

RESOLUTION NO. 2023-____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF INDIAN WELLS, CALIFORNIA, ESTABLISHING FEES FOR CITY-OPERATED ELECTRICAL VEHICLE CHARGING STATIONS

WHEREAS, the City Council of the City of Indian Wells approved the purchase and installation of electric vehicle charging stations; and

WHEREAS, the stations have been installed at the municipal golf course; and

WHEREAS, the City now desires to adopt fees to recover the costs for usage of electric vehicle charging stations; and

WHEREAS, the City is authorized to adopt fees and charge such that the fees do not exceed the City's reasonable costs; and

WHEREAS, as demonstrated in the City Council Staff Report dated September 7th, 2023, the amount of the proposed user fees do not exceed the City's reasonable costs for providing said services.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF INDIAN WELLS DOES HEREBY RESOLVE AS FOLLOWS:

SECTION 1. Incorporation of Recitals. The City Council hereby **FINDS** and **DETERMINES** that the recitals of this Resolution are true and correct and are hereby incorporated into this Resolution as though fully set forth herein.

SECTION 2. The City Council hereby establishes the following fees for the use of City-operated electric vehicle charging station:

Electric Vehicle Charging Fee	Amount
First Three Hours	\$3.50 per hour
Each hour after first three hours	\$5.50 per hour

SECTION 3. Conflicts with Other Resolutions. This Resolution shall repeal any other resolutions or portions thereof to the extent that such resolutions or portions thereof are in conflict with this Resolution.

SECTION 4. Severability. If any provision, clause, sentence or paragraph of this Resolution or the application thereof to any person or circumstances shall be held invalid, such invalidity shall not affect the other provisions of this Resolution, which can be given effect without the invalid provision or application and, to this end, the provisions of this Resolution are hereby declared to be severable.

SECTION 5. CEQA. This action is statutorily exempt from the environmental review requirements of the California Environmental Quality Act ("CEQA") pursuant to Public Resources Code section 21080(b)(8) and CEQA Guidelines section 15273(a)(1).

SECTION 6. Effective Date. Consistent with Government Code section 66017(a), the fees adopted by this Resolution shall take effect sixty (60) days following the adoption of this Resolution by the City Council.

PASSED, APPROVED, AND ADOPTED by the City Council of the City of Indian Wells, California, at a regular meeting held on this 7th day of September 2023.

**DONNA GRIFFITH
MAYOR**

CERTIFICATION FOR RESOLUTION NO. 2023-

I, Angelica Avila, City Clerk of the City of Indian Wells, California, **DO HEREBY CERTIFY** that the whole number of the members of the City Council is five (5); that the above and foregoing Resolution was duly and regularly passed and adopted at a regular meeting of the City Council of the City of Indian Wells on the 7th day of September 2023, by the following vote:

AYES:

NOES:

ATTEST:

APPROVED AS TO FORM:

**ANGELICA AVILA
CITY CLERK**

**TODD LEISHMAN
CITY ATTORNEY**