

RESOLUTION NO. 05- 68

A RESOLUTION TO ESTABLISH NEW FEES RELATING TO DEVELOPMENT REVIEW AND PERMITTING; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Section 30-8(a) of the City of Marco Island Land Development Code provides that the city council shall, from time to time, establish and adopt by resolution, a schedule of fees and charges for application and document processing, public meetings, public hearings, other meetings and hearings, transcripts, approvals, denials, and development permits, development orders, development, construction, interpretations, enforcement, inspection services, sales of documents, review, resubmission, and any other zoning or development related services, and any other services provided or costs incurred by or on behalf of the city; and

WHEREAS, Section 30-8(b) provides that the City Council may amend, modify or otherwise amend said schedule; and

WHEREAS, the City Council desires to amend the existing fee schedule to establish fees that cover as much staff review time as possible; and

WHEREAS, it is in the best interests of the taxpayers of Marco Island for the City Council to adopt a revised fee schedule by shifting more costs to the users of the permit review system.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Marco Island that:

**SECTION ONE:**

That the Development Review and Permit Fee schedule is hereby updated as shown in Exhibit A.

**SECTION TWO: EFFECTIVE DATE**

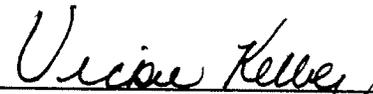
This resolution shall become effective January 1, 2006.

Passed in open and regular session through roll call vote by the City Council of the City of Marco Island, Florida this 17 day of October, 2005.

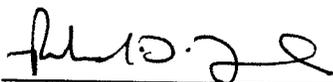
Attest:

CITY OF MARCO ISLAND, FLORIDA

  
\_\_\_\_\_  
Laura Litzan, City Clerk

By:   
\_\_\_\_\_  
Vickie Kelber, Chairwoman

Approved as to Form:

  
\_\_\_\_\_  
Richard D. Yovanovich  
City Attorney

## EXHIBIT A

In addition to the fees required herein, all costs of newspaper notices and required notices for public petitions shall be paid in full prior to a scheduled public hearing. If such payment is not received prior to a scheduled public hearing, the petition will be continued and rescheduled. Any additional cost associated with a rescheduled item shall also be paid in full prior to the public hearing. Advertising for public hearings shall be prepared by staff and submitted to the newspapers as required in the Marco Island Land Development Code (LDC).

If an application is filed for which a fee is not listed herein, staff shall assess the fee based upon actual time spent reviewing the petition.

### ADMINISTRATION

#### Interpretations:

Official interpretation request of Land Development Code, Planned Unit Development, Comprehensive Plan and/or Development Order	\$ 500.00
Interpretation request during review process	\$ 125.00
Determination of vested rights	\$ 125.00
Appeal of vested rights determination	\$1000.00
Amendment to Land Development Code	\$1500.00
Appeal from an Administrative Decision	\$1000.00 <i>(non-refundable)</i>
Appeal of Official Interpretation to Board of Zoning Appeals or Board of Adjustments and Appeals	\$ 1000.00
Appeal of Planning Board or staff action to Board of Zoning Appeals	\$ 500.00

## ENVIRONMENTAL / LANDSCAPING

Landscape re-inspection (1 <sup>st</sup> )	\$ 25.00
(2 <sup>nd</sup> )	\$ 50.00
every inspection after 2nd	\$ 100.00
Special Treatment review (ST)	\$ 150.00
	<i>(for 5 acres or less plus \$ 50 per acre over 5 acres - \$ 1000.00 maximum fee)</i>
Sea Turtle Permits	
Sea Turtle handling permit	\$ 25.00
Sea Turtle nesting area construction permit	\$ 200.00
Sea Turtle nest relocation	\$ 100.00
Vegetation Removal Permits	
First acre or fraction of an acre	\$ 150.00
Each additional acre or fraction of an acre	\$ 45.00
	<i>(\$900.00 maximum fee)</i>
Vehicle on the Beach Permit	
<i>Permit shall be waived for public &amp; non-profit organizations engaging in bona fide environmental activities for scientific, conservation or community events</i>	\$ 250.00
Beach Vendor Permit	
One (1) year permit	\$250.00

## SITE DEVELOPMENT PLANS

Site Development Plan review	\$ 1000.00 plus \$10 per D/U plus \$25 per residential building structure or \$1000.00 plus \$ .03 per sq. ft. plus \$25.00 per bldg. for non-residential
Site Development Plans – 3 <sup>rd</sup> and subsequent additional reviews	\$ 250.00
Site Development Plan Amendments	\$ 500.00

Site Development Plan insubstantial change \$ 250.00

Site Development Plan time extension \$ 250.00

**RIGHT-OF-WAY**

Right of Way Construction Permit\* \$ 200.00

Re-inspection:

1<sup>st</sup> \$ 60.00

2<sup>nd</sup> \$ 75.00

Each inspection after 2<sup>nd</sup> \$ 100.00

After-the-fact permits 4 x normal fee  
(Maximum \$2000.00)

\*Note 1: In addition to the right-of-way permit application fee, the applicant shall pay a \$50 per day inspection fee based on the number of work days as determined by the engineer or agent of record. Any extension of the permitted time period shall result in a continuance of the per day inspection fee. Right-of-way permits limited to the authorization of single-family driveway connections and landscape and sprinkler head replacement shall be exempt from the inspection fee.

\*Note 2: If there are multiple right-of-way improvements associated with a project site, the highest fee will apply.

**SUBDIVISION**

Lot line adjustment \$ 250.00

Construction Document Review 0.75% of probable cost of construction

Construction Document Modification 0.2125% of the value of the Construction modification above \$25,000.00

Subdivisions – 3<sup>rd</sup> and subsequent additional reviews \$ 500.00

Subdivision Inspection 1.275% of probable cost of construction

	for construction inspection
Preliminary Subdivision Plat (formerly Subdivision Master Plan)	\$ 1000.00 plus \$5.00 per acre for residential; \$1000.00 plus \$10.00 per acre for non-residential; (mixed use is residential)
Administrative Amendment	\$ 500.00
Final Plat	\$1000.00 plus \$5.00 per acre for residential; \$1000.00 plus \$10.00 per acre for non-residential; (mixed use is residential)
Two year extension	\$ 200.00

**WATER AND SEWER FACILITIES**

Construction Document Review	0.75% of probable water and/or sewer construction costs
Construction Document Resubmission or document modification	0.25% of probable water and/or sewer construction costs
Construction inspection	2.25% of probable water and/or sewer construction costs

**TEMPORARY USE PERMITS**

Temporary Sales Permits	\$ 50.00
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Community and Special Event Permit	\$ 50.00
Construction, Model homes and sales centers Permits	\$ 35.00
Construction and Trailer Permits	\$ 35.00
Model homes and sales center (Permit Extension)	\$ 250.00
Garage and yard sale permit	\$ 0.0

**ZONING PETITIONS**

Alcoholic beverage distance waiver	\$ 425.00
Boat dock extension petition	\$ 1500.00
Conditional Use petition (\$1000 when filed with rezone petition)	\$ 2000.00
Conditional Use extension	\$ 500.00
#Flood Variance petition	\$ 425.00
Letter of zoning, and/or land use verification, and/or classification	\$ 100.00
Letter of Code Compliance verification	\$ 25.00
Non-Conforming Use change/alteration	\$ 1000.00
#Off-street parking variance	\$ 1000.00
Administrative off-street parking agreement	\$ 500.00
PUD amendments	Minor \$ 2000.00 Major \$ 2500.00
Planned Unit Development amendment (insubstantial)	\$ 637.50
Rezone petition (regular)	\$ 4000.00 plus \$25 per acre

Rezone petition (to PUD)	\$ 5000.00 plus \$25 per acre
Political Signs (Bulk Temporary Permit)	\$ 25.00
#Variance Petition	\$ 1500.00
Variance Petition (after-the-fact)	Twice the variance Petition fee
Variance (Administrative)	\$ 200.00
Zoning Certificates:	initial renewal
Home Occupation	\$ 30.00 15.00
Commercial	\$ 50.00 n/a
RV parking permit	\$ 0
Automobile for sale by owner permit	\$ 0
Publications, maps, reports, and photocopies, etc.	Actual cost of time and materials to Community Development Dept.

# City Council will determine if a bona fide hardship exists and may waive this fee based upon their findings.

