



Legislation Details (With Text)

File #: R-18-16 **Version:** 1 **Name:**
Type: Resolution **Status:** Adopted
File created: 5/2/2016 **In control:** City Council
On agenda: 9/26/2016 **Final action:** 9/26/2016
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.
Sponsors: Jared Littmann, Sheila Finlayson, Joe Budge, Ross Arnett, Michael J. Pantelides
Indexes: Environmental Commission, Environmental Matters Committee, Finance Committee, Rules and City Government Committee
Code sections:
Attachments: 1. R-18-16 FCA Fees and Fines.pdf, 2. R-18-16 Staff Report.pdf, 3. R-18-16 Fiscal Impact.pdf, 4. O-22-16 R-18-16 PC Findings.pdf, 5. R-18-16 SIGNED.pdf

Date	Ver.	Action By	Action	Result
9/26/2016	1	City Council	adopt on second reader	Pass
7/21/2016	1	Rules & City Government Committee	recommend favorably	Pass
7/21/2016	1	Environmental Matters Committee	recommend favorably	
7/21/2016	1	Environmental Matters Committee	recommend favorably	Pass
7/11/2016	1	City Council	declare the public hearing closed	
5/9/2016	1	City Council	adopt on first reader	Pass

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.

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

	<p>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.</p>	<p>\$250.00</p>
	<p>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 SAME PARCEL. FOR EXAMPLE, FOR THE FIRST SUBMISSION, N = 1, FOR THE SECOND SUBMISSION, N=2, AND SO ON.</p>	<p>\$850.00 PLUS N TIMES \$30.00 PER ACRE OR FRACTION THEREOF</p>
	<p>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.</p>	<p>\$250.00</p>
	<p>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.</p>	<p>\$850.00 PLUS N TIMES \$30.00 PER ACRE OR FRACTION THEREOF</p>
	<p>FOREST MITIGATION BANK APPLICATION FEE</p>	<p>\$850.00 PLUS \$30.00 PER ACRE OR FRACTION THEREOF</p>

21.71.030.C .7	DECLARATION OF INTENT NONCOMPLIANCE FEE	\$10 PER SQUARE FOOT
21.71.110	PAYMENT INSTEAD OF AFFORESTATION ANI REFORESTATION INSIDE A PRIORITY FUNDING AREA	\$10 PER SQUARE FOOT
	PAYMENT INSTEAD OF AFFORESTATION ANI 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.