

RESOLUTION No. R-2010- 0311

RESOLUTION AMENDING RESOLUTION R-2008-1754
OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY,
FLORIDA, AMENDING THE OFFICIAL SCHEDULES OF FEES TO BE CHARGED FOR
PLANNING, ZONING AND ADMINISTRATION APPLICATIONS, ADMINISTRATIVE
REVIEWS, SPECIAL PERMITS, LEGAL ADVERTISING, DOCUMENTS AND
REPRODUCTION OF RECORDS, AS PROVIDED FOR BY ARTICLE 2 CHAPTER A,
SECTION 1.C.2, PALM BEACH COUNTY UNIFIED LAND DEVELOPMENT CODE;
PROVIDING FOR MODIFICATION OF INCREASE OF FEES; PROVIDING FOR AN
EFFECTIVE DATE, FOR PERIODIC REVIEW, AND FOR OTHER PROVISIONS.

WHEREAS, the Palm Beach County Unified Land Development Code (ULDC), Article 2, Chapter A, Section 1.C.2, provides that the official schedule of fees for planning, zoning applications, administrative reviews, special permits, legal advertising, documents and reproduction of records shall be adopted by the Board of County Commissioners; and,

WHEREAS, on October 7th, 2008, the Board of County Commissioners approved Resolution R-2008-1754, amending the Official Schedules of Fees to be charged by Planning, Zoning and Administration Divisions, which was corrected in Resolution No. R-2009-1049; and

WHEREAS, the fee schedule approved by Resolution R-2008-1754 provided for the adjustment fees each year according to Consumer Price Index (CPI) commencing 2012 so that fees do not lag far behind the cost of the services provided; and,

WHEREAS, analysis has been performed by PZ&B staff to determine the staff cost involved performing various Departmental processes; and,

WHEREAS, any portion of these services not funded from fees must be funded from general revenues; and,

WHEREAS, it is necessary for Planning, Zoning & Building Department to establish fees associated with new processes adopted in the ULDC and changes in the cost of providing services as shown in Attachment A; and,

WHEREAS, it is necessary for Zoning Divisions to address scrivener's errors contained in Resolution R-2008-1754, as amended, as shown in Attachment B; and,

WHEREAS, a note is added to the Fee Schedule clarifying that Fee Codes and ePZB Account numbers shown on the Fee Schedule are for informational purposes only and can be administratively adjusted, if needed; and,

WHEREAS, it is necessary to allow Planning, Zoning and Administration Divisions the authority to publish a consolidated Fee schedule, reflecting fees approved by the Board of County Commissioners by resolution and fee increases occurring as the result of annual adjustment using the consumer price increases beginning January 1, 2012.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:

SECTION 1.

The official schedule of fees for planning, zoning applications, special permits, legal advertising, documents and reproduction of records is hereby amended as shown in Attachment A and Attachment B.

SECTION 2.

The Planning, Zoning and Building Department has the authority to publish and update as necessary a consolidated PLANNING, Zoning and Administration Divisions Fee Schedule, reflecting fees approved by the Board of County Commissioners by resolution .

SECTION 3.

All resolutions or proceedings or parts thereof in conflict with the provisions of this resolution are hereby repealed.

SECTION 4.

This resolution shall take effect on April 1, 2010.

SECTION 5.

Should any section, paragraph, sentence clause or word of this resolution be held to be unconstitutional, inoperative, or void, such holding shall not effect the validity of the remainder of the resolution.

The foregoing Resolution was offered by Commissioner Abrams, who moved its adoption. The motion was seconded by Commissioner Taylor, and upon being put to a vote, the vote was as follows:

Commissioner Burt Aaronson, Chairman	- Aye
Commissioner Karen T. Marcus, Vice Chair	- Absent
Commissioner John F. Koons	- Absent
Commissioner Shelley Vana	- Aye
Commissioner Steven L. Abrams	- Aye
Commissioner Jess R. Santamaria	- Aye
Commissioner Priscilla A. Taylor	- Aye

The Chairman thereupon declared the resolution was duly passed and adopted on February 25, 2010.

Filed with the Clerk of the Board of County Commissioners on March 1, 2010.

This resolution is effective when filed with the Clerk of the Board of County Commissioners.


APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS


BY: 

COUNTY ATTORNEY

SHARON R. BOCK,
CLERK & COMPTROLLER

BY: 

DEPUTY CLERK



ATTACHMENT A

**Planning Division Proposed Fee Schedule
Amendments – (New Fees)**

Description	Current Amount	Full Cost	95% of Full Cost	2010 Proposed New Fee
ARCHAEOLOGIST				
Historic Tax Exemption Review	\$0.00	\$500.00	N/A	\$500.00

**Zoning Division Proposed Fee Schedule
Amendments (New Fees)**

Description	2009 Full Cost Analysis	95% of Full Cost	2010 Proposed New Fee: 2-year plan @ 50%; 3- year plan @ 35% (round up decimals)	2011 Proposed New Fee 3-year plan @ 35%
GENERAL ZONING APPLICATION (All Sections)				
Posting Processing	\$35.00	n/a	\$35.00	-
Posting - Sign (per sign)	\$5.00	n/a	\$5.00	-
Pre-application Conference for DRO Type II or Type III (Concurrent Review)	\$275.00	\$261.25	\$262.00	-
ADMINISTRATIVE AMENDMENTS (Public Information/Administrative Review Section)				
Special Permit Review for Expedited Process (in addition to Special Permit fee)	\$150.00	n/a	\$150.00	-
ARCHITECTURAL REVIEW/PERMIT/LANDSCAPE				
Building Permit Review (if more than one page, add Page fee)	\$280.00	n/a	\$280.00	-
Building Permit Review per page (in addition to Review fee)	\$8.00	n/a	\$8.00	-
Building permit Review, Revisions (if more than one page, add Page fee)	\$150.00	n/a	\$150.00	-
Building Permit Review, Expedited Process (in addition to Building Permit Review fee + if more than one page, add Page fee)	\$150.00	n/a	\$150.00	-
Public Hearing or Final DRO – Arch Review for project ≤ 10,000 square feet (if more than one page, add Page fee)	\$347.00	\$329.65	\$330.00	-

Description	2009 Full Cost Analysis	95% of Full Cost	2010 Proposed New Fee: 2-year plan @ 50%, where applicable (round up decimals)	2011 Proposed New Fee (round up decimals)
ARCHITECTURAL REVIEW/PERMIT/LANDSCAPE (cont)				
Public Hearing or Final DRO – Arch Review for project > 10,000 square feet (if more than one page, add Page fee)	\$694.00	\$659.30	\$660.00	-
Agency or Zoning Review - Arch Review (if more than one page, add Page fee)	\$347.00	\$329.65	\$330.00	-
Arch Review – Green Architecture Appeal	\$1,174.00	\$1,115.30	\$558.00	\$1,116.00
Arch Review – Unique Structure	\$1,494.00	\$1,419.30	\$710.00	\$1,420.00
Landscape Permit	\$150.00	n/a	\$150.00	-
LAND DEVELOPMENT				
Pre-application Conference for DRO Type II or Type III (Concurrent Review)	\$80.00	n/a	\$80.00	-
BUILDING				
Pre-application Conference for DRO Type II or Type III (Concurrent Review)	\$200.00	n/a	\$200.00	-
PALM TRAN				
Public Hearing and Final DRO Review (includes 2 resubmittals)	\$350.00	\$332.50	\$330.00	-
Public Hearing and Final DRO Review - Resubmittal (per resubmittal. Fee applies at 3 rd resubmittal)	\$75.00	n/a	\$75.00	-

**ATTACHMENT B
(CORRECTIVES)**

Note: Fee Codes and EPZB Account numbers shown on the Fee Schedule are for informational purposes and can be administratively adjusted.

**Zoning Division Proposed Fee Schedule
Amendments – Existing Fees**

Fee Code	ePZB Acct #s	Description	Current Amount	2007 Full Cost Analysis	95% of Full Cost	2009 Proposed New Fee: 2-year plan @ 50%; 3-year plan @ 35%	2010 Proposed New Fee 3-year plan @ 35%	2011 Proposed New Fee 3-year Plan
GENERAL ZONING APPLICATION (All Sections)								
	3720	Name Change for PUD [1]	\$175.00	n/a	n/a	\$175.00	-	-
		Acreage [2] (applicable to Rezoning, Requested/Conditional Use/DOA/DRI (per acre, charge once if more than one request))	\$20.00	n/a	n/a	\$20.00	-	-
		Violations (Applicable to Variance applications)				(double fees will be assessed for variances resulting from construction without permit or as a result of enforcement action)		
SPECIAL PERMIT – GENERAL (Public Information/Administrative Review Section)								
	0962	Billboard Registration Renewal [2]	\$50.00	n/a	n/a	\$50.00	-	-
ADMINISTRATIVE AMENDMENTS (Public Information/Administrative Review Section)								
375	3700	Zoning Confirmation: < >1 hour > <5 hours [3]	\$35.00	\$1,516.00 0 \$368.50	\$350.00	\$175.00	\$350.00	-
376	3710	Zoning Confirmation: < >5 hours - Fee + \$35 per hour	-	-	\$350.00	\$175.00	\$350.00	-
CONCURRENCY [ADEQUATE PUBLIC FACILITY STANDARD] (Community Development Review Section)								
406	4030	Buildable Lot Review/Plat Legal Lot Review [2]	\$150.00	\$280.00	\$266.00	\$208.00	\$266.00	-
489	4690	School Concurrency – Regular (more than 20 units) [4]	\$200.00	\$200.00 n/a	\$190.00 n/a	\$190.00 n/a	-	-
ARCHITECTURAL REVIEW/PERMIT/LANDSCAPE								
348	0	Third and each subsequent Status Inspection – Building [5]	\$50.00	\$175.00	\$166.25	\$108.13	\$166.25	-

The following notes are not part of the Official Fee Schedule, but are stated for the purpose to provide reasons for the corrections:

[1] This fee is currently in ePZB Fee Schedule and in the Fee ordinance prior to 2008, it was erroneously left out in the 2008 Official Fee Schedule, also revised Fee description.

[2] This fee is currently in ePZB Fee Schedule and in the Fee ordinance prior to 2008, it was erroneously left out in the 2008 Official Fee Schedule.

[3] Correct symbol, and 2007 Full Cost Analysis fee.

[4] School Board did not increase any fees under the 2008 Fee Ordinance, and therefore should not be subject to the 95% of Full Cost.

[5] Change Fee Description.