

Lee County Board Of County Commissioners

Agenda Item Summary

Blue Sheet No. 20030456

I. REQUESTED MOTION:

Adopt a Resolution to

ACTION REQUESTED: Amend External Fees and Charges Manual (Administrative Code 3-10) to adjust the fee for Communication Tower Facilities

WHY ACTION IS NECESSARY: Board action is required to amend and/or establish fees for Community Development.

WHAT ACTION ACCOMPLISHES: Allows County to recover part of the cost of review and processing of wireless communication facilities.

2. DEPARTMENTAL CATEGORY:
COMMISSION DISTRICT # CW

A4A

3. MEETING DATE:

05-13-2003

4. AGENDA:

5. REQUIREMENT/PURPOSE:
(Specify)

6. REQUESTOR OF INFORMATION:

- CONSENT
- ADMINISTRATIVE
- APPEALS
- PUBLIC
- WALK ON
- TIME REQUIRED:

- STATUTE
- ORDINANCE
- ADMIN. CODE
- OTHER

- A. COMMISSIONER
- B. DEPARTMENT Community Development
- C. DIVISION
- BY: *[Signature]*

7. BACKGROUND:

On Tuesday 4/8, the Board adopted changes to the LDC for Communication Towers. These regulations have changed the procedures for review and fees need to be adjusted accordingly.

8. MANAGEMENT RECOMMENDATIONS:

The Board must approve any changes to Community Development fees. Staff recommends revising fees to recover part of the associated costs as follows:

Zoning Fees:

- Amend: Special Exception Tower from: \$1,000 to \$1500
- Add: Administrative Action Tower \$1000

9. RECOMMENDED APPROVAL:

A Department Director	B Purchasing or Contracts	C Human Resources	D Other	E County Attorney	F Budget Services			G County Manager
<i>[Signature]</i>	N/A	N/A	N/A	<i>[Signature]</i>	Admin 4/24/03	Risk	GC	<i>[Signature]</i>
					4/20/03	4/23/03	4/23/03	

10. COMMISSION ACTION:

- APPROVED
- DENIED
- DEFERRED
- OTHER

Rec. by CoAtty
Date: 4/22/03
Time: 3:55 PM
Forwarded to: Budget
4/23/03 8:30 AM

RECEIVED BY
COUNTY ADMIN. TD
4/23/03 10:30
COUNTY ADMIN.
FORWARDED TO: BH

A RESOLUTION OF THE LEE COUNTY BOARD OF COUNTY COMMISSIONERS RELATING TO AMENDMENTS TO THE LEE COUNTY ADMINISTRATIVE CODE AS ADOPTED BY LEE COUNTY ORDINANCE NO. 97-23; PROVIDING FOR APPROVAL OF CERTAIN AMENDMENTS TO THE LEE COUNTY ADMINISTRATIVE CODE; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Board of County Commissioners is the governing body in and for Lee County, a political subdivision of the State of Florida; and,

WHEREAS, the Board of County Commissioners has previously enacted Lee County Ordinance No. 96-01, creating a charter form of government for Lee County pursuant to Section 125.80 and ff., Florida Statutes, and which was approved and ratified by the Electorate of Lee County on November 5, 1996; and,

WHEREAS, the Board of County Commissioners has previously enacted Lee County Ordinance No. 97-23, which adopted the Lee County Administrative Code pursuant to Section 2.2.E. of Ordinance No. 96-01, the Lee County Charter; and,

WHEREAS, Lee County Ordinance No. 97-23 at Section III allows and provides for amendments to the Lee County Administrative Code to be made by Resolution of the Board of County Commissioners at a regularly scheduled Board of County Commissioners' meeting; and,

WHEREAS, certain amendments to the Lee County Administrative Code are now being proposed, and the Board of County Commissioners finds that such proposed

amendments are acceptable, serve a public purpose and are consistent with the terms and conditions of Lee County Ordinance No. 96-01, the Lee County Charter.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY

COMMISSIONERS THAT:

1. The above preamble is hereby accepted and approved as being true and accurate, and is adopted and incorporated herein as if set out further at length.
2. The proposed amendment(s) to the Lee County Administrative Code 3-10 (Special Exception Tower) (attached hereto as Exhibit A), is (are) approved, and are hereby directed to be incorporated into the Lee County Administrative Code as indicated in the amendment(s).
3. The provisions of this Resolution are severable, and it is the intention to confer to the whole or any part of this Resolution, the powers herein provided for. If any of the provisions of this Resolution shall be held unconstitutional by any court of competent jurisdiction, the decision of such court shall not affect or impair any of the other remaining provisions of this Resolution. It is hereby declared to be the Board's legislative intent that this Resolution would have been adopted had such an unconstitutional provision not been included herein.
4. This Resolution shall become effective immediately upon its adoption by the Board of County Commissioners.

The foregoing Resolution was offered by Commissioner _____, who

moved its adoption. The motion was seconded by Commissioner _____ and,
being put to a vote, the vote was as follows:

ROBERT P. JANES	_____
DOUGLAS ST. CERNY	_____
RAY JUDAH	_____
ANDREW W. COY	_____
JOHN E. ALBION	_____

DULY PASSED AND ADOPTED this _____ day of _____, 20__.

ATTEST:
CHARLIE GREEN, CLERK

BOARD OF COUNTY COMMISSIONERS
OF LEE COUNTY, FLORIDA

By: _____
Deputy Clerk

By: _____
Chairman

APPROVED AS TO FORM:

By: _____
Office of the County Attorney

DEPARTMENT: Community Development

EXTERNAL FEE NUMBER: EX 2-1*

DIVISION: Development Services

PURPOSE: Zoning Fees

BASIS FOR FEE: Charge for service rendered

DATE APPROVED: 09-19-91, Effective 10-01-91, 10-01-92, 01-27-93, 12-22-93, 02-01-95, Effective 03-01-95, 03-06-96, 09-05-2000, 04-23-02

NOTE: *May Not Be Changed Without BOCC Approval

ZONING FEES

Rezoning-(non DC1/PD)	\$2,500.00
Bonus Density Application	\$2,100.00
Special Exception (Not otherwise listed)	\$1,000.00
Administrative COP	\$ 650.00
<u>Administrative Action Tower</u>	<u>\$1,000.00</u>
Special Exception Excavation	\$2,600.00
Plus Per Acre	\$ 20.00
Special Exception Tower/Forestry	\$1,000.00 <u>1,500.00</u>
Variance-Residential/Commercial	\$ 700.00
Each Added Request	\$ 150.00
Variance-Sign	\$1,100.00
Variance-Wetlands/Dock	\$ 700.00
Zoning-Letter of Verification	\$ 125.00
Remodeling/Change of Use	\$ 75.00
Home Occupations	\$ 20.00
Minimum Use Determination (Single Family Determination)	\$ 135.00
Research-Per Hour	\$ 25.00
DRI/FQD (All DRI Fees in Addition to Rezoning Fee)	\$9,100.00
Plus Per Acre	\$ 12.00
DRI/Substantial Deviation	\$6,000.00
Plus Per Acre	\$ 10.00

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