

ORDINANCE NO. 137

AN ORDINANCE INCREASING AND/OR IMPOSING CERTAIN FEES CHARGEABLE BY THE CITY; AMENDING ORDINANCES AS REQUIRED; REPEALING ORDINANCE NO. 123; AND DECLARING AN EMERGENCY.

THE CITY OF WILSONVILLE ORDAINS AS FOLLOWS:

Section 1: Section 17.01 of Article 17, of the City Zoning Ordinance No. 23, is hereby amended to provide as follows:

"SECTION 17.01 FEES:

"1. Fees are for the purpose of defraying the administrative costs and base fees are not refundable.

"2. Fees payable at the time of application shall be:

<u>TYPE OF PROCEEDING</u>	<u>BASE FEE</u>
A. Zone Change	a. Less than 1 acre \$250.00
	b. 1 or more, but less than 10 acres 350.00
	c. 10 or more but less than 50 acres 500.00
	d. More than 50 acres 750.00
B. Comprehensive Plan Amendments	a. Less than 1 acre 250.00
	b. 1 or more, but less than 10 acres 350.00
	c. 10 or more but less than 50 acres 500.00
	d. More than 50 acres 750.00
C. Conditional Use	250.00
D. Expansion of Non-conforming Use	250.00
E. Variance	100.00
F. Temporary Use	50.00
G. Sign Reviews - not submitted with building plans	
1. Six (6) square feet or larger	75.00
2. Signs less than six (6) square feet or change of face of existing sign	25.00
H. Appeals	50.00 + (costs of transcript if necessary)

Section 2: Section IV(B)(2) of the City's Subdivision Ordinance No. 16, is hereby amended to provide as follows:

"2. Preliminary subdivision fees shall be paid at the time of filing a Preliminary Subdivision Plat according to the following schedule:

- "A. One or more but less than ten lots \$250 plus \$20 for each lot.
- "B. 11 or more but less than 50 lots \$300 plus \$20 for each lot.
- "C. 50 or more but less than 100 lots \$400 plus \$20 for each lot.
- "D. 100 or more lots \$500 plus \$20 for each lot."

Section 3: Subparagraph A of Section V of the City's Subdivision Ordinance No. 16, is hereby amended by adding thereto an additional paragraph 5 to provide as follows:

"5. Final Subdivision fee of \$100."

Section 4: Subparagraph 6 of Section 4 of Ordinance No. 55, establishing the "CITY CENTER DISTRICT" is hereby amended by adding thereto an additional paragraph B to provide as follows:

"B. There shall be paid to the City with each application for Planning Commission approval of any permitted use a non-refundable fee according to the following schedule:

- "a. For property involving 10 acres or less, \$300.
- "b. For property involving more than 10 acres but less than 25 acres, \$400.
- "c. For property involving more than 25 acres, \$750."

Section 5: All applications for Stage II approval of Planned Development in those areas of the City which were designated by Ordinance No. 66 as the "WILSONVILLE SQUARE 76" shall be accompanied by a non-refundable fee to the City in the amount of \$100.

Section 6: Section 6(A)(6) of the City's Design Review Board Ordinance No. 38, is hereby amended to provide as follows:

"6. An application fee of \$200, except that if an application requests a preliminary consideration by the Board of general plans prior to seeking a building permit,

"the application fee for such preliminary consideration shall be \$100."

Section 7: Applications to the City for "major partition" as defined in ORS 92.010(2) and street dedications shall be accompanied by a fee of \$200; and an application for "minor partitioning" as defined in Section III of the City's Subdivision Ordinance No. 16, shall be accompanied by a fee of \$100.

Section 8: Section 3 of Ordinance 18, relating to the payment of costs for proposed boundary change is hereby amended to provide as follows:

"Each applicant for a boundary change shall pay to the City Recorder with the filing of the application, a non-refundable fee of \$250 for land area of less than one acre, \$500 for land area of one or more but less than 50 acres, and \$750 for land area of 50 acres or more. Such fee shall apply on the City's costs of such proceedings. Upon the conclusion of the matter and before the effective date of the FINAL ORDER of the Boundary Commission, the balance, if any, of such costs shall be paid to the City in full and prior to the issuance of any permits by the City for any development of such property or any portion of such property. The fee to be paid shall be without interest if paid within 60 days after the date of the Boundary Commission Order, and if not so paid shall accrue interest on deferred balances at the rate of ten (10) percent per annum from the date of such Order, and continuing until the fee and accrued interest is fully paid."

Section 9: It is hereby determined that the City's probable costs now-a-days of vacation proceedings pursuant to ORS Chapter 271, and for publication, posting, and other anticipated expenses, is \$300. The City Recorder is therefore hereby directed to obtain from the petitioners the sum of \$300 for each proposed vacation and hold such sums so obtained until the actual costs have been ascertained,

when the costs shall be paid to the City Treasurer, and any surplus refunded to the depositor.

Section 10: Any person, firm or corporation requesting a special meeting of the City Council, Planning Commission or Design Review Board shall make written request to the City Recorder and pay with such request a non-refundable fee of \$500 to cover the City's costs of such meeting. Upon receipt of such request and fee and upon agreement by the City Council, Planning Commission, or Design Review Board, the City Recorder shall schedule the requested special meeting for the earliest possible date. As soon as the meeting is scheduled the City Recorder shall notify all interested persons as required by ORS 192.640.

Section 11: All ordinances and parts of ordinances in conflict herewith are hereby repealed; and Ordinance No. 123 enacted June 18, 1979, (and which this replaces) is hereby repealed.

Section 12: Inasmuch as there is an urgent need to update fee charges in order to prevent deficit spending by the City, an emergency is hereby declared to exist and this ordinance shall take effect immediately upon its enactment after final reading.

Submitted to the Council and read the first time at a regular meeting of the Council on the 1st day of October, 1979, and scheduled for second reading at a regular meeting of the Council on the 15th day of October, 1979, commencing at the hour of 7:30 o'clock P.M. at the Council's regular meeting place at the Wilsonville City Hall.

Deanna J. Thom
Deanna J. Thom, City Recorder

Enacted by the Council on the 15th day of October, 1979, by the following vote: YEAS 5 NAYS 0.

Deanna J. Thom
Deanna J. Thom, City Recorder

Dated and signed by the Mayor this 16th day of October, 1979.

William G. Lowrie
William G. Lowrie, Mayor

ATTEST:

Deanna J. Thom
Deanna J. Thom, City Recorder