



160 Duke of Gloucester Street
Annapolis, MD 21401

Signature Copy
R-18-16

..Title

Forest Conservation Act Fees and Fines – For the purpose of setting fees and fines associated with the City’s Forest Conservation Act set forth in Chapter 21.71 of the City Code.

..Body

**CITY COUNCIL OF THE
City of Annapolis**

Resolution 18-16

**Introduced by: Alderman Littmann, Alderwoman Finlayson, Alderman Budge
and Alderman Arnett**

**Referred to
Public Hearing
Rules and City Government Committee
Environmental Matters Committee
Finance Committee
Annapolis Environmental Commission**

A RESOLUTION concerning

Forest Conservation Act Fees and Fines

FOR the purpose of setting fees and fines associated with the City’s Forest Conservation Act set forth in Chapter 21.71 of the City Code.

WHEREAS, Ordinance 22-16 is the City’s proposed Forest Conservation Act; and

WHEREAS, Resolution 18-16 authorizes the imposition of certain fees by resolution of the City Council;

WHEREAS, Resolution 18-16 authorizes the imposition of certain fines by resolution of the City Council; and

WHEREAS, Section 21.10.050 directs the City Council to establish a fee schedule for the Zoning Code by resolution of the City Council.

NOW THEREFORE BE IT RESOLVED BY THE ANNAPOLIS CITY COUNCIL
that the FY 2017 Fee Schedule is amended by inserting the following:

Section	Type of Fee	Amount of Fee FY 2017
21.10.050	FEES AND DEPOSITS	
	FOREST STAND DELINEATION SUBMISSION FEE FOR SINGLE RESIDENTIAL LOTS LESS THAN FIVE ACRES, INCLUDING SINGLE FAMILY RESIDENTIAL LOTS BEING SUBDIVIDED WHERE NO ADDITIONAL BUILDABLE LOTS ARE BEING CREATED. THIS FEE APPLIES TO AN ORIGINAL SUBMISSION AND AGAIN FOR EACH SUBSEQUENT REVISED SUBMISSION.	\$250.00
	FOREST STAND DELINEATION SUBMISSION FEE FOR ALL OTHERS. THIS FEE APPLIES TO AN ORIGINAL SUBMISSION AND FOR EACH SUBSEQUENT REVISED SUBMISSION. FOR THE PURPOSES OF THIS FEE SCHEDULE, "N" IS DEFINED AS THE NUMBER OF SUBMISSIONS OF A FOREST STAND DELINEATION BY THE SAME APPLICANT FOR THE SAME PARCEL. FOR EXAMPLE, FOR THE FIRST SUBMISSION, N = 1, FOR THE SECOND SUBMISSION, N=2, AND SO ON.	\$850.00 PLUS N TIMES \$30.00 PER ACRE OR FRACTION THEREOF
	PRELIMINARY FOREST CONSERVATION PLAN APPLICATION FEE FOR SINGLE RESIDENTIAL LOTS LESS THAN FIVE ACRES, INCLUDING SINGLE FAMILY RESIDENTIAL LOTS BEING SUBDIVIDED WHERE NO ADDITIONAL BUILDABLE LOTS ARE BEING CREATED. THIS FEE APPLIES TO AN ORIGINAL SUBMISSION AND AGAIN FOR EACH SUBSEQUENT REVISED SUBMISSION.	\$250.00
	PRELIMINARY FOREST CONSERVATION PLAN APPLICATION FEE FOR ALL OTHERS. THIS FEE APPLIES TO AN ORIGINAL SUBMISSION AND FOR EACH SUBSEQUENT REVISED SUBMISSION. FOR THE PURPOSES OF THIS FEE SCHEDULE, "N" IS DEFINED AS THE NUMBER OF SUBMISSIONS OF A PRELIMINARY FOREST CONSERVATION PLAN BY THE SAME APPLICANT FOR THE	\$850.00 PLUS N TIMES \$30.00 PER ACRE OR FRACTION THEREOF

	SAME PARCEL. FOR EXAMPLE, FOR THE FIRST SUBMISSION, N = 1, FOR THE SECOND SUBMISSION, N=2, AND SO ON.	
	FINAL FOREST CONSERVATION PLAN APPLICATION FEE FOR SINGLE RESIDENTIAL LOTS LESS THAN FIVE ACRES, INCLUDING SINGLE FAMILY RESIDENTIAL LOTS BEING SUBDIVIDED WHERE NO ADDITIONAL BUILDABLE LOTS ARE BEING CREATED. THIS FEE APPLIES TO AN ORIGINAL SUBMISSION AND AGAIN FOR EACH SUBSEQUENT REVISED SUBMISSION.	\$250.00
	FINAL FOREST CONSERVATION PLAN APPLICATION FEE FOR ALL OTHERS. THIS FEE APPLIES TO AN ORIGINAL SUBMISSION AND FOR EACH SUBSEQUENT REVISED SUBMISSION. FOR THE PURPOSES OF THIS FEE SCHEDULE, "N" IS DEFINED AS THE NUMBER OF SUBMISSIONS OF A FINAL FOREST CONSERVATION PLAN BY THE SAME APPLICANT FOR THE SAME PARCEL. FOR EXAMPLE, FOR THE FIRST SUBMISSION, N = 1, FOR THE SECOND SUBMISSION, N=2, AND SO ON.	\$850.00 PLUS N TIMES \$30.00 PER ACRE OR FRACTION THEREOF
	FOREST MITIGATION BANK APPLICATION FEE	\$850.00 PLUS \$30.00 PER ACRE OR FRACTION THEREOF
21.71.030.C.7	DECLARATION OF INTENT NONCOMPLIANCE FEE	\$10 PER SQUARE FOOT
21.71.110	PAYMENT INSTEAD OF AFFORESTATION AND REFORESTATION INSIDE A PRIORITY FUNDING AREA	\$10 PER SQUARE FOOT
	PAYMENT INSTEAD OF AFFORESTATION AND REFORESTATION OUTSIDE OF A PRIORITY FUNDING AREA	\$12 PER SQUARE FOOT

AND BE IT FURTHER RESOLVED BY THE ANNAPOLIS CITY COUNCIL that the FY 2017 Fine Schedule is amended by inserting the following:

Chapter in Code	Section Name	Fine for Initial Offense	Fine for Repeat or Continuous Violations
21.71.180	FOREST CONSERVATION ACT – ENFORCEMENT	\$500.00	\$500.00

AND BE IT FURTHER RESOLVED BY THE ANNAPOLIS CITY COUNCIL that this resolution shall be effective upon the effective date of Ordinance 22-16.

EXPLANATION

CAPITAL LETTERS indicate matter added to existing law.

~~Strikethrough~~ indicates matter stricken from existing law.

Underlining indicates amendments.

ADOPTED this 26th day of September, 2016.

Aye: 9 Mayor Pantelides, Alderman Budge, Alderman Paone, Alderwoman Pindell Charles, Alderwoman Finlayson, Alderman Littmann, Alderman Kirby, Alderman Pfeiffer and Alderman Arnett.

THE ANNAPOLIS CITY
COUNCIL

Michael J. Pantelides
Michael J. Pantelides, Mayor

Date: 10-5-2016

ATTEST

Regina Watkins-Eldridge
Regina Watkins-Eldridge, MMC,
City Clerk

Date: 10/5/16