

ORDINANCE NO. 2021-30

AN ORDINANCE AMENDING SECTION 8-10, APPLICATION PROCESSING FEES, OF ARTICLE 1, IN GENERAL, OF CHAPTER 8, BUILDING AND CONSTRUCTION REGULATIONS OF THE CODE OF ORDINANCES OF THE CITY OF ORMOND BEACH TO AMEND APPLICATION PROCESSING FEES; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE.

BE IT ENACTED BY THE PEOPLE OF THE CITY OF ORMOND BEACH, FLORIDA, THAT:

SECTION ONE. Section 8-10, Application processing fees, of Article I, In General, of Chapter 8, Building and Construction Regulations, of the City of Ormond Beach, Florida, *Code of Ordinances* is hereby amended to read as follows:

Sec. 8-10. Application processing fees.

~~All applications that require advertising associated with a public hearing shall pay all costs associated with the advertising. A deposit shall be required with the submittal of the application as established by the planning director. Prior to the final city action, planning staff shall determine the status of the deposit and either refund any remaining balance or require the additional payment of advertising costs. The following application fees are required for each application type at the time of application submittal:~~

(1) Advertising fee for public hearings. All applications that require advertising associated with a public hearing shall pay all costs associated with the advertising. The following fees shall be submitted at the time of application. If the advertising is greater than the fee provided, the applicant may be billed the difference.

<u>#</u>	<u>Item</u>	<u>Fee</u>
<u>1.</u>	<u>Abutting letters only (ALO)</u>	<u>\$25.00</u>
<u>2.</u>	<u>Certified letters with 300' of the property (CL)</u>	<u>\$250.00</u>

3.	<u>Display newspaper advertisement with map (each meeting) (DNA)</u>	<u>\$750.00</u>
4.	<u>Legal newspaper advertisement (each meeting) (LNA)</u>	<u>\$350.00</u>
5.	<u>Legal newspaper advertisement – Historic (LNAH)</u>	<u>\$275.00</u>
6.	<u>Legal newspaper advertisement – Mural (LNAM)</u>	<u>\$275.00</u>
7.	<u>Letters with 300’ of the property (each meeting) (L)</u>	<u>\$75.00</u>
8.	<u>Neighborhood meeting newspaper advertisement (NMNA)</u>	<u>\$350.00</u>
9.	<u>Variance site posting (VSP)</u>	<u>\$50.00</u>

(2) *Annexation.*

#	Item	Fee	Advertising Fees
1.	Areas within perimeter boundary of city	No fee	<u>Not assessed</u>
2.	Annexation agreements	\$100.00 No fee	<u>Not assessed</u>

~~(2)~~(3) *Comprehensive plan.* In addition to the fees listed below, additional costs for consultant services will be required if considered necessary as determined by city staff.

#	Item	Fee	Advertising Fees
1.	Small area amendment \leq 10 acres per F.S. § 163.3187(1)(a)	\$2,000.00, plus actual cost of required advertising fees	<u>\$1,025.00</u> (LNA)(CL)(LNA)(L)
2.	Large-scale amendment \geq 10 acres affecting a change in land use or text changes	\$2,500.00, plus actual cost of required advertising fees	<u>\$2,250.00</u> (DNA)(DNA)(DNA)
3.	Amendment other than under 1 or 2 of this table, affecting other than the land-use element	\$1,000.00 plus actual cost of required advertising	

~~(3)~~(4) *Concurrency.*

<u>#</u>	<u>Item</u>	<u>Fee</u>	<u>Advertising fees</u>
1.	Nonbinding letters-	\$110.00	
2. 1.	Certificates of reservation/certificates of concurrency	Within site plan review fee schedule	<u>Not assessed</u>
3. 2.	Fair share agreements	\$2,500.00, plus consultant fees as needed by the city	<u>Not assessed</u>
4. 3.	Traffic impact analysis	500.00 or cost of traffic consultant review fees after notification by city staff Actual cost of consultant review fees. \$3,000.00 deposit is required.	<u>Not assessed</u>

~~(4)~~(5) *Developments of regional impact.*

<u>#</u>	<u>Item</u>	<u>Fee</u>	<u>Advertising Fees</u>
1.	Application for development approval. Fee to be paid at time of submittal of the application to the ECFRPC. Costs to be applied to staff time and to consultants as needed and approved by the city commission. Fees in excess of costs to be reimbursed at time of issuance of development order or denial of application, whichever is applicable	DRI and FQD categories. The applicant shall provide a minimum deposit of \$25,000.00 to cover staff and/or consultant expenses. At the time of issuance of the development order, the city shall provide the applicant with an accounting of the staff time and either	<u>\$2,250.00</u> <u>(DNA)(DNA)</u> <u>(DNA)</u>

		refund the unused balance or require payment of additional fees, as based on the actual time expended by staff and/or consultants, <u>plus advertising fees</u>	
2.	Amendments to approved DRIs	\$600.00, plus reimbursement for actual staff time in excess of 20 hours, plus <u>advertising fees and consultant costs as necessary and approved by the city commission, plus advertising fees</u>	<u>\$2,250.00</u> <u>(DNA)(DNA)</u> <u>(DNA)</u> <u>Note: Applicant responsible for site posting</u>

~~(5)~~(6) *Historic preservation.*

<u>#</u>	<u>Item</u>	<u>Fee</u>	<u>Advertising Fees</u>
1.	Certificate of appropriateness, alteration	\$300.00, plus actual cost of required <u>advertising fees</u>	<u>\$300.00 (LNAH)</u> <u>(ALO)</u>
2.	Certificate of appropriateness, demolition	\$400.00, plus actual cost of required <u>advertising fees and costs of independent consultant services if deemed necessary by city staff</u>	<u>\$300.00 (LNAH)</u> <u>(ALO)</u>
3.	a. Local landmark list designation	No fee	<u>Not assessed</u>

	b. Local landmark list designation removal	\$ 600.00 <u>No fee, advertising fees only</u>	<u>\$825.00 (LNAH)</u> <u>(LNAH) (LNAH)</u>
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~~(6)~~ (7) *Grading and filling/clearing.*

<u>#</u>	<u>Item</u>	<u>Fee</u>	<u>Advertising fees</u>
1.	Single-family grade, fill, or clearing permit	\$60.00 <u>66.00</u>	<u>Not assessed</u>
2.	Non single-family grade, fill, or clearing permit	\$300.00 <u>\$330.00</u>	<u>Not assessed</u>
3.	Underbrushing	<u>\$15.00</u>	

(8) Land Development Code fees (no application fee or Florida surcharges assessed).

<u>#</u>	<u>Item</u>	<u>Fee</u>	<u>Advertising Fees</u>
1.	<u>Existing residential site work</u>	<u>\$60.00</u>	<u>Not assessed</u>
2.	<u>Commercial paint permit</u>	<u>\$20.00</u>	<u>Not assessed</u>
3.	<u>LDC (driveway, fences, sheds, gazebos, patio)</u>	<u>\$75.00</u>	<u>Not assessed</u>
4.	<u>LDC EZ (driveway, fences, sheds, gazebos, patio) under \$1,000 in value</u>	<u>\$45.00</u>	<u>Not assessed</u>

~~(7)~~ (9) *Miscellaneous.*

<u>#</u>	<u>Item</u>	<u>Fee</u>	<u>Advertising Fees</u>
1.	Appeal of interpretation	\$300.00	<u>Not assessed</u>
2.	Commercial paint permit	\$15.00	
3.	Doek permits	\$300.00	
2.	<u>Doggie dining license</u>		<u>Not assessed</u>
	<u>Annual license</u>	<u>\$100.00</u>	
	<u>Annual inspection</u>	<u>\$45.00</u>	
	<u>Re-inspection</u>	<u>\$30.00</u>	

43.	Easement releases	\$200.00 <u>\$50.00</u> (includes recording costs)	<u>Not assessed</u>
54.	Garage or yard sales	First and second event \$5.00 each, or \$10.00 if issued after the fact; third event no charge	<u>Not assessed</u>
65.	Landscape bond	1% of the amount bonded	<u>Not assessed</u>
76.	Miscellaneous work within the city right-of-way	\$100.00	<u>Not assessed</u>
7.	<u>Mobile Food Dispensing Vehicle host permit</u>	<u>\$100.00</u>	<u>Not assessed</u>
8.	Original artwork mural	No application fee; actual cost of <u>advertising fees</u> shall be required	<u>\$550.00 (L)NAM</u> <u>(L)NAM</u>
9.	Temporary outdoor sales of merchandise	\$25.00	<u>Not assessed</u>
10.	Zoning determination letter	\$35.00 <u>50.00</u>	<u>Not assessed</u>
11.	Zoning sign-off for alcoholic beverage licenses	\$50.00	<u>Not assessed</u>
12.	Doggie dining license-		
	a) Annual license-	\$100.00	
	b) Annual inspection-	\$45.00	
	c) Re-inspection-	\$30.00	

~~(8)~~ (10) *Planned development.*

#	Item	Fee	Advertising Fees
1.	<u>Planned development,</u> <u>(does not include site plan review fees)</u>	<u>\$2,500.00</u> \$2,000.00 , plus <u>actual cost of</u> required <u>advertising fees</u>	<u>\$2,400.00</u> <u>(DNA)(L)(DNA)</u> <u>(L)(DNA)</u>

			<u>Note: Applicant responsible for site posting</u>
2.	Major amendments to existing planned developments, <u>(does not include site plan review fees)</u>	\$1,000.00, plus actual cost of <u>required advertising fees</u>	<u>\$2,400.00</u> (DNA)(L)(DNA)(L) <u>(DNA)</u> <u>Note: Applicant responsible for site posting</u>
3.	Minor amendments (no public hearing review) to existing planned developments	\$400.00	<u>Not assessed</u>
4.	<u>One-year administrative extension</u>	\$350.00	<u>Not assessed</u>
5.	<u>Recording cost of development order</u>	<u>Actual cost of recording with the Volusia County Clerk of the Court</u>	<u>Not assessed</u>

~~(9)~~ (11) *Regulatory amendments.*

<u>#</u>	<u>Item</u>	<u>Fee</u>	<u>Advertising Fees</u>
1.	Zoning map (not part of a planned development)	<u>\$1,500.00</u> \$1,000.00, plus <u>actual cost of</u> required <u>advertising fees</u>	<u>Under 10 acres:</u> <u>\$850.00,</u> (LNA)(L)(LNA)(L) <u>Over 10 acres:</u> <u>\$1,650.00,</u> (DNA)(L)(DNA)(L)
2.	Land development code text	\$1,000.00, plus actual cost of <u>required advertising fees</u>	<u>\$700.00, (LNA)</u> <u>(LNA)</u>
3.	<u>Land development code involving zoning district uses</u>	<u>\$1,000.00 plus advertising fees</u>	<u>\$1,500.00, (DNA)</u> <u>(DNA)</u>

~~(10)~~ (12) *Signage.*

<u>#</u>	<u>Item</u>	<u>Fee</u>	<u>Advertising Fees</u>
1.	An annual real estate sign permit shall be required of any person (excluding the owner, providing that said owner occupies the dwelling), corporation, or agency before that person is authorized to display one or more real estate signs within the city	\$15.00	
21.	Annual sign permit renewal, wall signage 5 - 25 square feet	\$10.00	<u>Not assessed</u>
32.	Annual sign permit renewal, wall signage exceeding 25 square feet	\$15.00	<u>Not assessed</u>
43.	Annual sign permit renewal, site (pole and monument) signage	\$20.00	<u>Not assessed</u>
54.	Temporary banners	\$20.00	<u>Not assessed</u>
65.	A-frame signs (initial) Renewal for each year thereafter	\$50.00 \$15.00	<u>Not assessed</u>

~~(11)~~ (13) *Site inspection (SPRC) engineering permit.*

<u>#</u>	<u>Item</u>	<u>Fee</u>	<u>Advertising Fees</u>
1.	Site plan inspection fee	1.5 <u>2.0</u> % of the first \$100,000.00 of site improvements and 0.5 <u>1</u> % over 100,000.00; minimum of \$250.00	<u>Not assessed</u>

2.	Final plat/subdivision inspection permit	2.25 2.5% of the total construction cost of the development. Construction costs include, but are not limited to, clearing and grading activities, roads, utilities, landscaping, bikeways, and sidewalks	<u>Not assessed</u>
3.-	Fire flow and acceptance testing for hydrant installed in new development as part of site plan approval (minimum fee)	\$75.00	
43.-	Site plan or subdivision re-inspection fee (after initial and one re-inspection)	\$500.00 <u>\$300.00</u>	

(12) (14) *Site plan review.* Site plan review fees are applicable to site plan submittals.

<u>#</u>	<u>Item</u>	<u>Fee</u>	<u>Advertising Fees</u>
1.	One-time conceptual plan review <u>submitted for review</u>	\$100.00	<u>Not assessed</u>
2.	Initial application (involving new construction or redevelopment)	\$1,500.00; \$375.00 refunded if completed within two submittals; <u>\$2,000.00</u>	<u>\$350.00 (NMNA), if applicable</u>
3.	Minor modification to existing buildings	\$700.00 <u>\$600.00</u>	<u>\$350.00 (NMNA), if applicable</u>
4.	Downtown community redevelopment area initial application	\$600.00	<u>\$350.00 (NMNA), if applicable</u>

5.	Downtown community redevelopment area minor modification	\$300.00	<u>\$350.00 (NMNA), if applicable</u>
6.	Site work only, no new building square footage	\$300.00	<u>Not assessed</u>
7.	Resubmittals other than those involving response to initial review; submittal of final plans for sign-off; or applications not involving new construction	\$500.00, plus \$37.50 per hour exceeding 13 hours of site plan review committee members review time; \$300.00 after the 3rd submittal	<u>Not assessed</u>
8.	Outside of the city water or sewer connection review	\$400.00 <u>\$600.00</u>	<u>Not assessed</u>

~~(13)~~ (15) *Special exception.*

#	Item	Fee	Advertising Fees
1.	Involving new construction or redevelopment	\$850.00, plus actual cost of required <u>advertising fees</u>	<u>\$850.00</u> (LNA)(L)(LNA)(L) <u>Note: Applicant responsible for site posting</u>
2.	Downtown community redevelopment area redevelopment plan	\$400.00, plus actual cost of required <u>advertising fees</u>	<u>\$850.00</u> (LNA)(L)(LNA)(L) <u>Note: Applicant responsible for site posting</u>
3.	Rehearing or reconsideration	<u>\$325.00 plus</u> <u>advertising fees</u>	<u>\$850.00</u> (LNA)(L)(LNA)(L)
4.	<u>One year administrative extension</u>	\$350.00	<u>Not assessed</u>
5.	<u>Recording cost of development order</u>	<u>Actual cost of recording with the Volusia County Clerk of the Court</u>	<u>Not assessed</u>

(14) (16) Streets.

#	Item	Fee	Advertising Fees
1.	Street name change	\$100.00, plus actual cost of required advertising fees	\$350.00 (LNA)
2.	Street vacation	\$500.00, plus actual cost of required advertising fees	\$1,925.00 (LNA)(L)(DNA)(DNA)

(15) (17) Subdivisions.

#	Item	Fee	Advertising Fees
1.	Lot split or line adjustment	\$350.00 (includes recording fees)	Not assessed
2.	Lot line adjustment	\$50.00	Not assessed
23.	Concept plan submitted for review	\$350.00 \$100.00	Not assessed
34.	Preliminary plat	\$1,000.00 \$1,500.00, plus \$25.00 per lot	Not assessed
45.	Final plat	\$500.00 \$1,000, plus \$25.00 per lot, plus advertising fees	\$350.00 (LNA)
5.	City surveyor's review of plats	Actual cost of city surveyor's review of plat application	Not assessed
6.	Recording of plat	Actual cost of plat recording	Not assessed
7.	Subdivision resubmittal, other than those involving response to initial review; submittal of final plans for sign-off	\$500.00, plus \$37.50 per hour exceeding 13 hours of site plan review committee members' review time. \$300.00 after the 3rd submittal	Not assessed

(16) (18) *Surface water management plan.*

<u>#</u>	<u>Item</u>	<u>Fee</u>	<u>Advertising Fees</u>
1.	Surface water management plan <u>Multi-family or non-residential</u>	\$300.00, plus \$20.00 per acre up to ten acres; \$350.00	<u>Not assessed</u>
		plus \$10.00 per acre over ten acres up to 40 acres;	
		plus \$5.00 per acre for each acre or fraction thereof over 40 acres up to 160 acres;	
		plus \$2.00 per acre thereafter.	
2.	Single-family residential	\$50.00 <u>\$75.00</u>	Not assessed

(17) (19) *Tree removals/clearing fees.*

<u>#</u>	<u>Item</u>	<u>Fee</u>	<u>Advertising Fees</u>
1.	Existing single-family (0-3 trees)	\$20.00 up to 3 trees; 4 or more trees, \$30.00	<u>Not assessed</u>
2.	Existing single family (4 or more trees)	\$30.00	
3. <u>2.</u>	Removal of historic tree application	\$175.00	<u>Not assessed</u>
4. <u>3.</u>	Existing multifamily or commercial non-residential <u>tree removal (not building or engineering permit related)</u>	\$60.00, plus 20.00 per tree; maximum of 500.00	<u>Not assessed</u>
5. <u>4.</u>	Single family <u>new construction tree inspection</u>	\$30.00	<u>Not assessed</u>

<u>5.</u>	<u>Site Plan Review Committee tree removal</u>	<u>Included in the site engineering permit</u>	<u>Not assessed</u>
<u>6.</u>	<u>Tree removal/clearing/grading in conjunction with new single-family construction</u>	<u>\$60.00</u>	<u>Not assessed</u>
<u>7.</u>	<u>Underbrushing</u>	<u>\$15.00</u>	<u>Not assessed</u>

~~(18)~~ (20) *Variance request.*

<u>#</u>	<u>Item</u>	<u>Fee</u>	<u>Advertising Fees</u>
<u>1.</u>	<u>Residential and non-residential</u>	<u>\$350.00, plus actual cost of required advertising fees</u>	<u>\$425.00 (ALO)(VSP)(LNA)</u>
<u>2.</u>	<u>After-the-fact variances</u>	<u>\$700.00, plus actual cost of required advertising fees</u>	<u>\$425.00 (ALO)(VSP)(LNA)</u>
<u>3.</u>	<u>Administrative variance</u>	<u>\$100.00 (includes recording costs)</u>	<u>Not assessed</u>

~~(19)~~ (21) *Vendor permit fees for North U.S. Highway 1 Municipal Service Area.*

<u>#</u>	<u>Item</u>	<u>Fee</u>	<u>Advertising Fees</u>
<u>1.</u>	<u>Annual master vendor license</u>	<u>\$100.00 <u>\$126.00</u></u>	<u>Not assessed</u>
<u>2.</u>	<u>Annual itinerant vendor license</u>	<u>\$250.00 <u>\$474.00</u></u>	<u>Not assessed</u>
<u>3.</u>	<u>Six-month master and itinerant vendor license</u>	<u>\$150.00 <u>\$100.00</u></u>	<u>Not assessed</u>
<u>4.</u>	<u>Outdoor entertainment activity > 500 participants</u>		
	<u>a. Annual</u>	<u>\$300.00 <u>\$450.00</u></u>	<u>Not assessed</u>
	<u>b. Single event</u>	<u>\$125.00 <u>\$200.00</u></u>	<u>Not assessed</u>

~~(20)~~ (22) *Wetland protection fees.*

<u>#</u>	<u>Item</u>	<u>Fee</u>	<u>Advertising Fees</u>
1.	Wetlands permit Single-family	\$50.00 for single-family; \$250.00 for all other uses. homes; Where actual staff time exceeds eight hours or consultant fees are necessary, an additional fee shall be charged, after notification to the applicant and approval by the city commission	<u>Not assessed</u>
2.	<u>All other uses and not part of an approved site plan</u>	<u>\$250.00</u>	<u>Not assessed</u>
3.	<u>Part of an approved Site Plan</u>	<u>Included in the cost of the site plan review fee.</u>	<u>Not assessed</u>

SECTION TWO. All Ordinances or parts of Ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION THREE. This Ordinance shall take effect on October 1, 2021.

PASSED UPON at the first reading of the City Commission, this 4th day of August, 2021.

PASSED UPON at the second and final reading of the City Commission, this 17th day of August, 2021.



BILL PARTINGTON
Mayor

ATTEST:



WENDY J. HONTZ
Acting City Clerk

