

**RESOLUTION NO. 2025-04**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GRASS VALLEY  
AMENDING THE CITY OF GRASS VALLEY FEE SCHEDULE AS TO  
TOBACCO RETAILERS**

**WHEREAS**, the City has general authority to regulate business activities within its jurisdiction, and to impose fees to fund such a regulatory program (Cal. Const., art. XI, § 7); and

**WHEREAS**, any such fee is not a “tax” requiring voter approval as long as it is “imposed for the reasonable regulatory costs to a local government for issuing licenses and permits, performing investigations, inspections, and audits, enforcing agricultural marketing orders, and the administrative enforcement and adjudication thereof” (Cal. Const., art. XIII C, § 1(e)(3)); and

**WHEREAS**, Chapter 5.56 of the Grass Valley Municipal Code, as amended by Ordinance #833, regulates tobacco retailers, and includes provisions regarding the issuance and renewal of licenses to engage in this business; and

**WHEREAS**, Chapter 5.56 specifically authorizes the City Council to adopt fees to cover the costs to issue or renew a tobacco retailer’s license, and to process any appeal from a decision to suspend or revoke such a license; and

**WHEREAS**, Chapter 5.56 distinguishes “significant tobacco retailers” from others who sell tobacco products, to recognize how the City must dedicate more resources to regulate retailers whose principal or core business is selling tobacco products; and

**WHEREAS**, the City maintains a Fee Schedule listing the various administrative, regulatory, and other fees the Council has approved; and

**WHEREAS**, City staff have analyzed the costs to administer the regulatory program described in Chapter 5.56, and they have recommended licensing and appeal fees to recover those costs.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF GRASS VALLEY**  
does hereby resolve as follows:

**SECTION 1.** Pursuant to Chapter 5.56 of the Grass Valley Municipal Code, the City shall impose a fee of \$160 to issue any new tobacco retailer’s license for a business other than a significant tobacco retailer, and a fee of \$100 to renew any such license.

**SECTION 2.** Pursuant to Chapter 5.56 of the Grass Valley Municipal Code, the City shall impose a fee of \$250 to issue any new tobacco retailer’s license for a significant tobacco retailer, and a fee of \$250 to renew any such license.

**SECTION 3.** Pursuant to Chapter 5.56 of the Grass Valley Municipal Code, the City shall impose a fee of \$275 to process any appeal from a decision to suspend or revoke a tobacco retailer’s license.

**SECTION 4.** The City Clerk or her designee shall update the City’s Fee Schedule to reflect the fees adopted under Sections 1 through 3 of this Resolution, which fees shall go into effect 30 days after this Resolution’s adoption.

**SECTION 5.** This Resolution shall go into effect immediately upon its adoption.

**SECTION 6.** The City Clerk shall certify the adoption of this Resolution.

**PASSED AND ADOPTED** by the City Council of the City of Grass Valley at a regular meeting held the \_\_\_ day of \_\_\_\_\_, 2025, by the following vote:

AYES:

NOES:

ABSENT:

NOT VOTING:

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Hilary Hodge  
Mayor

APPROVED AS TO FORM:

ATTEST:

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David J. Ruderman  
Assistant City Attorney

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Taylor Whittingslow  
Deputy City Manager & City Clerk