

**CITY OF HAYWARD
CITY ATTORNEY'S OFFICE**

MEMORANDUM

DATE: October 7, 2021

TO: Miriam Lens, City Clerk

FROM: Michael Lawson, City Attorney
Joseph Brick, Assistant City Attorney

SUBJECT: Correction of Master Fees Schedule Adopted by Resolution No. 21-044


Following adoption of Resolution No.21-044 by the Hayward City Council, two typographical/clerical errors were discovered. The first error is within the March 23, 2021 staff report recommending the amendment of the City's Master Fee Schedule. The staff report recommends Council increase the Park Impact Fee for Industrial Development from the fee adopted in Resolution 19-245(\$0.78 per sq. ft.). However, it appears that a typographical/clerical error occurred and the decimal point for both the old fee and new fee were moved one place to the left (\$0.078 and \$0.080 respectively). This was, of course, inconsistent with the intent to increase the fee, the fee set forth in Resolution 19-245, and the escalation provision of Resolution 19-245 that authorized the increase in the fee. This clerical error was carried over to the Master Fee Schedule that was incorporated by reference in Resolution No. 21-044. The new industrial fee should be \$0.80 per sq. ft. This change is clerical and does not impact the effectiveness of Resolution No. 21-044 or the Master Fee Schedule.

This memorandum should be appended to Resolution No. 21-044 to provide historical context to the corrected Master Fee Schedule and the corrected Master Fee Schedule should replace the current iteration of the Master Fee Schedule adopted by incorporation in Resolution No. 21-044.

The corrections described above are administrative in nature and do not require further action by the City Council.

Respectfully submitted,

Michael S. Lawson, City Attorney

By: 
Joseph Brick, Assistant City Attorney