



# TOWN OF FAIRFAX

## STAFF REPORT

### July 7, 2021

**TO:** Mayor and Town Council

**FROM:** Garrett Toy, Town Manager

**SUBJECT:** Adopt a Resolution extending the Marin County Abandoned Vehicle Abatement Vehicle Registration Fee to April 2032

---

### **RECOMMENDATION**

Adopt Resolution extending the Marin County Abandoned Vehicle Abatement Vehicle Registration Fee to April 2032.

### **DISCUSSION**

Pursuant to California Vehicle Code section 22710, in October 1991, the County along with the cities and towns of Marin County created the Marin County Abandoned Vehicle Abatement Program, referred to in the CVC as a "service authority," to be administered by the Marin Street Light Acquisition JPA, the precursor to the Marin General Services Authority (MGSA). The program went into effect in April 1992. Pursuant to CVC 9250.7, the Board also approved the imposition of a fee of \$1 per vehicle registered in the county, the proceeds of which are used to reimburse service authority members for the cost of abating abandoned vehicles.

CVS 9250.7 calls for the service authority fee to have a life span of ten years, which may be extended in the same manner as it was created. That process requires the County Board of Supervisors to adopt a resolution by a two-thirds vote, and a majority of the cities having a majority of the incorporated population within the county adopting resolutions providing for the extension of the fee.

In recent years, approximately \$250,000 per year has been disbursed to the county, towns and cities based on the formula of 50% number of vehicles abated, 45% population and 5% geography. Receipts for Fairfax vary. We received a total of \$9288 in CY19, \$9732 in FY 20, and \$7173 in FY21.

In 1991, the County and cities/towns entered into an agreement by which the Marin Street Light Acquisition Joint Powers Authority, the predecessor JPA to the MGSA, serves as the administrator of the Marin Abandoned Vehicle Abatement Program. The Abandoned Vehicle Abatement Program is scheduled to expire on April 30, 2022. The California Vehicle Code provides for the implementation of this program in ten-year increments.

### **FISCAL IMPACT**

Nominal revenue (under \$10,000) varies year to year.

### **ATTACHMENT**

Resolution

**RESOLUTION 21-\_\_**

**RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF FAIRFAX  
EXTENDING THE MARIN COUNTY ABANDONED VEHICLE SERVICE AUTHORITY  
VEHICLE REGISTRATION FEE UNTIL APRIL 2032**

**WHEREAS**, the Marin County Abandoned Vehicle Abatement Program ("AVAP") Service Authority was formed in 1991 pursuant to California Vehicle Code Section 22710; and

**WHEREAS**, pursuant to California Vehicle Code Section 9250.7, the Service Authority imposes a one-dollar (\$1) annual service fee on motor vehicles registered to owners residing in Marin County; and

**WHEREAS**, existing authority to collect the one-dollar (\$1) AVAP service fee is set to expire in April 2022; and

**WHEREAS**, California Vehicle Code Section 9250.7 has been amended to allow for a ten (10)-year extension of the AVAP service fee upon approval by two-thirds of the members of the Board of Supervisors and subsequent confirmation by the city and town councils of a majority of the incorporated cities and towns in the County comprising a majority of the incorporated population; and

**WHEREAS**, the Town Council has previously adopted a resolution authorizing extension of the AVAP service fee; and

**WHEREAS**, it is desirable to the Town that the AVAP vehicle abatement program continue.

**NOW, THEREFORE, BE IT HEREBY RESOLVED** that the Town Council confirms that the one-dollar (\$1) AVAP service fee shall be extended until April 2032.

The foregoing Resolution was duly passed and adopted at a regular meeting of the Town Council of the Town of Fairfax held in said Town on the 7<sup>th</sup> day of July 2021, by the following vote, to wit:

AYES:  
NOES:  
ABSENT:

\_\_\_\_\_  
BRUCE ACKERMAN, Mayor

Attest: \_\_\_\_\_  
Michele Gardner, Town Clerk