



**MICHAEL N. FEUER**  
CITY ATTORNEY

REPORT NO. R 1 4 - 0 4 0 6  
NOV 0 5 2014

**REPORT RE:**

**REVISED DRAFT ORDINANCE ADDING SECTION 57.105.10 TO ARTICLE 7 OF  
CHAPTER V OF THE LOS ANGELES MUNICIPAL CODE TO ESTABLISH FEES  
FOR THE INSPECTION OF INDUSTRIAL AND COMMERCIAL BUILDINGS, AND  
AMENDING SECTIONS 57.105.1.2 AND 57.113.6.3.2 TO ADD INDUSTRIAL  
COMMERCIAL PERMIT**

The Honorable City Council  
of the City of Los Angeles  
Room 395, City Hall  
200 North Spring Street  
Los Angeles, California 90012

Council File No. 12-1584

Honorable Members:

This Office previously prepared and transmitted for your consideration a draft ordinance, approved as to form and legality, that would add Section 57.105.10 to Article 7 of Chapter V of the Los Angeles Municipal Code (LAMC) to establish fees to cover the Fire Department's cost for the inspection of industrial and commercial buildings, and amend Sections 57.105.1.2 and 57.113.6.3.2 to add an industrial commercial permit. After the proposed draft ordinance was posted by the City Clerk's Office, but before it was heard by Public Safety Committee, the Fire Department requested modification of the proposed ordinance. LAMC Section 57.105 was revised to add the occupancy classification as defined by the California Building Code. Additionally, Section 57.105.10.4.4 was revised to delete the section related to assessing fees for partially vacant buildings. Finally, the Industrial Commercial Permit was added to Section 57.113.6.3.2.

Fee Notice Requirement

We note that, because this ordinance would impose a new fee, notice of its proposed adoption should be given in accordance with the provisions of California Government Code Sections 66018 and 6062a. Those sections of State law require that, prior to adoption of a new or increased fee, a public hearing be held and notice of that hearing be published in a newspaper with two publications at least five days apart over a ten-day period. The notice period begins the first day of publication, and there must be at least five days intervening between the first and the second publications, not counting the dates of publication.

Council Rule 38 Referral

This revised draft ordinance has been reviewed and approved by the Fire Department. A copy of the draft ordinance was sent, pursuant to Council Rule 38, to the City Administrative Officer with a request that all comments, if any, be presented directly to the City Council when this matter is heard.

If you have any questions regarding this matter, please contact Deputy City Attorney Janet Jackson at (213) 978-8386. She or another member of this Office will be present when you consider this matter to answer any questions you may have.

Very truly yours,

MICHAEL N. FEUER, City Attorney

By



DAVID MICHAELSON  
Chief Assistant City Attorney

DM:JJ:aa  
Transmittal