

Resolution No. 1-09

RESOLUTION:

To revise and establish a fee schedule for zoning and development applications and permits and other related fees, including, but not limited to, fees for street closing and abandonment, permit parking, Comprehensive Traffic Review (CTR), and oversized vehicle permit

WHEREAS, by Resolution No. 53-74, the Mayor and Council of Rockville established a fee schedule for zoning and other applications; and

WHEREAS, by Resolution Nos. 21-75, 26-76, 27-76, 7-79, 18-80, 19-81, 5-82, 25-82, 11-83, 42-83, 32-84, 13-85 (as amended by Resolution No. 22-86), 27-87, 4-88, 9-89, 21-89, 31-93, 13-94, 6-98, 18-99, 4-00, 25-01, 16-03, and 9-04 the aforesaid fee schedule was amended and modified; and

WHEREAS, on December 15, 2008, the Mayor and Council adopted Ordinance No. 19-08 granting Text Amendment application TXT2007-00219 which comprehensively revised Chapter 25 of the Rockville City Code entitled "Zoning Ordinance" and

WHEREAS, the revisions to the City's Zoning Ordinance include changes to various zoning and development processes and procedures as well as the establishment of new zoning and development processes and procedures; and

WHEREAS, pursuant to said revised Zoning Ordinance, all application and other fees are to be established by resolution of the Mayor and Council; and

WHEREAS, the Mayor and Council is desirous of revising the schedule of fees for certain zoning and development applications, permits and related fees to reflect the changes in the comprehensive revision to the City's Zoning Ordinance.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF
ROCKVILLE, MARYLAND, as follows:

SECTION 1. That a revised schedule of fees for zoning and development applications and other related applications and permits, which supersede those fees previously adopted, be and the same is hereby established as follows:

1. Local Map Amendment (Zoning) Applications*:

- a. Where proposed rezoning is for a single dwelling unit detached residential zone with a density of 4 units per acre or less:

\$1,500 plus \$100 per acre or fraction thereof.

No fee limit

- b. Where the proposed rezoning is for any other zone:

\$3,000.00 plus \$200 per acre or fraction thereof.

No fee limit

2. Text Amendment Applications:

- a. Amend existing text: \$3,000.00

- b. Add new zone classification
or development procedure: \$6,000.00

3. Special Exception Applications*:

Minor Modification:

Half of the initial Special
Exception fee

* Notification Sign Fee is required.

Major Modification:

Same as the initial Special
Exception fee

TIER 1 Special Exception:

\$1,000.00

Accessory Apartment

Swimming pool (non-accessory)

Home based business – major

Taxicab service

Charitable and philanthropic institutions

Veterinarian office

Bed and breakfast lodging

Child care center – 9 to 12 children

TIER 2 Special Exception

\$3,000.00

Adult Day Care

Personal living quarters

Pawnbroker

Child care center – more than 12 children

Group home – large

* Notification Sign Fee is required.

Housing for senior adults & persons with disabilities

Life care facility

Nursing home

Outdoor recreational establishment, commercial, except shooting gallery or range

Recreational establishment, indoor, commercial, except shooting gallery or range

Restaurant in the I-L Zone

Shooting gallery or range

Sports facility, multi-purpose, indoor commercial

Private club

Animal hospital

TIER 3 Special Exception: \$10,000.00

Automobile filling station (Class I and II)

Educational institutions, private

Hospital

Hotel

Public utility buildings and structure

Restaurant
with drive-through

* Notification Sign Fee is required .

Wireless communication freestanding ground mount
antenna support structure

TIER 4 Special Exception \$15,000.00

Adult oriented establishments

4. Variance and Appeals Applications*:

a. Properties improved with a single
dwelling unit detached, attached,
semi-detached, or a townhouse in which the
applicant resides: . \$ 350.00

b. All other properties: \$2,500.00

5. Site Plan (Level 1, 2 and 3) / Amendment*:

a. Level 1 \$1,650 plus \$20 for each
1,000 sq. ft. of GFA of
non-residential use or portion
thereof and \$20 for each
dwelling unit for residential
uses

b. Level 2 \$2,750 plus \$20 for each 1,000
sq. ft. of GFA of non-residential
use or portion thereof and \$20
for each dwelling unit for
residential use

* Notification Sign Fee is required.

c. Level 3	\$3,850 plus \$20 for each 1,000 sq. ft. of GFA of non-residential use or portion thereof and \$20 for each dwelling unit for residential uses
d. Amendments to any approved site plan	
Major Amendment	Same as Site plan fee
Minor Amendment	\$1,000.00
(i) For mobile uses	\$220.00
(ii) For renewal of mobile uses at same location	\$110.00
(iii) All other minor amendments	\$1,000.00
6. <u>Project Plan/Amendment*</u>	
a. Project Plan Application	\$8,250 plus \$110 per acre or part thereof
b. Modification of Project Plan Application	
Major Amendment	Same as application fee
Minor Amendment	\$2,200
7. <u>Preliminary Plan/Final Record Plat/Ownership Plat*</u>	
a. Residential zones	
(i) 1-9 Units	\$550 plus \$50 per lot
(ii) 10-49 units	\$1,100 plus \$50 per lot
(iii) 50 or more units	\$2,200 plus \$50 per lot
b. All other zones	\$1,100 per plan plus \$150 per lot
c. Final Record Plat: recordation of a single dwelling unit detached residential lot	\$110.00

* Notification Sign Fee is required.

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| d. All others | \$770.00 |
| e. Ownership Plat | \$3,300 per plan plus \$110 per Ownership lot |
| f. Cluster development application | \$3,300 per plan plus \$60 per dwelling unit, no limit fee and \$550 amendment fee |
| 8. <u>Annexation Petition</u> | \$5,000 plus \$200 per acre, no limit |
| 9. <u>Time Extensions</u> | |
| a. For single dwelling unit residential properties within a residential zone | \$50.00 |
| b. For all other properties | \$300.00 |
| 10. <u>Sign Permits</u> | |
| a. Non-illuminated signs | \$1.65 per sq. ft. |
| b. Illuminated signs | \$2.20 per sq. ft. |
| c. Freestanding signs | \$55.00 plus other applicable sign fees |
| d. Minimum fee for all signs | \$85.00 |
| e. Appeal to Sign Review Board: | \$55.00 |
| (i) For sign modification or appeal pertaining to a sign located in a single dwelling unit residential zone on property on which the owner resides | |

* Notification Sign Fee is required.

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| (ii) All others | \$330.00 |
| 11. <u>Pre-Application meeting</u> | |
| Where required (non-refundable) | \$300.00 |
| 12. <u>Non-Conforming alteration*</u> | |
| a. For Chief of Planning action | \$1,000.00 |
| b. For Planning Commission action | \$2,000.00 |
| 13. <u>Administrative adjustment*</u> | \$300.00 |
| 14. <u>Notification sign</u> | |
| a. Where written notification is responsibility of applicant | \$250.00 |
| b. Where written notification is responsibility of City | \$50.00 |
| 15. <u>Historic District Permit Applications:</u> | |
| No charge. | |
| 16. <u>Street Closing / Public Way Abandonment</u> | |
| a. Where street or other area to be abandoned is located within a single dwelling unit detached residential zone: | \$400.00 |
| b. Where street or other area to be abandoned is located within any other zone: | \$1,000.00 |
| 17. <u>Parking Permit Fees:</u> | |
| \$2.00 for every year or part thereof for which the permit is issued | |
| 18. <u>Temporary Permit Fees:</u> | |

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- a. Fees for temporary permits under Chapter 25 of the Rockville City Code \$100.00 per six (6) month permit period
- b. A cash bond in the amount of \$1,000.00 shall be required before issuance of a temporary permit described in 18.a.above.

20. Occupancy permit:

- a. Single dwelling unit detached, attached semi-detached, or townhouse \$65.00
- b. All other uses: \$100.00 per 5,000 sq. ft. or fraction thereof
- c. There shall be an additional fee of \$50.00 for each additional inspection required because of failure to comply with the various ordinance requirements before the occupancy.
- d. Investigation of occupancy without required permit: \$100.00 plus permit fee

21. Nonprofit organizations:

A private, nonprofit organization shall be charged one-half of the fee established for any application covered by this schedule.

22. Other Fees:

- a. Comprehensive Transportation Review (CTR)
 - On site only (less than 30 peak hour trips) \$ 1,000
 - Up to 5 intersections \$ 1,500
 - 5-10 intersections: \$ 5,000

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- More than 10 intersections: \$20,000
- b. Engineering Review and Inspection Fee:
 For all applications requiring performance guarantees for private improvements:
 Supplemental fee in the amount of eight percent (8%) of the cost of the
 improvements as estimated by the City Engineer.
- c. Zoning compliance verification letter: \$300.00
 For research involved in verifying compliance status of properties
 within the City.
- d. Oversized vehicle permit:
 - a. Application \$150.00
 - b. Permit \$40.00
- e. Application Resubmission Fee:
 For third and subsequent application submissions
 of same plan to address review comments \$500.00
 For resubmission of a Project Plan
 Application (third and subsequent
 resubmission of same Project Plan
 Application to address review comments) \$2,000.00

SECTION 2. That this Resolution shall become effective on March 16, 2009.

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* Notification Sign Fee is required.

Resolution No. 1-09

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I hereby certify that the foregoing is a true and correct copy of a
Resolution adopted by the Mayor and Council at its meeting of
February 23, 2009.


Claire F. Funkhouser, CMC, City Clerk

* Notification Sign Fee is required.

Resolution No. 2-09

RESOLUTION:

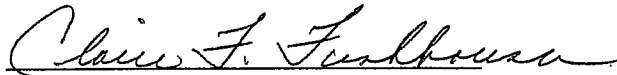
To designate Debra Yerg Daniel as City Attorney

BE IT RESOLVED BY THE MAYOR AND COUNCIL OF ROCKVILLE, MARYLAND, that Debra Yerg Daniel, be and she is hereby designated City Attorney of the City of Rockville, to serve in that capacity from February 23, 2009, until such time as the Mayor and Council shall appoint a new City Attorney.

AND BE IT FURTHER RESOLVED, that this resolution supersedes all prior resolutions designating general counsel and/or city attorney for the City of Rockville.

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I hereby certify that the foregoing is a true and correct
copy of a resolution adopted by the Mayor and
Council at its meeting of February 23, 2009.


Claire F. Funkhouser, CMC, City Clerk

