

ORDINANCE NO. 21-18 N.S.

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY
OF RICHMOND AMENDING ORDINANCE 16-17 N.S., TO
MODIFY THE COLLECTION PROCESS OF THE
RESIDENTIAL RENTAL HOUSING FEES, INCLUDING
LATE PAYMENT FEES**

WHEREAS, Section 11.100.060(e)(7) of the Municipal Code of the City of Richmond provides the Rent Board of the City of Richmond shall have the power and duty to charge and collect registration fees, including delinquency fees; and

WHEREAS, at its meeting on July 25, 2017, the City Council of the City of Richmond adopted Ordinance 16-17 N.S., establishing (1) the Residential Housing Fee in the Master Fee Schedule; (2) a late penalty of 10% of the Residential Rental Housing Fee ("Fee") for Fees paid 1-30 days late, 25% of the Fee for those paid 31-60 days late, and 50% of the Fee for those paid over 60 days late; and (3) provisions to allow liens to be placed on properties owned by Landlords who fail to pay the Residential Rental Housing Fee; and

WHEREAS, provisions in Ordinance 16-17 N.S., vest the Finance Department with the responsibility to collect Fees, including late Fees; and

WHEREAS, because the voters vested the Rent Board with the power and duty to collect the Fee, including late payment fees, the Richmond Rent Program proposes transferring the duties of collection of Fees from the Finance Department to the Rent Board.

WHEREAS, the Council of the City of Richmond wishes to approve and adopt amendments to Ordinance 16-17 N.S., to modify the process of collection of Fees, including late payment fees, deferring to the Rent Board to establish its own rules and procedures governing collection of Fees, including late payment fees.

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

SECTION 3. Section 3 of Ordinance 16-17 N.S., is hereby amended to read as follows:

SECTION 3. Delinquency. Any Landlord as defined in Section 11.100.030(f) of the Municipal Code of the City of Richmond who fails to file any required statement and pay the amount of the Residential Rental Housing Fee prescribed by City Council resolution within thirty (30) days after it becomes due shall be deemed delinquent and shall be assessed the following late payment fee:

- (1) Ten percent of the Residential Rental Housing Fee if the payment is made within one to thirty days after it became delinquent;
- (2) Twenty-five percent of the Residential Rental Housing Fee if the payment is made within thirty-one to sixty days after it became delinquent; and
- (3) Fifty percent of the Residential Rental Housing Fee if the payment is made more than sixty days after it became delinquent.

Such late payment fee shall become part of the Residential Rental Housing Fee then required to be paid under this Section 2.34.040 and enabling resolution.

SECTION 4. Section 4 of Ordinance 16-17 N.S., is hereby amended to read as follows:

SECTION 4. City entitled to payment.

- (a) The City shall be entitled to payment from any Landlord as defined in Section 11.100.030(f) of the Municipal Code of the City of Richmond for services rendered by the City of Richmond Rent Program. The amount of any fee, including late payment fee, and collection cost owed to the Rent Board of the City of Richmond shall be deemed a debt to the City of Richmond.
- (b) Pursuant to Richmond Municipal Code Section 11.100.060(e)(7), the Rent Board of the City of Richmond shall charge and collect Residential Rental Housing fees, including late payment fees, and may commence collection actions at any time, as may be furthered described by the Richmond Rent Board’s Regulations.

First introduced at a regular meeting of the City Council of the City of Richmond held on July 10, 2018, and finally passed and adopted at a regular meeting held on July 17, 2018, by the following vote:

AYES: Councilmembers Beckles, Choi, Martinez, Myrick, Recinos, and Vice Mayor Willis.

NOES: Mayor Butt.

ABSTENTIONS: None.

ABSENT: None.

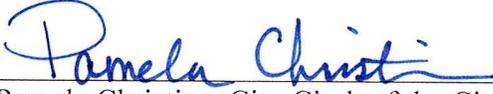
PAMELA CHRISTIAN
 CLERK OF THE CITY OF RICHMOND
 (SEAL)

Approved:
TOM BUTT
 Mayor

Approved as to form:
BRUCE GOODMILLER
 City Attorney

State of California }
 County of Contra Costa } : ss.
 City of Richmond }

I certify that the foregoing is a true copy of **Ordinance No. 21-18 N.S.**, passed and adopted by the City Council of the City of Richmond at a regular meeting held on July 17, 2018.



 Pamela Christian, City Clerk of the City of Richmond