small internal combustion engines, including chainsaws, in the City in furtherance of its commitment to reduce greenhouse gases.

WHEREAS, Chapter 15 (“Small Engine Regulations”) of Title 5 (“Sanitation and Health”) provides for the issuance of permits by the City for use of a gas-powered chainsaw; and

WHEREAS, the City Council desires to establish fees to recover the City’s costs for reviewing and processing applications for gas-powered chainsaw permits.

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

SECTION 1. The City Council hereby determines that the foregoing findings are true and correct, and incorporates them herein by reference.

SECTION 2. The fees set forth in Exhibit “A” attached hereto are hereby adopted and effective upon adoption. The City Manager and Finance Director are hereby authorized and directed to include these fees in the City’s Master Fee Schedule.

SECTION 3. As demonstrated by the fee justification prepared by City Staff and attached hereto as part of Exhibit “A,” the City Council finds and determines that the amounts of the fees therein: (1) do not exceed the estimated reasonable costs of providing the specified services and (2) do not recover more than the regulatory costs incurred by the City for providing the services for which they are charged.

SECTION 4. The Finance Director is authorized and directed to adjust the fees and service charges set forth in Exhibit “A” attached hereto not later than July 1 of each year based on the change, if any, in the Consumer Price Index (CPI) for All Urban Consumers for the Los Angeles

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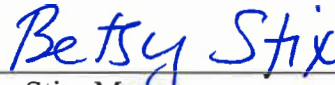
Area published by the United States Department of Labor, Bureau of Labor Statistics for February of that year, or a federally published successor indicator. The City Manager and Finance Director are thereafter authorized and directed to include such adjusted fees and service charges in the City's Master Fee Schedule.

PASSED, APPROVED and ADOPTED this 13th day of September, 2022 by the following vote:

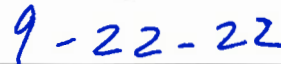
AYES: Blatz, Francina, Haney, Stix, Weirick
NOES: None
ABSTAIN: None
ABSENT: None

CITY OF OJAI, CALIFORNIA

By:



Betsy Stix, Mayor



Date signed

ATTEST:



Gail Davis, Deputy City Clerk

APPROVED AS TO FORM:



Matthew Summers, City Attorney

Exhibit A to Resolution No. 22-53

City of Ojai Gas-Powered Chainsaw Permit

The fee schedule for the following City permits, which recovers the City's costs of reviewing and processing applications for each permit type, is as follows:

Single Project Gas-Powered Chainsaw Permit: \$40

Annual Gas-Powered Chainsaw Permit: \$200

Annual permits available for Zones R-0-4, I-R-3, I-R-2, I-R-1, OS and AG, and additional zones as approved by the City Manager.