

RESOLUTION NO. 6062

A RESOLUTION ADOPTING FEES TO COINCIDE WITH AMENDMENTS TO THE ALBANY DEVELOPMENT CODE THAT CHANGES THE PROCEDURES FOR THE SITE PLAN REVIEW APPLICATION PROCESS.

WHEREAS, the Albany Development Code must be in compliance with state and federal laws; and

WHEREAS, these amendments are proposed to ensure that any Site Plan Review process that involves interpretation is a land use decision; and

WHEREAS, the City needs to recover administrative costs associated with processing Site Plan Review applications for change of use and/or minor development; and

WHEREAS, Oregon Revised Statutes (ORS) 227.175 states that the governing body shall establish fees charged for processing permits at the amount no more than the actual or average costs of providing that service; and

WHEREAS, the proposed fee schedule reflects a small portion of the actual or average costs of providing that service; and

NOW, THEREFORE, BE IT RESOLVED by the Albany City Council that the Site Plan Review application fees described in attached Exhibit "A" are hereby adopted, and

BE IT FURTHER RESOLVED that the Site Plan Review fees will become effective for applications received after December 7, 2011; and

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

DATED AND EFFECTIVE THIS 7th DAY OF DECEMBER 2011.


Mayor

ATTEST

City Clerk

SITE PLAN REVIEW SCHEDULE**Type I-L**

New Construction: \$2,433 plus 0.15% (0.0015) of construction value over \$150,000; existing fee for Site Plan Review Option A.

Modifying Existing Development or development with minimal impact: \$1,663; existing fee for Site Plan Review Option B. Applies to building additions that are greater than 1,000 square feet or greater than 20% of existing building area and more than 500 square feet; accessory structures 750 square feet or greater in CB, HD, ES, LE, MS, MUC, MUR, OP and WF zoning districts; and change of occupancy in an existing building to a more intensive use.

Change of use and/or minor development: \$126; new fee that covers the cost of mailing to surrounding property owners within 300 feet. Applies to any change of use as defined in Article 22; any development or change of use to a nonconforming use of a building, structure, or land not occupied by a permitted or legally nonconforming use for one continuous year; building additions that are greater than 20% of existing building area and are between 200 to 500 square feet; temporary subdivision sales office.

New parking areas or existing parking areas expansion: \$941; existing fee on Site Plan Option B application for parking lot modification.