DRAFT RESOLUTION

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ATASCADERO
ADOPTING RENTAL POLICIES AND FEE SCHEDULE FOR THE COLONY
PARK COMMUNITY CENTER

WHEREAS, the City of Atascadero has conducted an extensive and comparative analysis of
potential rental policies and fees for the City’s new facility, the costs reasonable borne of providing rental
services, the beneficiaries of those services, and the revenues produced by those paying fees and charges
for special services; and

WHEREAS, the City of Atascadero will be adding the Colony Park Community Center to the
various facility rental services to the public including, but not limited to, renting park areas, the Pavilion
at the Lake, and processing applications, reviewing event plans and maps, issuing permits and reviewing
rental agreements; and

WHEREAS, the City of Atascadero desires to establish a policy of recovering some portion of the
costs reasonably borne of providing special services, including but not limited to park and recreation
services, rental of city property, police and fire services, and other miscellaneous city services, of a
voluntary or limited nature, such that general taxes are not diverted from general services of a broad
nature and thereby utilized unfairly and inequitably for such special services; and

WHEREAS, the City Council intends to collect various fees (the “Fees”) and, in certain cases,
require advance deposit of the Fees, to offset the costs associated with providing the rental services and
other City services; and

WHEREAS, pursuant to Government Code sections 66016 and 66018, the enactment or increase
in any fees to be charged for services must be adopted by the City Council by resolution; and

WHEREAS, pursuant to Government Code sections 66016 and 66018, the data required to be
made available to the public prior to increasing the amount of the fees by this resolution was made
available for public review at least 10 days prior to the date of this meeting; and

WHEREAS, a duly noticed agenda item before the City Council was held on September 11, 2007
at which public testimony was received and duly considered on the proposed Rental Services and

WHEREAS, the amount of the Fees do not exceed the true cost of providing the Rental Services.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Atascadero:

Section 1. Recitals. The foregoing recitals are true and correct and the City Council so finds and
determines.
Section 2. Establishment of the Fees. The Policies and Procedures Manual is attached as Attachment 1; and the Fees are hereby established in the amounts detailed on Attachment 2 for the purpose of funding the cost of providing the Services.

Section 3. Constitutionality. If any portion of this Resolution is declared invalid or unconstitutional then it is the intention of the City Council to have passed the entire Resolution and all its component parts, and all other sections of this Resolution shall remain in full force and effect.

Section 4. Repealer. All resolutions and other actions of the City Council in conflict with the contents of this Resolution are hereby repealed.

Section 5. Effective Date. The Policies and Fees shall take effect 30 days after the effective date of this Resolution, and shall remain in effect, until revised by the City Council.

On motion by Council Member _______________________ and seconded by Council Member ______________________, the foregoing Resolution is hereby adopted in its entirety on the following roll call vote:

AYES:

NOES:

ABSENT:

ADOPTED:

ATTEST:                        CITY OF ATASCADERO, CA

__________________________     __________________________
Marcia McClure Torgerson, C.M.C., City Clerk          Dr. George Luna, Mayor

APPROVED AS TO FORM:

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Robert Schultz, Interim City Attorney