

ORDINANCE NO. 3356

**AN ORDINANCE OF THE CITY OF CORONA,
CALIFORNIA, AMENDING CORONA MUNICIPAL CODE
CHAPTER 3.02 TO ESTABLISH A 50% REDUCTION OF
CERTAIN FEES FOR NONPROFIT ORGANIZATIONS AND
FOR SINGLE-FAMILY INFILL RESIDENTIAL
DEVELOPMENT WITHIN THE DOWNTOWN SPECIFIC
PLAN**

WHEREAS, Article XIII B of the California Constitution limits the level of most appropriations from tax sources that the state and most local government entities are permitted to make in a given year; and

WHEREAS, Corona Municipal Code (“CMC”) Chapter 3.02 states the intent of the City Council is to require the setting and recovery of costs reasonably borne from fees and charges levied therefor in providing the regulation, products or services set forth in § 3.02.040; and

WHEREAS, Section 3.02.080 of the CMC waives certain fire inspection and special use permit review fees, as set forth in § 3.02.040, for all nonprofit organizations; and

WHEREAS, the City Council desires to amend Section 3.02.080 to the CMC to establish a 50% reduction of certain building, planning, and development service fees, as set forth in § 3.02.040, for all nonprofit organizations.

WHEREAS, the City Council desires to add Section 3.02.090 to the CMC to establish a 50% reduction of certain plan check and permit/inspection fees, as set forth in § 3.02.040, for new single-family construction on infill residential lots within the boundary of the Downtown Specific Plan.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CORONA DOES ORDAIN AS FOLLOWS:

SECTION 1. Incorporation of Recitals. The City Council finds and determines that the foregoing Recitals are true and correct and incorporates the Recitals herein.

SECTION 2. CEQA Findings. This action is exempt pursuant to Section 15061(b)(3) of the Guidelines for the California Environmental Quality Act (CEQA), which states that a project is exempt from CEQA if the activity is covered by the commonsense exemption that CEQA applies only to projects that have the potential for causing a significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA. This action simply establishes a 50% reduction of all building, planning, and development service fees for nonprofit organizations and there is no possibility that adopting this Ordinance will have

a significant effect on the environment. Therefore, no environmental analysis is required.

SECTION 3. Amendment of Section 3.02.080. Section 3.02.080 (Exemption of nonprofit organizations from certain fees) of Chapter 3.02 (Fee and Service Charge Revenue and Cost Comparison System) of Title 3 (Revenue and Finance) of the Corona Municipal Code is hereby amended in its entirety to read as follows:

“3.02.080 Fee reductions and exemptions for non-profit organizations.

(A) Exempted Fees. A nonprofit organization shall not be required to pay those fire inspection and special use permit review fees identified in the fee discount/waiver column of the Citywide Master Fee Recovery Schedule adopted by resolution of the City Council pursuant to § 3.02.040 of this code.

(B) Reduced Fees. A nonprofit organization shall only be required to pay fifty percent (50%) of those building, planning, and development service fees identified in the fee discount/waiver column of the Citywide Master Fee Recovery Schedule adopted by resolution of the City Council pursuant to § 3.02.040 of this code.

(C) Verified Statement. Any person claiming a reduction or exemption pursuant to this section, in addition to making an application for a permit as provided by city ordinances or resolutions, shall file a verified statement with the city’s finance officer stating the facts upon which the reduction or exemption is claimed. The statement shall be in a form required by the finance officer. The finance officer shall make such investigation of the claim as they deem appropriate.

(D) Finance Officer Determination; Permit Issuance. The city shall issue the requested permit with either partial payment or without payment of the city permit fee, as applicable, only if the finance officer has verified that the person is entitled to the reduction or exemption under this section. If the finance officer has determined that the person is not entitled to the reduction or exemption under this section, the city shall issue the requested permit only with full payment of the city permit fee required pursuant to this chapter.

(E) Definitions. As used in this section, the following terms shall apply: (1) the term “nonprofit organization” shall mean an organization in current good standing under United States Internal Revenue Code section 501(c)(3) and authorized to operate as such

in California under applicable state law; and (2) the term “finance officer” shall be the Finance Director or their authorized designee.”

SECTION 4. Addition of Section 3.02.090. Section 3.02.090 (Fee reductions for single-family infill residential development within the Downtown Specific Plan) is added to Chapter 3.02 (Fee and Service Charge Revenue and Cost Comparison System) of Title 3 (Revenue and Finance) of the Corona Municipal Code to read as follows:

“3.02.090 Fee reductions for single-family infill residential development within the Downtown Specific Plan.

(A) Reduced Fees. New single-family construction on infill residential lots within the boundary of the Downtown Specific Plan shall only be required to pay fifty percent (50%) of those plan check and permit/inspection fees identified in the fee discount/waiver column of the Citywide Master Fee Recovery Schedule adopted by resolution of the City Council pursuant to § 3.02.040 of this code.

(B) Verified Statement. Any person claiming a reduction pursuant to this section, in addition to making an application for a permit as provided by city ordinances or resolutions, shall file a verified statement with the city’s finance officer stating the facts upon which the reduction is claimed. The statement shall be in a form required by the finance officer. The finance officer shall make such investigation of the claim as they deem appropriate.

(C) Finance Officer Determination; Permit Issuance. The city shall issue the requested permit with partial payment of the city permit fee only if the finance officer has verified that the person is entitled to the reduction under this section. If the finance officer has determined that the person is not entitled to the reduction under this section, the city shall issue the requested permit only with full payment of the city permit fee required pursuant to this chapter.

(D) Definition. As used in this section, the term “finance officer” shall be the Finance Director or their authorized designee.”

SECTION 5. Severability. If any provision or clause of this Ordinance or any application of it to any person, firm, organization, partnership or corporation is held invalid, such invalidity shall not affect other provisions of this Ordinance which can be given effect without the invalid provision or application. To this end, the provisions of this Ordinance are declared to be severable.

SECTION 6. Conflicting Ordinances. This Ordinance shall supersede all other previous City Council resolutions and ordinances that may conflict with, or be contrary to, this Ordinance.

SECTION 7. Effective Date. The Mayor shall sign this Ordinance and the City Clerk shall attest thereto and shall within fifteen (15) days of its adoption cause it, or a summary of it, to be published in a genal circulation newspaper published and circulated in the City of Corona. This Ordinance shall take effect and be in force on the 30th day after its adoption.

PASSED, APPROVED AND ADOPTED this 4th day of January, 2023.

Mayor of the City of Corona, California

ATTEST:

City Clerk of the City of Corona, California

CERTIFICATION

I, Sylvia Edwards, City Clerk of the City of Corona, California, do hereby certify that the foregoing Ordinance was regularly introduced at a regular meeting of the City Council of the City of Corona, California duly held on the 7th day of December, 2022, and thereafter at a regular meeting held on the 4th day of January, 2023, it was duly passed and adopted by the following vote:

AYES:

NOES:

ABSENT:

ABSTAINED:

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City of Corona, California, this 4th day of January, 2023.

City Clerk of the City of Corona, California

[SEAL]