

ORDINANCE NO. 5158

AN ORDINANCE AMENDING ALBANY MUNICIPAL CODE, TITLE 18, RELATIVE TO EXCAVATION AND FILL PERMIT FEES AND DECLARING AN EMERGENCY.

WHEREAS, the recent annexation of North Albany has significantly increased the portion of the City for which development requires fill; and

WHEREAS, increasing development pressure with attendant demands for grading and fill permits have strained the City's ability to provide a timely and accurate response; and

WHEREAS, because budget constraints do not permit the specialized professional staff with the expertise to perform the technical analysis often necessary to review excavating and grading plans, it is necessary to amend excavation and grading permit fees to increase the minimum charges and to create a mechanism for the recovery of City expenses incurred in the course of technical review.

NOW, THEREFORE, THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

Section 1: AMC 18.04.046 (1) is created to read as follows:

"In addition to the grading plan review fees required by Table No. 70-A of Uniform Building Code, Appendix Chapter 70, a minimum plan review fee, applicable to all excavation and grading permits, in the amount of \$_____, is hereby established."

Section 2: AMC 18.04.046 (2) is created to read as follows:

"In addition to the grading permit fees required by Table No. 70-B of Uniform Building Code, Appendix Chapter 70, a minimum grading permit fee, applicable to all excavation and grading permits, in the amount of \$_____, is hereby established."

Section 3: AMC 18.04.046 (3) is created to read as follows:

"In addition to the minimum fees called for in Sections 1 and 2 above, excavation and grading fees shall also include any cost incurred by the City and shall include overhead and any costs of outside consultants, inspectors or plan reviews required by the Building Official. When services by outside consultants, inspectors or plan reviewers are required by the Building Official, an approximate cost of those services shall be collected at either the time of application for the plan review or at the time of issuance of the permit for inspection services. If the fees initially collected are not sufficient to cover the cost incurred by the City, adjustments to the fees owed the City may be made at the time of permit issuance or prior to final approval of the permitted work.

Section 4: Inasmuch as this ordinance is necessary for the immediate preservation of the peace, health, and safety of the citizens of this City of Albany, Oregon, an emergency is hereby declared to exist; and this ordinance shall be in full force and effect immediately upon its passage by the Council:

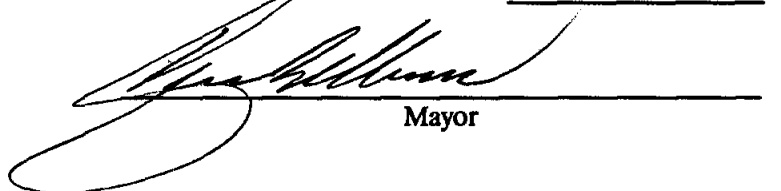
Passed by the Council: October 26, 1994

Approved by the Mayor: October 26, 1994

Effective Date of this Ordinance: October 26, 1994

ATTEST:

Norm C. Withrow
Deputy City Recorder


Mayor