

ORDINANCE NO. _____

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GLENDALE,
CALIFORNIA, AMENDING COMPREHENSIVE CITYWIDE FEE SCHEDULE
REGARDING ADMINISTRATIVE CITATION FINE AMOUNTS FOR ENFORCEMENT
OF THE CITY TREE AND INDIGENOUS TREE ORDINANCES AND AMENDING THE
EXISTING COMPREHENSIVE CITYWIDE FEE SCHEDULE TO ADD VIOLATIONS
SUBJECT TO FINES RELATED TO ENFORCEMENT OF THE CITY TREE AND
INDIGENOUS TREE ORDINANCES**

WHEREAS, Section 12.40.150 of the Glendale Municipal Code, 1995, authorizes the enforcement of a city tree ordinance through use of administrative citations; and

WHEREAS, Section 12.44.120 of the Glendale Municipal Code, 1995, authorizes enforcement of an indigenous tree ordinance through use of administrative citations; and

WHEREAS, Section 1.24.040 of the Glendale Municipal Code, 1995, establishes that an enforcement officer shall have the power to pursue administrative remedies, including administrative citations to enforce any and all provisions of the code; and

WHEREAS, Section 1.24.220 of the Glendale Municipal Code, 1995, authorizes the Council of the City of Glendale by ordinance or resolution to establish the amount of fine to be assessed by means of an administrative citation; and

WHEREAS, the Council finds that administrative remedies are an ideal enforcement tool in the management of the City's urban forest; and

WHEREAS, the Council finds there is a need to adjust the Citywide Fee Schedule to make language consistent with existing city and indigenous tree ordinances, update fine amounts for the planting of trees by the City, and to introduce additional classes of fine amounts for tree removal and destruction.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GLENDALE:

SECTION 1. Fine Amounts: GMC Section Reference. In addition to the violations and corresponding fine amounts to be assessed by means of an administrative citation already adopted, the following additional violations and corresponding fine amounts are amended and adopted.

The Council hereby amends the following service titles to the City-wide Fee Schedule in Chapter II – Public Works, Section 2: Maintenance Services Fees:

Public Works Tree Installation Fee – 15 gallon tree
\$102 per tree

Public Works Tree Installation Fee – 24 inch box tree
\$102 per tree

Public Works Tree Installation Fee – 36 inch box tree
\$1,571 per tree

Public Works Tree Installation Fee – 48 inch box tree
\$2,100 per tree

Public Works Tree Installation Fee – 60 inch box tree
\$2,616 per tree

The Council hereby amends the following service titles and adds the following new fees to the City-wide Fee Schedule in Chapter IV – Community Development, Section 6: Administrative Citations:

GMC.12.40.030 City tree prohibitions
\$400 1st Fine; **\$1000** 2nd Fine; **\$2,000** 3rd Fine

GMC 12.40.050 City tree species to be planted
\$100 1st Fine; **\$200** 2nd Fine; **\$500** 3rd Fine

GMC.12.40.060 City trees – permit required
\$400 1st Fine; **\$1000** 2nd Fine; **\$2,000** 3rd Fine

GMC.12.40.140 City tree removal, damage, or destruction – permit required
0-6" diameter
\$1,090 1st Fine; **NA** 2nd Fine; **NA** 3rd Fine

GMC.12.40.140 City tree removal, damage, or destruction – permit required
7-12" diameter

\$1,770 1st Fine; NA 2nd Fine; NA 3rd Fine

GMC.12.40.140 City tree removal, damage, or destruction – permit required
13-18" diameter
\$3,650 1st Fine; NA 2nd Fine; NA 3rd Fine

GMC.12.40.140 City tree removal, damage, or destruction – permit required
19-24" diameter
\$6,470 1st Fine; NA 2nd Fine; NA 3rd Fine

GMC.12.40.140 City tree removal, damage, or destruction – permit required
25-30" diameter
\$10,220 1st Fine; NA 2nd Fine; NA 3rd Fine

GMC.12.40.140 City tree removal, damage or destruction – permit required
31-36" diameter
\$17,610 1st Fine; NA 2nd Fine; NA 3rd Fine

GMC.12.40.140 City tree removal, damage, or destruction – permit required
36+" diameter
\$26,210 1st Fine; NA 2nd Fine; NA 3rd Fine

GMC.12.40.140 City tree removal, damage, or destruction – uncertain diameter
under 30"
\$10,220 1st Fine; NA 2nd Fine; NA 3rd Fine

GMC.12.40.140 City tree removal, damage, or destruction – uncertain diameter over
30"
\$26,210 1st Fine; NA 2nd Fine; NA 3rd Fine

GMC.12.44.120 Indigenous tree – removal, damage, or destruction- 6" diameter
\$1,090 1st Fine; NA 2nd Fine; NA 3rd Fine

GMC.12.44.120 Indigenous tree – removal, damage, or destruction- 7-12" diameter
\$1,770 1st Fine; NA 2nd Fine; NA 3rd Fine

GMC.12.44.120 Indigenous tree – removal, damage, or destruction
13-18" diameter
\$3,650 1st Fine; NA 2nd Fine; NA 3rd Fine

GMC.12.44.120 Indigenous tree – removal, damage, or destruction- 19-24"
diameter
\$6,470 1st Fine; NA 2nd Fine; NA 3rd Fine

GMC.12.44.120 Indigenous tree – removal, damage, or destruction- 25-30"
diameter

\$10,220 1st Fine; NA 2nd Fine; NA 3rd Fine

GMC.12.44.120 Indigenous tree – removal, damage, or destruction- 31-36” diameter

\$17,610 1st Fine; NA 2nd Fine; NA 3rd Fine

GMC.12.44.120 Indigenous tree – removal, damage, or destruction- 36+” diameter

\$26,210 1st Fine; NA 2nd Fine; NA 3rd Fine

GMC.12.44.120 Indigenous tree - removal, damage, or destruction uncertain diameter under 30”

\$10,220 1st Fine; NA 2nd Fine; NA 3rd Fine

GMC.12.44.120 Indigenous tree - removal, damage, or destruction uncertain diameter over 30”

\$26,210 1st Fine; NA 2nd Fine; NA 3rd Fine

SECTION 2. Late Payment. Payment of the administrative citation fine amount after thirty (30) days from the date of the administrative citation shall be subject to an additional late payment charge. The late payment charge shall equal seven percent (7%) of the administrative citation fine amount due the City, or seven percent (7%) of the amount remaining unpaid to the City if a portion of the fine amount was timely paid. Late payment charges shall be in addition to the amount of the administrative citation fine amount. In addition, interest shall accrue on all unpaid monies due, exclusive of late payment charges, at the rate of one half of one percent per month, pro rata, of the total amount due from the date the administrative citation fine amount becomes delinquent until the date that all delinquent amounts are paid to the City.

SECTION 3. Processing Fee. Every administrative citation will be assessed an administrative citation processing fee. This processing fee is in addition to the administrative citation fine amount, any applicable late fee, interest, or collection costs.

SECTION 4. Compliance with California Environmental Quality Act. The City Council finds and determines that this Ordinance is not subject to further review under the California Environmental Quality Act (CEQA). Specifically, the proposed amendments have been determined to be exempt from further environmental review pursuant to CEQA Guidelines Section 15061(b)(3) because it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, and because it qualifies under the following categorical exemptions: 1) Actions for Protection of Natural Resources (Class 7, Section 15307 of CEQA Guidelines); 3) Regulatory actions for Protection of the Environment (Class 8, Section 15308 of CEQA Guidelines).

SECTION 5. Severability. This Ordinance is adopted under the authority of the Charter of the City of Glendale and State law. If any section, subsection, clause, or phrase is declared invalid or otherwise void by a court of competent jurisdiction, it shall

not affect any remaining provision hereof. In this regard, the City Council finds and declares that it would have adopted this measure notwithstanding any partial invalidity hereof.

SECTION 6. Effective Date. This Ordinance shall take effect and be in force thirty (3) days after the date of its passage.

Adopted by the Council of the City of Glendale on this _____ day of _____, 2024.

Mayor

ATTEST:

City Clerk

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) SS
CITY OF GLENDALE)

I, Suzie Abajian, Ph.D., City Clerk of the City of Glendale, certify that the foregoing Ordinance No. _____ was passed by a majority vote of the Council of the City of Glendale, California, at a regular meeting held on the _____ day of _____, 2024, by the following vote:

Ayes:

Noes:

Absent:

Abstain:

City Clerk