

RESOLUTION R2026 ____

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NAPA, STATE OF CALIFORNIA, AMENDING RESOLUTION R2026-014 ADOPTING THE CITY'S MASTER FEE SCHEDULE TO REVISE SELECT FEES AND CHARGES AND TO CLARIFY UPDATED EFFECTIVE DATES FOR IMPLEMENTATION

WHEREAS, the City has identified, in Napa Municipal Code ("NMC") Section 3.04.030, a range of City charges (including taxes, assessments, fees, and fines) that have been established by the City pursuant to separate ordinances and resolutions, most of which have been previously documented in ordinances codified in the NMC, and administratively assembled by City staff in the Master Fee Schedule; and

WHEREAS, the City Council has previously established the amounts of City charges, and authorized City staff to administratively assemble those City charges in the Master Fee Schedule, pursuant to a series of City Council resolutions, including: R2019-082 (July 23, 2019), R2021-054 (June 1, 2021), R2021-105 (October 19, 2021), R2023-127 (November 7, 2023), R2024-005 (January 16, 2024), R2024-032 (April 16, 2024), R2024-035 (April 16, 2024), and R2024-124 (December 3, 2024), and R2026-014 (February 3, 2026); and

WHEREAS, at least ten days prior to the date this Resolution is to be considered, a legal advertisement was published in the Napa Valley Register announcing a public hearing on May 19, 2026, where a staff report and proposed fees would be made available to the public; and

WHEREAS, City Council adopted the City's Master Fee Schedule at the February 3, 2026 City Council meeting with an effective date no earlier than 60 days after adoption consistent with state law, or upon implementation of the City's Enterprise Permitting and Licensing (EPL) system, whichever occurs later; and

WHEREAS, City Council seeks to clarify that under state law, the fees adopted on February 3, 2026 can be effective now and the City Council seeks to make the fees effective on July 1, 2026 and remove any prior reference in Resolution R2026-014 tying the effectiveness to the implementation of the City's Enterprise Permitting and Licensing (EPL) system; and

WHEREAS, City Council directed staff at the February 3, 2026 City Council meeting to review fees that may be inconsistent with City Council priorities and return with recommended revisions; and

WHEREAS, City Council authorizes the revisions to the City fees identified in Exhibit B to this Resolution to reflect the actual and estimated reasonable costs incurred by the City in providing the services for which the fees are imposed, except where the

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City Council has determined that a lower fee or phased implementation is appropriate to support broader City policy objectives; and

WHEREAS, the City Council has considered all information related to this matter, as presented at the public meetings of the City Council identified herein, including any supporting reports by City staff, and any information provided during public meetings.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Napa, as follows:

1. The City Council hereby finds that the facts set forth in the recitals to this Resolution are true and correct and establish the factual basis for the City Council's adoption of this Resolution.

2. The City Council hereby finds by a preponderance of evidence that the fee amounts identified in this Resolution and Exhibit "B" will generate revenue in an amount that is no more than necessary to cover the reasonable costs incurred by the City in providing the services for which the fees are imposed, except where the City Council has expressly approved a lower fee or phased implementation schedule to support City Council policy priorities.

3. The City Council hereby finds that the amount of each fee is equitably allocated to each fee payor so that there is a fair and reasonable relationship between the amount of each fee and the payor's benefits received from, or burdens imposed on, the City.

4. The City Council hereby finds that each of the fees approved pursuant to this Resolution is not a "tax," as defined by California Constitution Article XIII C, Section 1(e), since each fee meets the definition for one or more "Fee Category" as described herein. Each fee identified on a row of Exhibit "B," attached hereto and incorporated herein by reference, has a column labeled "Fee Category." The Fee Category column identifies a number for each fee ("1" through "7") which corresponds to the relevant definition of California Constitution Article XIII C, Section 1(e), as follows:

- a. Fee Category "1" is Section 1(e)(1): a charge imposed for a specific benefit conferred or privilege granted directly to the payor that is not provided to those not charged, and which does not exceed the reasonable costs to the City of conferring the benefit or granting the privilege.
- b. Fee Category "2" is Section 1(e)(2): a charge imposed for a specific governmental service or product provided directly to the payor that is not provided to those not charged, and which does not exceed the reasonable costs to the City of providing the service or product.
- c. Fee Category "3" is Section 1(e)(3): a charge imposed for the reasonable regulatory cost to the City for issuing licenses and permits,

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performing investigations, inspections and audits, and the administrative enforcement and adjudication thereof.

- d. Fee Category “4” is Section 1(e)(4): a charge imposed for entrance to or use of local government property, or the purchase, rental, or lease of local government property.
- e. Fee Category “5” is Section 1(e)(5): a fine, penalty or other monetary charge imposed by the City as a result of violation of law.
- f. Fee Category “6” is Section 1(e)(6): a charge imposed as a condition of property development.
- g. Fee Category “7” is Section 1(e)(7): an assessment or property-related fee imposed in accordance with California Constitution Article XIII D.

5. The City Council hereby approves the amended fees identified in Exhibit “A,” including the revised EV Charging Fee, corrected appeal fees for appeals to the Planning Commission and Cultural Heritage Commission, and the revised annual renewal cycle for cardroom dealer permits.

6. The City Council hereby directs staff to use and refer to Exhibit “B” as the City’s Fee Schedule that includes all fees adopted pursuant to Resolution R2026-014 adopted on February 3, 2026, and includes all revised fees adopted pursuant to this Resolution.

7. This City Council hereby authorizes the City Manager and the Finance Director to implement the fee changes authorized by this Resolution by: (a) administratively organizing and publishing all City fees (including the fees described in the recitals, as updated by this Resolution) in a Master Fee Schedule, and (b) applying the “Legend for Implementing the Master Fee Schedule,” as set forth on Exhibit “B,” to all City fees.

8. The City Council hereby clarifies and amends Section 8 of Resolution R2026-014 adopted on February 3, 2026 to remove any reference to the effectiveness of the fees being tied to the implementation of the City’s Enterprise Permitting and Licensing (EPL) system. As 60 days has already passed as required by state law, the fees adopted on February 3, 2026 can be effective now, but the City Council hereby delays their effectiveness until July 1, 2026. Any revised fees included in Exhibit A shall become effective on August 1, 2026 which is no earlier than 60 days post adoption as required by state law. This Resolution shall take effect immediately upon adoption with the fees effective on the dates listed in this Section. Further, additional effectiveness is noted below.

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- a. The “Year 2 Suggested” fees approved pursuant to this Resolution shall be effective on January 1, 2027.
- b. The “Year 3 Suggested” fees approved pursuant to this Resolution shall be effective on January 1, 2028.
- c. The “Year 4 Suggested” fees approved pursuant to this Resolution shall be effective on January 1, 2029.
- d. The “Year 5 Suggested” fees approved pursuant to this Resolution shall be effective on January 1, 2030.

I HEREBY CERTIFY that the foregoing Resolution was duly adopted by the City Council of the City of Napa at a public meeting of said City Council held on the 19th day of May, 2026 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST: _____
Tiffany Carranza
City Clerk

Approved as to form:

Christopher Diaz
Interim City Attorney