

AGENDA ITEM SUMMARY SHEET
VILLAGE COUNCIL MEETING
January 4th, 2017

Agenda Item:

Approval of Resolution 2017-02 to provide fixed fees for review of commercial and residential rights-of-way permits.

Action Requested:

The Village Council is being asked to approve Resolution 2017-02, which is an amendment to Resolution No. 2015-68. This Resolution will provide the Village with the authority to collect a series of fixed fees for the review of both commercial and residential rights-of-way permits submitted for projects to be completed in Village-owned and maintained rights-of-way.

Description:

As part of the Village's ongoing effort to improve the resident experience, the Village will assume transportation maintenance responsibilities on numerous roads within the Village boundaries, effective January 7th, 2017. In doing so, the Village believes it can enhance the level of service provided, while maintaining fiscal stability.

In addition to mowing, landscaping and road condition maintenance, which were addressed via previous Council actions, the Village will also assume permitting authority within the rights-of-way of the assumed roadways. Given the Village's intent to maintain a limited administrative overhead, the Village intends to review rights-of-way permits, both commercial and residential, via a system of checks and balances which utilizes the expertise offered by the private sector firms of the region.

In order to determine the course of action best suited to the needs of the Village, a permit application will be reviewed by both a certified engineer (via a local engineering firm, selected through the Miscellaneous Professional Services Bid process: CN 2016-01), as well as a staff member. This process will allow the Village to fully utilize the

professional, technical expertise of a certified engineer, as well as the knowledge and background of a Village employee already on staff.

This Resolution (2017-02) is being brought before the Council for their approval as it provides the Village with the authority to collect fees for the review of said permits. Although there is some degree of uncertainty concerning the exact costs associated with this review, given that the Village has not done these reviews previously, the fees included represent the staff's best professional judgment of the costs to be incurred for such reviews. Should it be determined in the future that these fees need to be adjusted, the Council reserves the right to make such changes via a Resolution.

Financial Impact:

The financial impact of the adoption of Resolution 2017-02 is somewhat unclear at the present time. Given that the Village has not managed the rights-of-way permitting process previously, there is some uncertainty as to the volume of permits to be expected, as well as the cost that will go into reviewing such permits. It is the Village's objective to match the fee schedule with the associated costs to perform the respective reviews.

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VILLAGE OF ESTERO, FLORIDA

RESOLUTION NO. 2017 - 02

**A RESOLUTION OF THE VILLAGE COUNCIL OF THE
VILLAGE OF ESTERO, FLORIDA, ADOPTING FEES FOR
THE REVIEW OF COMMERCIAL AND RESIDENTIAL
RIGHT-OF-WAY PERMITS; AMENDING RESOLUTION
NO. 2015-68; AND PROVIDING AN EFFECTIVE DATE.**

WHEREAS, the Village of Estero was incorporated by referendum held on November 4, 2014 and the Village Council was elected on March 3, 2015, pursuant to the Charter of the Village of Estero (“Charter”) created by Ch. 2014-249, Laws of Florida; and

WHEREAS, the Charter provides that the Village Council shall have the broadest exercise of home rule powers permitted under the state Constitution and the laws of the state; and

WHEREAS, beginning January 7, 2017, the Village of Estero will be providing road maintenance and permitting services; and

WHEREAS, the Village Council has determined that it is in the best interests and welfare of the Village and its residents to enact a resolution, pursuant to Ordinance No. 2015-13, adopted October 7, 2015, providing for the amendment of the fee schedule by resolution; and

WHEREAS, the Village seeks to establish fees for road maintenance and improvement permits; and

WHEREAS, the Village intends that any county ordinances or resolutions that are in conflict with this ordinance shall be rescinded and superseded by this resolution upon its adoption; and

WHEREAS, the Village intends that any Lee County resolution adopting fees for the review of commercial or residential right-of-way permits shall be superseded by the fees adopted by this Resolution for projects located on Village maintained roads within the Village of Estero; and

WHEREAS, Resolution No. 2015-68, adopted October 7, 2015, is hereby amended.

NOW, THEREFORE, be it resolved by the Village Council of the Village of Estero, Florida:

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Section 1. Recitals Adopted.

That each of the above stated recitals is hereby adopted and confirmed as being true, and the same are hereby incorporated as a part of this Resolution.

Section 2. Fees for Review of Residential and Commercial Right-of-Way Permits.

Fees are provided in Appendix A.

Section 3. Effective Date.

This Resolution shall take effect immediately upon adoption.

ADOPTED BY THE VILLAGE COUNCIL of the Village of Estero, Florida this 4th day of January, 2017.

Attest:

VILLAGE OF ESTERO, FLORIDA

By: _____
Kathy Hall, MMC, Village Clerk

By: _____
Nicholas Batos, Mayor

Reviewed for legal sufficiency:

By: _____
Burt Saunders, Esq., Village Attorney

APPENDIX A:

**ROAD MAINTENANCE AND IMPROVEMENT PERMITS FEE SCHEDULE*
FIXED FEES****

COMMERCIAL RIGHT-OF-WAY FEE SCHEDULE

Basic:		\$100.00
Maintenance of Traffic:		\$100.00
Utility:	\$100.00 for the first mile; \$15 for each 0.25 miles after	
Single Driveway:		\$250.00
Double Driveway:		\$300.00
Turn Lane:		\$300.00

RESIDENTIAL RIGHT-OF-WAY FEE SCHEDULE

(for buildings with 1-4 residential units; single-family, duplex, triplex, quadplex)

Single Driveway:		\$200.00
Double Driveway:		\$250.00

* Permit fees are doubled when working without a permit

**A convenience fee of 1% for check or 3% credit card processing will be charged on all transactions.

COMMUNITY DEVELOPMENT FEE SCHEDULE*

FIXED FEES

BUILDING PERMIT FEES

BLASTING (BLS)

Permit	\$350
Plus Per Acre of Blast Area	\$275
Permit Extension	\$100
Inspection (each blast)	\$200
Inspection Surcharge (per hour over customary time for initial inspection blast)	\$100

COMMERCIAL (COM)

Additions/Remodels	\$.30 ¹ /\$300 ² min
Aluminum Shed	\$ 50
Aluminum Structures:	
Glass/Vinyl, Utility Room	\$100
Pool Enclosure	\$100
Screen Room	\$100
Apartments 3-4 Units	\$.30/\$300 min
Apartments 5-Up	\$.30/\$300 min
Awning/Canopy (existing buildings only)	\$100
Carport	\$ 75
Church	\$.30/\$300 min
Concrete Restoration	\$200
Concrete Structure Slab/All Decks	\$.05/\$100
Dumpster – Slab and Enclosure	\$150
Foundation Only (not credited toward full building permit)	20% of applicable permit cost
Gas Station Fuel Island Canopy	\$.30/\$300 min
Gazebo Unenclosed	\$ 75
Interior Remodel	\$.30/\$300 min
Interior Completion	\$.30/\$300 min
Interior Non-Bearing Wall (non-tenant separation) <25lf	\$100
Miscellaneous	\$.30/\$300 min
Modular Buildings	\$.15/\$300 min
Motel	\$.30/\$300 min
Pole Barn	\$ 75
Radio/TV Antenna	\$250
Recreational Building	\$.30/\$300 min
Shed (Conventional Construction)	\$100
Shell Only	\$.30/\$300 min
Shutters	\$ 75
Window Replacement/Door	\$ 75

* A convenience fee of 3% will be charged for credit card transactions

¹ Per Square Foot

² Minimum

DEMOLITION (DEM)

Structure Removal \$150

ELECTRICAL (ELE)

Commercial \$.20amp/\$ 75 min
 Low Voltage \$.02sf/\$ 75 min
Residential \$.20amp/\$ 75 min
 Low Voltage \$.02sf/\$ 75 min

FENCE (FNC)

Fence \$ 25
Wall \$.75/\$100 min

FIRE (FIR)

Dry Hydrants \$150
Fire Alarms (per initiating device) \$1/\$100 min
Fire Pump \$ 75
Flow Test \$ 75
Fuel Lines \$125
Fuel Tank \$125
Halon/Energen \$150
Hood \$100
Hood Suppression \$ 50
LP Lines \$100
LP Tank \$100
LP Tank & Lines \$100
Monitor \$ 50
Natural Gas \$100
Paint Booth \$100
Pollutant Storage Tank \$125
Self-Contained Generator \$125
Sprinklers (per sprinkler head) \$1.25/\$100 min
Standpipes (per riser) \$ 75
Underground Water \$125
Water Storage Tank \$100

MECHANICAL (MEC)

Air Handler \$ 75
Commercial Refrigeration (per unit) \$ 75
Condenser Only \$ 75
Disconnect/Reconnect \$ 75
Duct Work Only \$ 75
Heat Pump \$ 75
Mobile Home & RV \$ 75
New Construction/Addition \$.03/\$100 min
Package Unit \$ 75
Split System \$ 75

MOBILE HOME/RECREATIONAL VEHICLE (MRV)

Mobile Home	\$150
Park Model	\$150
Recreational Vehicle	\$150

PLUMBING (PLU)

Irrigation	\$ 75
New Construction & Additions/Renovations	\$.03/\$100 min
Sewer	\$ 75

POOL (POL) (Commercial & Residential)

Fountain	\$100
Pool – Above Ground	\$ 75
Pool – Below Ground	\$225
Pool w/Spa – Below Ground	\$225
Pool Renovation	\$100
Spa – Above Ground	\$ 75
Spa – Below Ground	\$100

RESIDENTIAL (RES) – One and Two Family Dwellings

Addition/Sheds (wood/CBS)	\$.25/\$200 min
Alteration/Interior Remodeling	\$.25/\$150 min
Detached Guest House	\$.25/\$200 min
Duplex	\$.25/\$200 min
Garage (detached)	\$.25/\$200 min
Garage Door	\$ 75
Gazebo (unenclosed structure)	\$ 75
Mobile Home Addition	\$.25/\$200 min
Pole Barn	\$ 75
Pool Enclosure	\$100
Roofover/Aluminum Shed/Aluminum Carports	
Carport Canopy	\$ 75
Carport w/Utility Room	\$100
Roofover	\$ 75
All Prefab Sheds	\$ 50
RV Addition	\$.25/\$200 min
Shutters	\$ 75
Single Family	\$.25/\$200 min
Structural Slabs/All Decks (SFR Foundations)	\$.05/\$100 min
Utility, Glass, Vinyl or Screen Room/Greenhouse	\$100
Window Replacement/Door	\$ 75

ROOFING (ROF)

Commercial	\$200
Residential	\$ 75

SIGNS (SGN)³ – per sign

Awning	\$.05/\$ 75 min
Billboards	\$250
Electronic Message Center	\$.50/\$ 75 min
Ground	\$.50/\$ 75 min
Interchange	\$.50/\$ 75 min
Tenant Panel	\$.50/\$ 75 min
Wall	\$.50/\$ 75 min

SOLAR (SOL)

Photovoltaic System	\$ 75
Pool Heater	\$ 75
Water Heater	\$ 75

STRUCTURE MOVE (MOV)

\$500

TEMPORARY (TMP)³

Balloons	\$ 35
Carnival	\$150
Christmas Tree Sales	\$150
Circus	\$150
Construction Trailer	\$150
Fireworks	\$250
Parking Lot	\$100
Parking Lot Sales	\$100
Road Side Stand	\$100
Special Occasion	\$ 35
Tent	\$150
Tent for Fireworks	\$150
Tent for Sparklers	\$150

USE (USE)

\$100/Streamline \$35

MISCELLANEOUS FEES

Change of Contractor

\$50

Completions

Commercial	½ Original Permit/\$300 min
Accessory Building	\$100
Interior Remodel	½ Original Permit/\$150 min
Residential	½ Original Permit/\$200 min
Accessory Building	\$100
Demolition	\$150
Fire	\$100
Sign	Original Permit Cost
Temporary CO (first)	\$100
Temporary CO (second/final)	\$150
Trade	Original Permit Cost

³ Subject to Village of Estero Land Development Code Provisions

Extensions

First (3 Months)	\$100
Subsequent (3 Months)	\$150
SB 2156 Extension (State of Emergency)	\$200

Refunds

- No refund on permits of \$50 or less unless issued in error
- No refund on any permit shall be granted if work has commenced
- Refund on all other permits shall be at 75% of the permit fee
- There shall be no refund on any plan or zoning review fee

GENERAL NOTE

Fees calculated per square foot shall be assessed using the gross floor area. The Building Official shall determine questions on interpretation of the method of measurement and inclusion of areas or items.

BUILDING RE-INSPECTION FEES

INSPECTION OF OUTSIDE

Reimbursement to Village for cost of inspection by outside Consultant if determination is made, based on Consultant’s findings that materials or construction methods are not in compliance with codes or nationally approved techniques.

RE-INSPECTION FEE \$ 50

For extra inspections necessary due to any of the following reasons:

1. Wrong Address
2. Re-Inspection of work not complying with code
3. Repairs or corrections not made when inspection is called
4. Work not ready for inspection when called

BOARD OF ADJUSTMENTS AND APPEALS FEES

Construction Board of Appeals	\$100 each
Plumbing Board of Appeals	\$100 each
Mechanical Board of Appeals	\$100 each

IMPACT FEES

Roads	Refer to Village of Estero Impact Fee Schedule
Regional Parks	
Community Parks	
Fire & EMS	

PLAN REVIEW FEES

PLAN REVIEW

Commercial (COM)	\$.10 psf/\$200 min
Revision (if new SF then new construction rate applies)	\$.01 psf/\$ 50 min
Residential (RES)	\$ 50
Revision (if new SF then new construction rate applies)	\$ 25
Courtesy Review (per person, per hour)	\$ 50
Fire	\$ 25
Re-inspection Fee	\$ 50
Sign	\$ 25
Trade Revision	\$ 25

RESIDENTIAL ZONING

COM (not associated with Development Order)	\$ 25
RES	\$ 75
Revision	\$ 25
DEP Coast Pre-App Determination	\$ 20
	\$ 50

DOCK AND SHORELINE FEES

PLAN REVIEW FEES

Residential – One & Two Family	\$ 25
Commercial, Industrial, and Multi-Family Residential	40% of Permit Fee/\$ 50 min
Completion	
Residential	\$100
Commercial	\$100
Local Letter of Approval	\$ 50
Revision	\$ 25

PERMIT FEES

Boat Davit(s)	\$ 25
Boatlift, Hoist	\$ 50
Boathouse/Boat Shelter	\$ 50
Boat Ramp	\$ 50
Dock, Walkway, Platform, Pier	\$.50sf/\$50 min
Repair	½ applicable fee
Dredging	\$ 50
Permit Extension	
First (3 Months)	\$100
Subsequent (3 Months)	\$150
Pilings Only	\$ 50
Re-inspection	\$ 25
Rip Rap/Revetment	\$.50plf/\$50 min
Seawall/Retaining Wall	\$1.00plf/\$50 min
Repair	½ applicable fee min

NOTE: For Electrical, Roofing & Plumbing fees, see Building Permit Fees

CODE COMPLIANCE & LOT MOWING FEE

Fee charged is based on Village’s cost to provide the service, twelve percent (12%) per annum interest, an enforcement cost administrative fee of \$150, and cost for certified mailing for those specific parcels which are rendered lot mowing services by the Village.

CODE COMPLIANCE SPECIAL MAGISTRATE CASES FEES

Day of Hearing Costs of Prosecution in a Special Magistrate Case Where there is an agreement to violation by the Respondent	\$100*
Day of Hearing Costs of Prosecution in a Special Magistrate Case Where the case is disputed by the Respondent	\$285*
Partial Release of Code Enforcement Lien (Does not preclude requirement for additional pay down Of outstanding or accrued unpaid fine.)	\$285
Full or Partial Release of Foreclosed Code Enforcement Lien	\$285

*Actual costs of prosecution may be assessed and sought in cases where an unpaid fine/lien is submitted for lien mitigation.

CONTRACTORS LICENSING FEES

Licensing

Air Conditioning, Class A, B, C	\$ 90
Blast/User Registration	\$ 90
General, Building & Residential Contractor	\$ 100
Journeymen (all)	\$ 24
Master Electrician	\$ 90
Mechanical Contractor	\$ 90
Roofing Contractor	\$ 90
Sheet Metal Contractor	\$ 90
Specialty Trades (All)	\$ 90
Swimming Pool, Class A, B, C	\$ 90
Voluntary Inactive Certificate	\$ 18

Delinquency fees (assessed beginning October 1st) \$10.00 plus percentage (rounded off)

October	5%
November	10%
December	15%
January	20%
February	25%
March	30%

Note: After March 31st, Renewal may only be authorized by the Construction Board.

Licensing Exams

All Exams \$ 35

Note: A trade exam and the business & law exam may be taken under one (1) \$ 35 fee.

Misc. Fees

Letter of Reciprocity \$ 25

Registration of State Certified Contractor \$ 25

Process Change of Business Name on Certificate of Competency \$ 25

PLANNING, ZONING, DEVELOPMENT REVIEW & ENVIRONMENTAL FEES (FIXED)

PLANNING FEES

Community Development Districts (Fla Statutes) - New	\$15,000
Additional Powers, Amendments	\$ 1,500

ZONING FEES

Zoning Verification Letter	\$ 400
Remodel/Change of Use	\$ 400
Minimum Use/Single Family Determination	\$ 400
Historic District – Administrative Relief	\$ 500
Consumption on Premises - Administrative	\$ 650
Community Gardens	\$ 100
Continuance	
Scheduled and Advertised	\$ 300
Before Advertising	\$ 0
Lot Split or Recombination	
Residential	\$ 500
Commercial	\$ 850
Wireless Communication Tower	\$ 1,000
Appeal to Village Council of PZB or DRB decision – non applicant	\$ 1,000

LIMITED DEVELOPMENT ORDER FEES

Limited Review Development Order	
Type A, B, C, E	\$ 800
Type D	\$ 2,000
Resubmittal	\$ 100
Minor Change	\$ 300
Re-Inspection	\$ 150
Concurrency – Renewal, Extension	\$ 250
Administrative Deviation	
Residential	\$ 600 + \$ 100
Non-Residential	per Additional
	Request
Extension	\$ 500
(must be requested no more than 6 months prior to expiration date)	
Road Maintenance Application	\$ 645

VEGETATION PERMIT

Tree Removal	\$ 30
(Add \$1/tree, not to exceed \$25/acre)	
Tree Permit Re-inspection	\$ 60
Tree Permit after Removal	\$ 60
(Add \$2/tree, not to exceed \$50/acre)	
Notice of Clearing	\$ 100

COMMUNITY DEVELOPMENT FEE SCHEDULE
COST RECOVERY FEES

PLANNING FEES

	<u>Cost Recovery deposit*</u>
Comprehensive Plan Map Amendment	\$ 8,000
Comprehensive Plan Text Amendment	\$ 5,000
Development Agreements (stand alone)	\$ 5,000
Development of Regional Impact (DRI) Fees	
DRI – New Application	\$15,000
DRI – Modification, Amendment, Build-out, Extension, Abandonment, Notice of Proposed Change	\$ 8,000

DEVELOPMENT REVIEW

Development Order	\$10,000
Development Order Amendment	\$ 6,000
Plat Review	\$ 3,500
Vacation – Easement, Plat, Right-of-Way	\$ 3,500
Vacation – Utility Easement	\$ 1,000

ZONING

Planned Development	\$10,000
Planned Development – Amendment	\$ 8,000
Rezoning	\$ 7,500
Bonus Density	\$ 3,000
Special Exception	
Residential	\$ 1,500
Non-Residential	\$ 5,500
Variance	
Residential	\$ 1,500
Non-Residential	\$ 5,500

*Deposit – actual cost may be higher or lower depending on complexity of project.