

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY OF SANTA CLARA, CALIFORNIA
ESTABLISHING THE SHARED MOBILITY PERMIT AND
IMPOUND FEES AND INTEGRATING THE FEES INTO THE
MUNICIPAL FEE SCHEDULE**

BE IT RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:

WHEREAS, on December 7, 2021 the City Council introduced Ordinance No. _____

establishing new Chapter 10.35 “Shared Mobility Devices” providing shared mobility regulations to create a shared mobility permit program consistent with the City’s goals of enhancing mobility, easing traffic congestion and promoting sustainability;

WHEREAS, the permit program is needed to ensure the protection of public health and safety;

WHEREAS, the City Council has considered the “Shared Mobility Fee Study”, dated November 1, 2021 prepared by City staff (the “Shared Mobility Fee Study”);

WHEREAS, the Shared Mobility Fee Study demonstrates the relationship between the fee and shared mobility permits subject to the fee. The shared mobility permit program will create additional work for City staff related to permit issuance, permit administration, data analysis, public interaction and additional outreach;

WHEREAS, the Shared Mobility Fee Study proposed establishing a new fee for the purpose of recovering the reasonable regulatory costs that would be incurred by the City for issuing licenses and permits, performing investigations, inspections, and the administrative enforcement of a shared mobility permit program;

WHEREAS, the same Shared Mobility Fee Study demonstrated that in order to recover City costs associated with the new shared mobility permits, an application fee of \$3,470 per Operator, an annual fee of \$27,430, a device fee of \$70 per shared mobility device excluding the first 60 shared mobility devices per Operator and an additional device fee of \$35 per shared mobility device (“Shared Mobility Permit Fees”) would be needed; and

WHEREAS, the same Shared Mobility Fee Study proposed establishing a new fee for the

purpose of recovering City costs associated with impounding of shared mobility devices; and

WHEREAS, the same Shared Mobility Fee Study demonstrated that in order to recover City costs associated with removing and storing shared mobility devices, an Electric Scooter/eBike Impound Fee of \$305 per shared mobility device would need to be imposed; and

WHEREAS, in order to implement the Shared Mobility Regulations to create a shared mobility permit program, the City Council desires to adopt the Shared Mobility Fee Study and implement the Shared Mobility Permit Fees and Impound Fee to encourage the City's goals of enhancing mobility;and

and

WHEREAS, a public hearing was conducted by the City Council on December 7, 2021.

NOW THEREFORE, BE IT FURTHER RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:

1. That the Shared Mobility Permit Fees and Impound Fee shall be appended to the Municipal Fee Schedule kept on file in the office of the City Clerk.
2. That unless otherwise modified by the City Manager, the Shared Mobility Permit Fees and Impound Fee will automatically adjust for inflation annually, using the Engineering News Record McGraw-Hill Construction Weekly Building Cost Index for San Francisco. If this index ceases to exist, the City Manager shall substitute another construction cost index, which in his or her judgement is as nearly equivalent to the original index as possible. The automatic fee adjustment, as modified by the City Council, will occur when the City conducts its annual update of the Municipal Fee Schedule.
3. Effective date. This resolution shall become effective on the effective date of Ordinance No. XXXX.

I HEREBY CERTIFY THE FOREGOING TO BE A TRUE COPY OF A RESOLUTION PASSED AND ADOPTED BY THE CITY OF SANTA CLARA, CALIFORNIA, AT A REGULAR MEETING THEREOF HELD ON THE 7th DAY OF DECEMBER 2021, BY THE FOLLOWING VOTE:

AYES: COUNCILORS:
NOES: COUNCILORS:
ABSENT: COUNCILORS:
ABSTAINED: COUNCILORS:

ATTEST: _____

NORA PIMENTEL, MMC
ASSISTANT CITY CLERK
CITY OF SANTA CLARA

Attachments incorporated by reference:

1. Shared Mobility Permit Administrative Regulations
2. Shared Mobility Fee Study