

CC 4-21-2026

#13

Fiscal Year (FY) 2026-27
Fee Schedule Update

Presentation

FY 2026-27 Fee Schedule Update

April 21, 2026



Agenda

- Background
 - What is a Fee?
 - Fee Study
 - Fee Rates
- Fiscal Impact
- Staff Recommendation

Background - What is a Fee?

A fee or rate charged to an individual or group that receives a *private benefit* from services provided by the City.

Background

2016 & 2023 Fee Studies

Cost Allocation Plan

User Fee Cost Recovery Policy

- Adopted in 2024
- Cost of Services -Sets the cap on city-provided services

Background - Fees for City Services

Fee Schedule	Description
Schedule A - General Fees	Miscellaneous fees not associated with one department (abatements fees, false alarms, PRA request, etc.)
Schedule B - Engineering Fees	Public Works – Engineering: Design and Inspection Services
Schedule C - Planning Fees	Community Development – Planning: Current, Mid, and Long-Term Planning
Schedule D - Building Fees	Community Development – Building: General Building, Construction Plan Check, and Building Code Enforcement

Fiscal Impact

Fee Schedule	Estimated Additional Revenue	Factor and Basis
Schedule A – General Fees	\$722	Cost-recovery plus 2.5% CPI
Schedule B – Engineering Fees	\$139,769	Cost-recovery plus -0.12% CCI, 3.8% Labor
Schedule C – Planning Fees	\$144,799	Cost-recovery plus 2.5% CPI, 3.8% Labor
Schedule D – Building Fees	\$589,005	Cost-recovery plus 3.8% Labor

Staff Recommendation

Adopt Resolution approving FY 2026-27 Fee Schedules, effective July 1, 2026

CC 4-21-2026

#14

Ordinance No. 26-2280
Single-Use Carryout
Bags

Presentation

CMC Amendment: Single-Use Carryout & Pre-Checkout Bags

Cupertino City Council Meeting
April 21, 2026



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Recommended Action

1. Conduct the first reading of Ordinance 26-____
“An Ordinance of the City Council of the City of Cupertino amending City Code Chapter 9.17 Single-Use Carryout Bags.”
2. Find that the proposed actions are exempt from CEQA.

Code amendment needed to align with State regs

- Disallow thick plastic “reusable” carryout bags
- Require paper bags (made with recycled paper) at checkout with a 10-cent fee
- Require “pre-checkout” (produce) bags to be paper or compostable



Intentions of SB 1053:

- Reflect the will of the voters who wanted to ban the distribution of plastic carryout bags, not enable replacement with thicker ones.
- Incentivize consumers to bring reusable bags.
- Reduce the burden of pollution from plastic waste.



Choose Paper Bags.
They are easy to reuse,
recycle or compost.



**Bring Reusable
Bags and Containers
When You Shop**

Which is the greenest reusable bag?



Common types of bags:

Plastic-derived textiles



Plant-derived textiles



Left to Right:

- Non-Woven Polypropylene (NWPP)
- NWPP multi-layer
- Recycled Polyethylene Terephthalate (PET)
- Nylon

Outcome per Life Cycle Analyses:

“Bags that are designed for multiple uses (reuse) have lower impacts than SUPBs [single use plastic bags] in most environmental impact categories, if they are actually used a sufficient number of times.”

Plastic-derived textiles :10-20 uses.

Plant-derived textiles: 50-150 uses.



However....

LCAs do not consider microplastics



End of Useful Life per CalRecycle:

- Textiles are not recyclable curbside.
- Bags can be donated and have potential to be shredded for use in padding or insulation.



CalRecycle 

Summary:

- The best reusable bag is the one you already have that you are willing to use.
- Buying new? Well-made plant fiber and recycled PET-derived bags are generally more durable than NWPP.
- Once a reusable bag wears out, use it one final time as a garbage bag.



Recommended Action

1. Conduct the first reading of Ordinance 26-____
“An Ordinance of the City Council of the City of Cupertino amending City Code Chapter 9.17 Single-Use Carryout Bags.”
2. Find that the proposed actions are exempt from CEQA.

Questions?

CC 4-21-2026

#15

Amend 2025 Building
Code Adoption

Presentation

Building Code Amendment



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Background

- November 18, 2025: The second reading and adoption of the code adoption Ordinance and Resolution.
- November 26, 2025: The adopted/approved copies were submitted to the California Building Standards Commission (CBSC) for review and acceptance per Health and Safety Code Sections 17958.7 and 18941.5.
- January 16, 2026: The CBSC issued a partial acceptance and requested additional findings for three proposed appendices and two Residential Code amendments proposed by the Santa Clara County Fire Department (SCCFD).

Background

- February 10, 2026: A preliminary response was submitted to the CBSC after consultation with SCCFD. The response included:
 1. The requested findings for the adoption of the three appendix chapters.
 2. Code Sections R328.3.1 and R328.4 adopted in the 2022 CRC are substantially equivalent to the amendments being proposed to the 2025 CRC.
- February 18, 2026: CBSC only partially accepted the justifications for the Residential Code amendments. The amendment to R330.4 included new language and per AB130 could not be accepted. The proposed amendment has been removed from the ordinance.

Options

- The adoption of the proposed Appendices and Residential Code amendments is necessary to address the local climatic, geological, and topographical conditions that directly impact the health, welfare, and safety of the Cupertino residents.
- Actions promote regional consistency in code application and enforcement, particularly regarding Energy Storage Systems (ESS), which are critical for both fire safety and energy resilience.
- If the recommended action is not adopted, the City will continue to have partial acceptance from the California Building Standards Commission (CBSC), leading to regulatory uncertainty and potential conflicts between local enforcement and state requirements.

Recommended Actions

1. Adopt Resolution No. 26-___ Amending Resolution No. 25-092 Making Findings Relating to Local Climatic, Geographical, or Topographical Conditions Supporting Amendments and changes to the 2025 California Building Standards Code, and Amendments/Changes made to adopted Resolution 25-092.
2. Introduce and conduct first reading of Ordinance No. 26-___: “An Ordinance of the City Council of the City of Cupertino amending Chapters 16.02, 16.04, 16.06, 16.10, 16.16, 16.20, 16.24, 16.40, 16.42, 16.54, 16.58, 16.62, 16.64, 16.68 and 16.80 of Title 16 of the Cupertino Municipal Code.

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#16

Amend Ordinance to
Regulate Film Production
(Updated)

Presentation

Film Ordinance Update

City Council



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Floy Andrews
Interim City Attorney

Film Ordinance Second, First Reading

November 4, 2025:

- Council discussed establishing Chapter 5.51 to the Cupertino Municipal Code to Regulate Film Production within the City
- Council unanimously approved the item
- Community members' feedback suggested the terms were somewhat ambiguous as pertains to filming on private property
- Staff now recommends updating the Ordinance to clarify the following

Clarifying the following

1. Ordinance does not apply to non-commercial filming.
2. Ordinance does not apply to commercial filming if: a) it takes place entirely on private property, including all vehicle parking, production staging, and storage of equipment or props, or b) the activities are covered by an encroachment permit.

Questions



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#16

Amend Ordinance to
Regulate Film
Production

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Film Ordinance Update

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Interim City Attorney

Further clarifies the following

1. Ordinance does not apply to non-commercial filming.
2. Ordinance does not apply to commercial filming if it takes place entirely on private property, including all vehicle parking, production staging, and storage of equipment or props.

Questions



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