

ORDINANCE 20-__

AN ORDINANCE OF THE CITY OF PORT ST. LUCIE, FLORIDA, AMENDING TITLE V, PUBLIC WORKS, OF THE CODE OF ORDINANCES TO INCLUDE CH. 57, FEES; AMENDING CH. 150, ART. VII, FEES; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Port St Lucie, Florida (“City”) desires to amend Title V, Public Works to add Chapter 57, Fees, and to amend Chapter 150, Building Regulations, Art. VII, Fees of the Port St Lucie Code of Ordinances (“Code”) for consistency, organizational purposes, and clarity.

NOW, THEREFORE, THE CITY OF PORT ST. LUCIE HEREBY ORDAINS:

Section 1. Ratification of Recitals. The foregoing recitals are hereby ratified and confirmed as true and correct and are hereby made a part of this Ordinance.

Section 2. Title V, Public Works, is amended by adding the following Chapter 57 (~~striketrough text~~ indicates deletions while underlined text indicates additions):

CHAPTER 57. - FEES

Sec. 57.01. - Public works fees.

- (a) The public works department shall charge fees for its review, permitting and inspection of development within the city.
- (b) The public works department shall charge the following fees for the review, design, permitting and inspection of single-family lots:

<u>RESIDENTIAL (SINGLE-FAMILY) FEE SCHEDULE</u>	
<u>Description</u>	<u>Fee</u>
<u>Plot plan review for inside lot with one culvert¹</u>	<u>\$415.00</u>
<u>Plot plan review for corner lot with one culvert¹</u>	<u>\$460.00</u>
<u>Plot plan review for each additional culvert</u>	<u>\$125.00</u>
<u>Plot plan review for curb and gutter lot¹</u>	<u>\$245.00</u>
<u>Plot review for minor rejection</u>	<u>\$40.00</u>
<u>Plot plan review for first revision or major rejection</u>	<u>\$50.00</u>
<u>Plot plan review for second revision or major rejection</u>	<u>\$75.00</u>
<u>Plot plan review for third or subsequent revision or major rejection</u>	<u>\$100.00</u>

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<u>RESIDENTIAL (SINGLE-FAMILY) FEE SCHEDULE</u>	
<u>Description</u>	<u>Fee</u>
<u>First culvert reinspection</u>	<u>\$95.00</u>
<u>Second culvert reinspection</u>	<u>\$120.00</u>
<u>Third or subsequent culvert reinspection</u>	<u>\$145.00</u>
<u>Driveway addition/modification with culvert¹</u>	<u>\$245.00</u>
<u>Driveway addition/modification with curb and gutter¹</u>	<u>\$155.00</u>
<u>Accessory use (e.g., pool, garage, cottage, etc.) review/inspection¹</u>	<u>\$155.00</u>
<u>First or subsequent accessory use reinspection or revision</u>	<u>\$110.00</u>
<u>Residential revocable encroachment permit (plus recording fees)</u>	<u>\$70.00</u>
<u>Abandonment of easement request</u>	<u>\$125.00</u>
<u>Move existing structure without removal or support of traffic signals</u>	<u>\$110.00</u>
<u>Move existing structure with removal or support of traffic signals</u>	<u>\$320.00</u>

¹Includes \$35.00 for NPDES Program.

(c) The following commercial and residential subdivision review fees shall be charged by the public works department.

<u>COMMERCIAL AND RESIDENTIAL SUBDIVISION REVIEW FEE SCHEDULE</u>	
<u>Description</u>	<u>Fee</u>
<u>Abandonment of easement</u>	<u>\$135.00</u>
<u>Developer agreement</u>	<u>\$955.00</u>
<u>Annexations - engineering review</u>	<u>\$245.00 + \$1.00 per acre</u>
<u>Annexations - survey review</u>	<u>\$175.00 + 1.00 per acre</u>
<u>Annual or biennial reports</u>	<u>\$385.00</u>
<u>Comprehensive plan amendment</u>	<u>\$175.00</u>
<u>Development plans - miscellaneous: Administrative reviews,</u>	<u>\$165.00</u>
<u>Development plans - site and construction plans</u>	<u>\$610.00 + \$1.00 per acre</u>
<u>National pollutant discharge elimination system review</u>	<u>\$300.00 + \$1.00 per acre</u>
<u>Development of regional impact new or substantial deviation</u>	<u>\$3,030.00 + \$1.00 per acre</u>
<u>Development of regional impact notice of proposed change</u>	<u>\$1,535.00 + \$1.00 per acre</u>
<u>Exemption from platting</u>	<u>\$305.00</u>

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<u>COMMERCIAL AND RESIDENTIAL SUBDIVISION REVIEW FEE SCHEDULE</u>	
<u>Description</u>	<u>Fee</u>
<u>Plat</u>	<u>\$330.00 first two sheets + \$60.00 per sheet thereafter</u>
<u>Planned unit development zoning – new</u>	<u>\$395.00 + \$1.00 per acre</u>
<u>Planned unit development zoning - amendment</u>	<u>\$280.00 + \$1.00 per acre</u>
<u>Commercial revocable encroachment permit (plus recording fees)</u>	<u>\$80.00</u>
<u>Special assessment district project administration</u>	<u>0.005 × total contract</u>
<u>Capital improvement program administration</u>	<u>0.025 × total contract</u>

(d) The following commercial and residential subdivision permitting/inspection fees shall be charged by the public works department.

<u>COMMERCIAL AND RESIDENTIAL SUBDIVISION PERMITTING/INSPECTION FEE SCHEDULE</u>	
<u>Description</u>	<u>Fee</u>
<u>Culvert and swale – first</u>	<u>\$370.00</u>
<u>Culvert - each additional culvert</u>	<u>\$105.00</u>
<u>Culvert reinspection – first</u>	<u>\$95.00</u>
<u>Culvert reinspection – second</u>	<u>\$120.00</u>
<u>Culvert reinspection - third or subsequent</u>	<u>\$145.00</u>
<u>Driveway modification with culvert, review, design and/or inspection</u>	<u>\$215.00</u>
<u>Driveway modification with curb and gutter, review, design and/or inspection</u>	<u>\$125.00</u>
<u>Engineering permitting and inspections</u>	<u>\$570.00 + .001 × site work</u>
<u>Engineering reinspection – first</u>	<u>\$135.00</u>
<u>Engineering reinspection – second</u>	<u>\$160.00</u>
<u>Engineering reinspection - third or subsequent</u>	<u>\$185.00</u>
<u>Traffic signal inspection (modification)</u>	<u>\$600.00</u>
<u>Traffic signal inspection (new)</u>	<u>\$1,860.00</u>

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<u>COMMERCIAL AND RESIDENTIAL SUBDIVISION PERMITTING/INSPECTION FEE</u>	
<u>SCHEDULE</u>	
<u>Description</u>	<u>Fee</u>
<u>Traffic signal reinspection – first</u>	<u>\$300.00</u>
<u>Traffic signal reinspection – second</u>	<u>\$325.00</u>
<u>Traffic signal reinspection - third or subsequent</u>	<u>\$350.00</u>
<u>Street/Pedestrian light inspection (modification or new)</u>	<u>\$1,270.00 + \$80.00 per</u>
<u>Street/Pedestrian light reinspection – first</u>	<u>\$300.00</u>
<u>Street/Pedestrian light reinspection – second</u>	<u>\$325.00</u>
<u>Street/Pedestrian light reinspection – third or subsequent</u>	<u>\$350.00</u>

- (e) Should the city require outside consulting services to assist in the review or inspection of any project, the developer and/or owner shall reimburse the city for said expenditures. The city engineer, or public works director, shall determine when outside assistance is required.
- (f) Commercial and residential engineering permits are valid for a period of 1 year after the date of issuance. If an engineering inspection has not occurred within 1 year, the permit is null and void and no fees will be refunded. Additionally, if during the course of the project, a 1-year period passes and inspections do not occur, the permit is null and void and no fees will be refunded.
- (g) Due to unusual circumstances and upon approval of the city engineer, or public works director, the fee may be calculated as the actual time and expense of the public works department.
- (h) Requested overtime fee. Time spent by a plans examiner or an inspector in travel and at the work site to review plans or inspect on-site work beyond normal working hours upon application of the contractor, shall incur a separate fee at the rate of \$100.00 per hour for each hour or fraction thereof. The minimum fee shall be \$100.00 for single-family residential construction and \$200.00 for commercial and residential subdivision construction, and shall be paid to the city before final inspection approval by Public Works. A separate fee shall apply for each inspection type. All overtime inspections and/or plan examinations shall incur a \$100.00 fee to be paid in addition to the inspection or review fee per the Code, when applicable.
- (i) Penalty fees for after-the-fact permit. When work for which a permit is required by this section is started or proceeded with prior to obtaining said permit, regular fees herein specified shall

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be doubled, but the payment of such double fee shall not relieve any persons from fully complying with the requirements of this Code in the execution of the work nor from any other penalties prescribed herein.

Section 3. Sections 150.701 through 150.709 of Article VII, Fees, of Chapter 150, Building Regulations of the Code is amended as follows (~~striketrough text~~ indicates deletions while underlined text indicates additions):

Sec. 150.701-704709. – Reserved.

Sec. 150.705. – Engineering fees.

(a) ~~The city engineer shall review and adjust the engineering fees on an annual basis, as needed.~~

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(b) The engineering department shall charge the following residential fees:

RESIDENTIAL FEE SCHEDULE	
Description	Fee
Plot plan review, culvert design and inspection (includes house move):	
— Inside lot with one culvert [†]	\$415.00
— Corner lot with one culvert [†]	\$460.00
— Each additional culvert	\$125.00
Plot plan review for curb and gutter [†]	\$245.00
Plot review & culvert design for minor rejection	\$40.00
Plot plan review & culvert design for revision or major rejection:	
— First	\$50.00
— Second	\$75.00
— Third and subsequent	\$100.00

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RESIDENTIAL FEE SCHEDULE	
Description	Fee
Culvert reinspection	
—First	\$95.00
—Second	\$120.00
—Third and each subsequent	\$145.00
Driveway addition/modification review culvert design and/or inspection	
—With culvert ¹	\$245.00
—With curb and gutter ¹	\$155.00
Accessory use (e.g., pool, garage, cottage, etc.) review/inspection ¹	\$155.00
—First and each subsequent accessory use reinspection or revision	\$110.00
Residential encroachment permit (plus recording fees)	\$70.00
Abandonment of easement request	\$125.00
Existing structure moving:	
—Without removal or support of traffic signals	\$110.00
—With removal or support of traffic signals	\$320.00

¹ Includes \$35.00 for NPDES Program.

(e) The following commercial review and permitting/inspection fees shall be charged by the engineering department:

COMMERCIAL REVIEW FEE SCHEDULE	
Description	Fee
Abandonment of easement	\$135.00

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Developer agreement	\$955.00
Annexations—Eng. Review	\$245.00 + \$1.00 per acre
Annexations—Survey review	\$175.00 + 1.00 per acre
Annual or biennial reports	\$385.00
Comprehensive plan amendment	\$175.00
Development plans—Miscellaneous—Administrative reviews, variance request, conceptual plan, walls, gates, entry features, rezoning, exemption from platting, or as determined by city engineer	\$165.00
Development plans—Site and construction plans	\$610.00 + \$1.00 per acre
NPDES Review	\$300.00 + \$1.00 per acre
Development of regional impact:	
—New or substantial deviation	\$3,030.00 + \$1.00 per acre
—Request for revision (NOPC)	\$1,535.00 + \$1.00 per acre
Exemption from platting	\$305.00
Plat	\$330.00 first two sheets + \$60.00 per sheet thereafter
PUD zoning	
—New	\$395.00 + \$1.00 per acre
—Amendment	\$280.00 + \$1.00 per acre
Commercial revocable encroachment permit request	\$80.00
SAD project administration	0.005 × total contract amount
CIP administration	0.025 × total contract amount

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COMMERCIAL PERMITTING FEE SCHEDULE	
Description	Fee
Culvert design and inspection	
—One culvert and swale	\$370.00
—Each additional culvert	\$105.00
Culvert reinspection:	
—First	\$95.00
—Second	\$120.00
—Third and subsequent	\$145.00
Driveway modification review, culvert design, and/or inspection	
—With culvert	\$215.00
—With curb and gutter	\$125.00
Engineering inspections	\$570.00 + .01 × site work costs
Engineering reinspection	
—First	\$135.00
—Second	\$160.00
—Third and subsequent	\$185.00
Traffic signal inspection (modification)	\$600.00
Traffic signal inspection (new)	\$1,860.00
Traffic signal reinspection	
—First	\$300.00

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COMMERCIAL PERMITTING FEE SCHEDULE	
Description	Fee
—Second	\$325.00
—Third and subsequent	\$350.00
Street/Pedestrian light inspection (modification or new)	— \$1,270.00 + \$80.00 per light
Street/Pedestrian light reinspection	
—First	\$300.00
—Second	\$325.00
Third and subsequent	\$350.00

~~(d) Should the city be required to hire outside consulting services for assistance in the review and approval of any project, the developer and/or owner shall be required to reimburse the city for said expenditures, prior to city council approval. The city engineer shall determine when outside assistance is required.~~

~~(e) Commercial and residential engineering permits will be valid for a period of one year after date of issuance/approval. If no site work has occurred within this time, the permit is null and void and no fees will be refunded.~~

~~(f) Due to unusual circumstances and upon the approval of the city engineer, the fee may be calculated as the actual time and expense of the engineering department.~~

~~Secs. 150.706—150.709. — Reserved.~~

Section 4. Conflict. If any ordinances, or parts of ordinances, are in conflict herewith this Ordinance shall control to the extent of the conflicting provisions.

Section 5. Severability. The provisions of this Ordinance are intended to be severable. If any provision of this Ordinance is determined to be void or is declared illegal, invalid, or unconstitutional by a Court of competent jurisdiction, the remainder of this Ordinance shall remain in full force and effect.

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Section 6. Codification. The provisions of this Ordinance shall be made a part of the Code of Ordinances of the City of Port St. Lucie, Florida. The sections of this Ordinance may be renumbered or re-lettered to accomplish such intentions; the word “ordinance” may be changed to “section” or other appropriate word as may be necessary.

Section 7. Effective Date. This Ordinance shall become effective immediately upon final adoption on second reading.

PASSED AND ADOPTED by the City Council of the City of Port St. Lucie, Florida, this ____ day of _____, 2020.

CITY COUNCIL
CITY OF PORT ST. LUCIE

By: _____
Gregory J. Oravec, Mayor

ATTEST:

Karen A. Phillips, City Clerk

APPROVED AS TO FORM:

James D. Stokes, City Attorney