

CITY OF BONITA SPRINGS, FLORIDA  
RESOLUTION NO. 09 - 37

A RESOLUTION OF THE CITY OF BONITA SPRINGS; SETTING FORTH A PUBLIC NOTICE FEE SCHEDULE FOR PLANNING AND ZONING APPLICATIONS REQUIRING NOTICE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on May 21, 2008, Bonita Springs City Council entered into an agreement with CH2M HILL to provide Community Development, Building Permitting and Inspections and Administrative Support Services; and

WHEREAS, the agreement requires City Council to pay for the cost of notices, until such time the burden of all notice is shifted to the applicant; and

WHEREAS, City Council in Resolution 08-130 adopted a revised building permit fee schedule to support the self-funding of building permit services and anticipates that Community Development, will bring the recommended fees for planning and zoning in the next few months; and

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Bonita Springs, Lee County, Florida:

Section 1. The City of Bonita Springs is the governing body of the City of Bonita Springs and hereby adopts its public notice fee schedule for planning and zoning applications requiring notice, in accordance with the schedule attached to this resolution.

Section 2 Effective Date.

This Resolution shall take effect immediately upon adoption, with new fees going into effect as set forth in the schedule.

DULY PASSED AND ENACTED by the City Council of the City of Bonita Springs, Lee County, Florida, this 15<sup>th</sup> day of April, 2009.

AUTHENTICATION:

  
\_\_\_\_\_  
Mayor

  
\_\_\_\_\_  
City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
City Attorney

Vote:

Ferreira	Aye	Nelson	Aye
Lonkart	Aye	Simons	Aye
McCourt	Aye	Spear	Aye
Martin	Aye		

Date Filed With City Clerk: 4-21-09

## PUBLIC NOTICE FEE SCHEDULE

This fee schedule applies to all planning and zoning applications that require public notice notification pursuant to Land Development Code Chapter 34.

<u>Item</u>	<u>Unit Cost</u>
Signs Posting	\$5.69
Mailed Notice Letters	\$1.50

Fees for sign postings and mailed notices are due to Community Development prior to an application being found sufficient by Community Development.

<u>Item</u>	<u>Unit Cost</u>
Newspaper Block Advertisement	\$1,000 fee in escrow

Fees for newspaper block advertising are due to the Department of Finance at City Hall prior to an application being submitted to Community Development. The applicant must attach a receipt from the Department of Finance to their application package at intake. Failure to present documentation will result in a rejection of the application.

The applicant is responsible for any additional advertising costs incurred above the \$1,000 escrow fee thirty (30) days in advance of the public hearing. The applicant will be refunded any monies remaining after advertising costs are invoiced. The advertising escrow fee will be refunded if the application is withdrawn thirty (30) days in advance of the public hearing.

- coordination of application reviews as necessary with the Design Review Board, Tree Advisory Board, Eagle Technical Advisory Committee, and Historical Preservation Board;
- pre-application conferences;
- sufficiency determinations;
- confirmation of proposed development plan compliance with all Code requirements and submission of valid SFWMD, FDEP, and ACOE environmental and water quality permits;
- recommendations and conditions for development approval;
- issuance of Development Orders;
- preparation of staff reports, agendas, and advertisements in conjunction with cases before the Zoning Board of Adjustment and City Council;
- zoning map updates and recommendations for Code text revisions as they relate to effective implementation of the Code and Bonita Plan compliance;
- zoning files administration; and,
- Concurrency Management System maintenance. This Scope of Services assumes that the annual update of traffic level of service requirements and segment analysis will be provided by other City Contractor(s), and, that updates of school concurrency will be provided to the Department by the Lee County School Board.

This Scope of Services assumes that the Applicant will be responsible for the public hearings notification to adjacent property owners, fees related to the cost for signage/notice, and posting of property. It is also assumed that any costs associated with the advertisement of legal notification for public hearings will be incurred by the City. Should this process require a Code Amendment, Department will provide all service related to this change.

This Scope of Service is based upon adopted Chapters 1, 2, and 3 and draft Chapter 4 of the Code. Additional services warranted over and above those outlined in this Scope of Service as a result of subsequent Chapter adoptions, and up to final unified Code adoption, will be assessed and provided pursuant to Section 9.2 of the Agreement, if required. The Department will provide an assessment and memo report to the City describing additional services as required per additional Code requirements. This report will also outline findings to the greatest extent possible of the assessment related to Chapter to Chapter inconsistency, Code to Bonita Plan inconsistency, and related potential errors and/or omissions of City Contractor(s) draft code submission(s).

This Scope of Service also assumes that any and all guidelines, procedures, requirements, administrative rules and the like that are expressed within the adopted Code, but not adopted as part of the Code, are beyond the services of the Agreement. Should these services be required, and not authorized pursuant to the City's Code contractor's agreement, Department may provide this as additional services pursuant to Section 9.2 of the Agreement.

This Scope of Service assumes that upon complete adoption of the unified Code, and upon the Department's identification of inconsistencies between Code Chapters, and/or the Code and the Bonita Plan, that correction of these deficiencies to either the Code and/or Bonita Plan will be provided by the original Code Contractor, others City contractors, and/or pursuant to Section 9.2 of the Agreement.