



Legislation Text

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File #: R-18-16, Version: 1

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**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<br>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 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 |

|               |  |  |
|---------------|--|--|
|               | 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.