

## RESOLUTION R23-11

### A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALOS VERDES ESTATES, CALIFORNIA REVISING THE “POLICE FEES” PORTION OF THE MASTER FEE SCHEDULE TO ACCOUNT FOR CONCEALED CARRY WEAPON PERMITTING FEES

**WHEREAS**, California Penal Code section 26150 *et seq.* authorizes the chief or head of a municipal police department of a city to issue a concealed carry weapon (“CCW”) permit to applicants who demonstrate compliance with certain state requirements and City-specific criteria; and

**WHEREAS**, the City of Palos Verdes Estates (“City”) previously had all of its CCW permits handled by the County of Los Angeles, pursuant to Penal Code section 26155, but as of August 2022 the County notified the City that it would no longer process CCW permit applications on behalf of the City; and

**WHEREAS**, the City’s Police Department is therefore tasked with receiving, reviewing, and processing all CCW permit applications under state law; and

**WHEREAS**, the Police Department has adopted a policy on the issuance of CCW permits, and is prepared to begin reviewing and processing applications in accordance with state law and local policy; and

**WHEREAS**, processing the CCW applications includes various factors such as background and reference checks, staff time to review the applications for completeness, and verifying that the applicant has completed a required training course offered by the Police Department; and

**WHEREAS**, due to staffing constraints and a need to allocate resources in a manner that will allow for successful and timely review of all CCW permit applications, the Police Department wishes to contract with an outside vendor for provision of services including validating the accuracy of the applications, conducting background interviews, coordinating the psychological exam and weapons training course requirements, and providing support to the Police Department in final processing; and

**WHEREAS**, the proposed revision to the Master Fee Schedule will account for all fees associated with the Police Department’s review and issuance of CCW permits, and will not exceed the cost to the City of performing such services; and

**WHEREAS**, the City Council now wishes to adopt the fees as set forth in Exhibit “1”; and

**WHEREAS**, the Fees to be adopted as part of this action are subject to the procedures set forth in Government Code section 66018; and

**WHEREAS**, in accordance with Government Code section 66018, the City Council called a public hearing for March 28, 2023, for the purpose of receiving public comments on the proposed fees. Notice of the public hearing was given by publication in a newspaper of general circulation within the City once a week for two weeks commencing at least 10 days prior to the public hearing, with at least 5 days intervening between the first and last publication. On March 28, 2023, at the time and place set for the public hearing, the City Council heard and considered all oral and written presentations and comments made regarding the proposed fees.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Palos Verdes Estates, as follows:

**SECTION 1.** The above Recitals are true and correct and by this reference incorporated herein.

**SECTION 2.** The City Council hereby adopts the fees described in Exhibit “1” attached hereto and incorporated herein by this reference. The fees imposed by this Resolution shall take effect immediately upon adoption of this Resolution. The fees imposed by this Resolution shall supersede any prior fees or charges imposed by resolution or otherwise by the City Council, to the extent such prior fees or charges conflict herewith.

**SECTION 3.** The City Council finds and determines that:

(a) The fees established by this Resolution:

(1) are imposed for a specific government service provided directly to the payor, or for reasonable regulatory costs of the City for issuing licenses and permits, performing investigations, inspections, and administrative enforcement of the City’s Municipal Code and applicable state and federal law concerning concealed carry weapon permitting;

(2) are no more than necessary to cover the reasonable costs of the governmental activity for which the fee is imposed; and

(3) the manner in which those costs are allocated to a payor bear a fair or reasonable relationship to the payor’s burdens on, or benefits received from, the governmental activity for which the fee is imposed; and

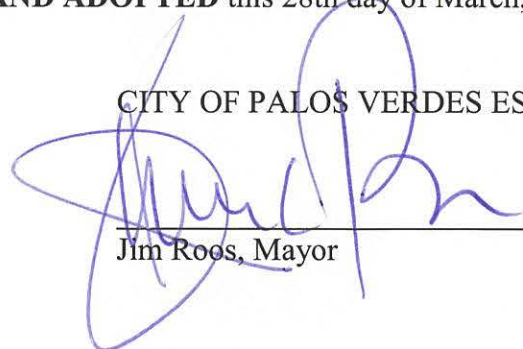
(b) The fees are not taxes within the meaning of California Constitution article XIII C, section 1(e).

**SECTION 4.** No fees other than those identified in Exhibit “1,” attached hereto, shall be deemed modified or otherwise affected by adoption of this Resolution.

**SECTION 5.** The Mayor is authorized to execute said agreement on behalf of the City, with such technical amendments as may be deemed appropriate by the Mayor and City Attorney.

**PASSED, APPROVED, AND ADOPTED** this 28th day of March, 2023.

CITY OF PALOS VERDES ESTATES

  
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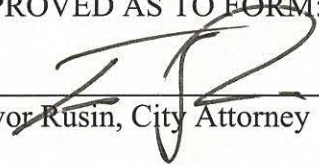
Jim Roos, Mayor

ATTEST:

  
\_\_\_\_\_

Kylynn Chaney, City Clerk

APPROVED AS TO FORM:

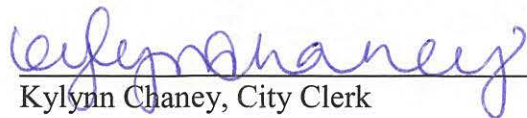
  
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Trevor Rusin, City Attorney

STATE OF CALIFORNIA )  
COUNTY OF LOS ANGELES ) SS:  
CITY OF PALOS VERDES ESTATES )

I, Kylynn Chaney, City Clerk for the City of Palos Verdes Estates, California, do hereby certify that the foregoing Resolution 23-11 was duly and regularly adopted and passed by the City Council of the City of Palos Verdes Estates at its regular meeting of the City Council on the 28th day of March, 2023, by the following vote:

AYES: COUNCILMEMBERS: Murdock, Lozzi, McGowan, Kemps  
NOES: COUNCILMEMBERS:  
ABSENT: COUNCILMEMBERS: Roos  
ABSTAIN: COUNCILMEMBERS:

  
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Kylynn Chaney, City Clerk

**EXHIBIT 1**

New information to be added to fee schedule shown in underline.

**MASTER FEE SCHEDULE – POLICE FEES**

#	Activity Description	Note	Permit Fee	Charge Basis
<u>11</u>	<u>Concealed Carry Permit</u>			
	• <u>Initial Application</u>	<u>PD Review</u>	<u>\$312</u>	<u>Per application</u>
	• <u>DOJ Fee (fingerprinting)</u>	<u>Done by Third-Party</u>	<u>SDOJ fee plus vendor cost</u>	<u>Per Application</u>
	• <u>Renewal Application</u>	<u>PD Review</u>	<u>\$156</u>	<u>Per application</u>
	• <u>Training Course</u>	<u>8 hour course Done at PD</u>	<u>\$281<sup>1</sup></u>	<u>Per application</u>
	• <u>Renewal Training Course</u>	<u>4-hour course done at PD</u>	<u>\$156<sup>1</sup></u>	<u>Per application</u>
	• <u>Psychological Exam</u>	<u>Per statutory maximum</u>	<u>\$150</u>	<u>Per application</u>
	• <u>Background and Reference Check</u>	<u>Per contract with third party consultant</u>	<u>Fee subject to City's current approved professional services agreement with consultant</u>	<u>Per application</u>

<sup>1</sup> Actual cost may vary depending on number of applicants per course offered.