

RESOLUTION NO. 4845

A RESOLUTION REVISING FEES FOR DEVELOPMENT CODE PROVISIONS AND REPEALING RESOLUTION NO. 4704.

WHEREAS, fees related to Development Code provisions were last revised in July 2002 by Resolution No. 4704; and

WHEREAS, a fee for an additional land use application (called a Replat) must be established and a correction made to the Legislative Interpretation fee; and

WHEREAS, the City Council established by Resolution 4367 that in order to continue to recover costs related to wages, the Planning Division fees are to be adjusted on July 1 of each year based on the April CPI-W national index; and

WHEREAS, the CPI-W national index number for April is 2.3%, which reflects the rate of change from April 2002 to April 2003.

NOW, THEREFORE, BE IT RESOLVED by the Albany City Council that the Development Code Fees will continue to be annually adjusted on July 1 of each year based on the April CPI-W national index ; and

BE IT FURTHER RESOLVED that a fee for a Replat land division application be established and the fee for a legislative interpretation be corrected to reflect a typographical error made in December, 2000; and


BE IT FURTHER RESOLVED that the Development Code fees, increased by 2.3% for the fiscal year 2003-2004, as reflected in Exhibit A (attached), are hereby adopted; and

BE IT FURTHER RESOLVED that these fees will become effective for applications received after June 30, 2003; and

BE IT FURTHER RESOLVED that the fees and charges shown on Exhibit A are not subject to the limits of Section 11b, Article XI, of the Oregon Constitution; and

BE IT FURTHER RESOLVED that Resolution No. 4704 is hereby repealed.

DATED AND EFFECTIVE THIS 11 DAY OF June, 2003.



Mayor

ATTEST:



City Recorder

**EXHIBIT A
ALBANY DEVELOPMENT CODE - PLANNING FEES(a)**

Type of Application	Current Fees	Proposed Fees* (7/1/2003 to 6/30/2004)
Adjustment (Type I)	\$53	\$54
Appeal		
Appeal to City Council (Type III)	\$626	\$640
Appeal to PC only (Type I-L that had a neighborhood meeting)	\$209	\$214
Appeal to Hearings Officer - Expedited Land Div.	\$300 dep./max \$500 (b)	\$300 dep./max \$500 (b)
Comprehensive Plan Amendment (Type IV)		
Map Amendment - Without Concurrent Zoning Map Amend	\$2,608	\$2,668
Map Amendment - Concurrent with Zoning Map Amend	\$3,652	\$3,736
Text Amendment	\$2,921	\$2,988
Conditional Use (Type III)		
New Construction	\$2,087 plus (c)	\$2,135 plus (c)
Existing Building	\$1,356 plus (c)	\$1,387 plus (c)
Additional fee if traffic report required	\$522	\$534
Development Code Text Amendment (Type IV)	\$2,921	\$2,988
Historic Review		
Exterior Alteration (Type I)	\$31	\$32
Exterior Alteration (Type I-L)	\$31	\$32
New Construction (Type I)	\$31	\$32
New Construction (Type I-L)	\$31	\$32
Demolition / Moving (Type III)	\$522	\$534
Interpretation of the Code		
Quasi-Judicial (Type II)	\$522	\$534
Legislative (Type IV)	\$2,087	\$1,067
Land Division		
<u>Partition (up to 3 parcels)</u>		
Tentative Plat - Standard Process (Type I-L)	\$1,669	\$1,707
Tentative Plat - Expedited Process	\$1,669	\$1,707
Tentative Plat - Development in Floodplain (Type III)	\$2,400	\$2,455
Tentative Replat (Type I-L)		\$214
Final Plat (Type I)	\$417	\$427
<u>Subdivision (4 or more lots)</u>		
Tentative Plat - Standard Process (Type I-L)	\$1,878 + \$20 per lot	\$1,921 + \$20 per lot
Tentative Plat - Expedited Process	\$1,878 + \$20 per lot	\$1,921 + \$20 per lot
Tentative Plat - Development in Floodplain (Type III)	\$2,608 + \$20 per lot	\$2,668 + \$20 per lot
Additional fee if traffic report required	\$522	\$534
Tentative Replat (Type I-L)		\$214
Final Plat (Type I)	\$522	\$534
Manufactured Home Park (Type I-L)	\$1,878 + \$20 per space	\$1,921 + \$20 per space
Additional fee if in floodplain (Type III)	\$730	\$747
Additional fee if traffic report required	\$522	\$534
Nonconforming Situations (Type II)		
New Construction	\$626 plus (c)	\$640 plus (c)
No new construction	\$313	\$320
Planned Development-3 Step Process		
Preliminary (Type I)	\$1,148	\$1,174
Interim (Type III)	\$2,921	\$2,988
Final (Type I)	\$522	\$534
Additional fee if traffic report required	\$522	\$534
Property Line Adjustment (Type I)	\$209	\$214
Revised application in process - Renotification	\$104	\$106
Revised Decision		
Staff Decision (Type I or I-L)	\$313	\$320
PC or CC Decision (Type III or IV)	\$730	\$747
Site Plan Review (d)		
Option A (new construction) (Type I-L)	\$1,982 plus (c)	\$2,028 plus (c)
Option B (modify existing development) (Type I-L)	\$1,356 plus (c)	\$1,387 plus (c)
Option C (change of use-existing development) (Type I)	\$0	\$0
Accessory Buildings requiring site plan review (Type I-L)	\$313	\$320
Additional fee if traffic report required	\$522	\$534
Special Requests-Temporary Uses (Type I)		
Medical Hardship (housing)	\$104	\$106
Temp On-site Residence	\$104	\$106
Temporary Uses (30 days)	\$104	\$106
Tree Felling - 5 or more		
Diseased or Dangerous (Type I)	\$31	\$32
Concurrent with a development proposal (Type I-L)	\$313	\$320
Not concurrent with a development proposal (Type I-L)	\$835	\$854
Vacation (Type IV)		
Public Street or Alley	\$1,669	\$1,707
Public Easements	\$1,461	\$1,495
Variance (Type II)	\$626	\$640
Willamette Greenway (Type II)	\$939	\$961
Zoning Map Amendment (Type IV)	\$2,608	\$2,668

REFUND POLICY In cases of withdrawal of an application, refund of fees may be applicable, less costs incurred, as determined by the Director. Generally refunds of 80% will be made for a withdrawn application if it is made in writing prior to the City sending out the Notice of Filing or Notice of Public Hearing and preparation of the staff report has not begun. If the notice has been sent but the staff report is not being prepared, then 50% of the application fee will be refunded. No refund will be provided for applications on which work on a staff report has begun. *Exception* Refund policy of an appeal of an expedited land division shall follow ORS 197.375 regulations.

Notes:

- * Increase of 2.3% based on CPI-W National Index for the period of April 2002 - April 2003
- (a) No fee for land use applications initiated by City of Albany General Fund departments
- (b) Per ORS 197.375
- (c) Plus 0.1% of construction value over \$150,000, with a maximum fee of \$5,000
- (d) Same fees apply to Modification of an Approved Site Plan