



Office of the Los Angeles City Attorney
Hydee Feldstein Soto

REPORT NO. **R 23 - 0 2 6 4**
JUL 10 2023

REPORT RE:

**DRAFT ORDINANCE AMENDING SECTIONS 41.40, 44.04, AND 103.206
OF THE LOS ANGELES MUNICIPAL CODE TO REVISE THE NOISE
VARIANCE APPLICATION FEE, THE FALSE ALARM FEE, AND THE FEE
FOR ISSUANCE OF CHARITABLE SOLICITATION INFORMATION CARDS**

The Honorable City Council
of the City of Los Angeles
Room 395, City Hall
200 North Spring Street
Los Angeles, California 90012

Honorable Members:

Pursuant to your request, this Office has prepared and now transmits for your consideration the enclosed draft ordinance, approved as to form and legality. The draft ordinance amends Sections 41.40, 44.04, and 103.206 of the Los Angeles Municipal Code (LAMC) to revise the noise variance application fee, the false alarm fee, and the fee for issuance of charitable solicitation information cards.

Background and Summary of Ordinance Provisions

On June 7, 2023, the City Council adopted the Public Safety Committee's report relative to the Police Department's Fiscal Year 2023-2024 fees for various Police Permits. The report included a request for an ordinance amending the fees for police permits as recommended in the Los Angeles Police Department's report adopted by the Board of Police Commissioners. The request was made after a fee study conducted by staff from the Board of Police Commissioners that demonstrated the basis for the permit fee amendments. The Public Safety Committee report recommended the proposed Press Pass permit fee remain at its current amount of \$45 for Fiscal Year 2023-2024.

The draft ordinance amends LAMC Section 41.40(k) to decrease the noise variance application fee from \$433 to \$345, amends LAMC Section 44.04 to decrease the fee from \$60 to \$42 for the issuance of a charitable solicitation information card, and amends LAMC Section 103.206(e)(1) to decrease the false alarm fee from \$229 to \$176.

Fee Notice Requirement

Because this ordinance would effectuate an increase in existing fees, the notice of its proposed adoption should be given in accordance with the provisions of California Government Code sections 66018 and 6062a. Those sections of State law require that prior to adoption of a new or increased fee, a public hearing be held and notice of that hearing be published in a newspaper with two publications at least five days apart over a ten-day period. The notice period begins the first day of publication, and there must be at least five days intervening between the first and the second publications, not counting the dates of publication.

Council Rule 38

A copy of the draft ordinance was sent, pursuant to Council Rule 38, to the Board of Police Commissioners and the City Administrative Officer with a request that all comments, if any, be presented directly to the City Council or its Committees when this matter is considered.

If you have any questions regarding this matter, please contact Deputy City Attorney John W. Nam at (213) 978-8380. A member of this Office will be present when you consider this matter to answer questions you may have.

Sincerely,

HYDEE FELDSTEIN SOTO, City Attorney

By 

VALERIE L. FLORES
Chief Assistant City Attorney

VLF:JN:nl
Transmittal