

ORDINANCE NO. 182310

An ordinance amending Sections 19.16 and 98.0418 of the Los Angeles Municipal Code and Subsection (d) of Section 5.400 of the Los Angeles Administrative Code, relating to the increase to the General Plan Maintenance Surcharge to fund a comprehensive revision to the City's Zoning Code, to sunset five years after the effective date of the ordinance.

**THE PEOPLE OF THE CITY OF LOS ANGELES
DO ORDAIN AS FOLLOWS:**

Section 1. Section 19.16 of Article 9 of Chapter I of the Los Angeles Municipal Code is amended to read as follows:

**SEC. 19.16. GENERAL PLAN MAINTENANCE SURCHARGE FOR THE
DEPARTMENT OF CITY PLANNING.**

There shall be added to each fee imposed for any permit, plan check, license or application provided for in Chapter 1 of this Code a surcharge in an amount equal to the greater of five percent of the fee or \$1.00, except that any other surcharge shall be excluded from the computation of this surcharge. Monies received from this surcharge shall be deposited into Department of City Planning Long-Range Planning Special Revenue Trust Fund. The monies received pursuant to this Section shall be used for the maintenance of the City's General Plan and all associated underlying plans or elements, ordinances, and other associated planning initiatives. Forty percent of the monies received between the effective date of the ordinance increasing the fee to five percent and five years later shall be used for costs directly related to revisions or amendments to the City's Zoning Code (Chapter 1 of this Code), thereafter, this fee shall be reduced to the greater of three percent of the fee or \$1.00. Exempted from this surcharge are all fees and costs imposed pursuant to Section 12.37.

Sec. 2. Section 98.0418 of Division 4 of Article 8 of Chapter IX of the Los Angeles Municipal Code is amended to read as follows:

**SEC. 98.0418. SURCHARGES FOR DEVELOPMENT OF AUTOMATED SYSTEMS
AND GENERAL PLAN MAINTENANCE FOR THE DEPARTMENT OF CITY
PLANNING.**

(a) There shall be added to the total of all fees imposed for any building permit required by the provisions of Article 1 of Chapter IX of this Code, an automated systems development surcharge in an amount equal to the greater of six percent of the fee or \$1.00, except that any other surcharge shall be excluded from the computation of the surcharge under this subsection. The Fire Hydrant Fee, Section 91.104.4.4, and the Arts Development Fee, Section 91.107.4.6 of this chapter shall also be excluded from the computation of the surcharge under this subsection. In addition, an administrative fee of \$5.00 shall be collected each time the surcharge is collected. Monies received

from this surcharge shall be deposited into the City Planning Systems Development Fund pursuant to Los Angeles Administrative Code Section 5.457, except that the \$5.00 fee shall be deposited into the Department of Building and Safety Permit Enterprise Fund and credited to the departmental receipts of the Department of Building and Safety.

(b) There shall be added to the total of all fees imposed for any building permit required by the provisions of Article 1 of Chapter IX of this Code, a general plan maintenance surcharge in an amount equal to the greater of five percent of the fee or \$1.00, except that any other surcharge shall be excluded from the computation of the surcharge under this Subsection. The Fire Hydrant Fee, Section 91.104.4.4, and the Arts Development Fee, Section 91.107.4.6 of this chapter shall also be excluded from the computation of the surcharge under this subsection. The general plan maintenance fee shall be reduced to the greater of three percent of the building permit fees or \$1.00, five years after the effective date of the ordinance increasing the fee to five percent pursuant to Section 19.16 of the LAMC. In addition, an administrative fee of \$5.00 shall be collected each time the surcharge is collected. Monies received from this surcharge shall be deposited into the Department of City Planning Long-Range Planning Special Revenue Fund pursuant to Los Angeles Administrative Code Section 5.400, except that the \$5.00 fee shall be deposited into the Department of Building and Safety Permit Enterprise Fund and credited to the departmental receipts of the Department of Building and Safety.

The monies received pursuant to this Section shall be used for the maintenance of the City's General Plan and all associated underlying plans or elements, ordinances, and other associated planning initiatives. Forty percent of the monies received between the effective date of the ordinance increasing the fee to five percent and five years later shall be used for revisions or amendments to the City's Zoning Code (Chapter 1 of this Code), thereafter, this fee shall be reduced to the greater of three percent of the fee or \$1.00.

Sec. 3. Subsection (d) of Section 5.400 of the Los Angeles Administrative Code is amended to read as follows:

(d) The Fund shall be used to purchase or pay for salaries, expenses, equipment, materials, and services in support of General Plan maintenance, revisions or amendments to the Zoning Code (Chapter 1 of the City's Municipal Code), and related functions, and shall also be used to repay cash advances received from any other fund established by the City and used for these purposes. The Fund shall be used to reimburse budgetary salary, overtime, and related costs as appropriate, and to draw demands for printing, travel, equipment, training, and other services and expenses as appropriate to support the City's General Plan and all associated underlying plans or elements, as well as the Zoning Code.

Sec. 4. The City Clerk shall certify to the passage of this ordinance and have it published in accordance with Council policy, either in a daily newspaper circulated in the City of Los Angeles or by posting for ten days in three public places in the City of Los Angeles: one copy on the bulletin board located at the Main Street entrance to the Los Angeles City Hall; one copy on the bulletin board located at the Main Street entrance to the Los Angeles City Hall East; and one copy on the bulletin board located at the Temple Street entrance to the Los Angeles County Hall of Records.

I hereby certify that this ordinance was passed by the Council of the City of Los Angeles at its meeting of NOV 2 2012.

JUNE LAGMAY, City Clerk

By [Signature]
Deputy

Approved NOV 09 2012

[Signature]
Mayor

Approved as to Form and Legality

CARMEN A. TRUTANICH, City Attorney

By [Signature]
TERRY P. KAUFMANN MACIAS
Deputy City Attorney

Date 10-2-2012

File No(s). CF 12-0600-5160