

Sponsor: Duby

ORDINANCE NO. 2022-11

**AN ORDINANCE BY THE CITY OF WELLSTON LEGISLATIVE AUTHORITY
AMENDING CHAPTER 153 OF THE WELLSTON CODE AMENDING, ADOPTING
AND INCORPORATING A PLANNING AND ZONING FEE SCHEDULE AND
DECLARING AN EMERGENCY**

WHEREAS the City of Wellston Council has established Planning and Zoning regulations for the City of Wellston and have codified those Rules as Chapter 153 of the Wellston Codified Ordinances; and

WHEREAS, pursuant to Section 153.140 of the Wellston Codified Ordinances Council has the power to establish and modify fees related to Chapter 153.

WHEREAS the legislative authority for the City has received recommended amendments to various rules and regulations for Chapter 153 of the Wellston Codified Ordinances, specifically the need to set the fees for certain applications related to the planning and zoning procedures of the City of Wellston detailed in Appendix D: Fee Schedule, a copy of which is attached hereto as Exhibit A

WHEREAS the Council has reviewed and given input on the Rules and

WHEREAS the Council has determined that it is in best interest of the health safety and welfare of the inhabitants of the City to adopt the proposed amended Sections of Chapter 153, a copy of which is attached as Exhibit A

NOW THEREFORE BE IT ORDAINED by the Council that:

Section One: Chapter 153 of the Wellston Codified Ordinances as detailed in the attached Exhibit A shall be amended, adopted and hereby codified as Chapter 153, Appendix D: Fee Schedule of the Wellston Codified Ordinances and the fees as detailed in Exhibit A are hereby adopted and set in accordance with such. All other Sections of Chapter 153 shall remain unchanged.

Section Two: This Ordinance is hereby declared to be an emergency, necessary for the immediate preservation of the public peace, health or safety of the City of Wellston. Therefore, this Ordinance shall go into effect upon passage and approval by the Mayor, as provided in the Ohio Revised Code Section 731.30.

Section Three: In the event this Ordinance receives a majority vote for passage but fails to receive the required number of votes to pass as an emergency, this Ordinance shall be deemed to have passed but with no emergency clause, and shall take effect at the earliest time permitted by law.

Section Four: It is hereby found and determined that all formal acts of this council concerning and relating to adoption of this Ordinance were adopted in an open meeting of this council and the deliberations of the council and any of its committees that resulted in such formal action were in meetings open to the public and in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

PASSED AND ADOPTED by the legislative authority of the City of Wellston this 17th day of March, 2022.



Council President

ATTEST:



Clerk of Council

Approved this 17th day of March, 2022.



Mayor

Published in accordance with the law on _____ and _____ and posted 3/21/22 through 4/21/22 at The Store, Wellston City Hall, Wellston Senior Citizens' Center, the Wellston Public Library and the Wellston Post Office.



Clerk of Council

Prepared by: Randy H. Dupree, Law Director, City of Wellston

Exhibit A

CHAPTER 153: APPENDIX D: FEE SCHEDULE

(A) *Appeals*: The fee for appeals to the Planning and Zoning Board of the decisions of the Zoning Inspector or the designated agent will be a fee of \$125.00

(B) *Rezoning*: The fee for requests for changes in the Zoning District will be \$125.00

FEE SCHEDULE:

<u>Amount of work\$</u>	<u>Permit Fee</u>
0 to 1000	\$40
1,001 to 2,000	\$50
2,001 to 3,000	\$60
3,001 to 4,000	\$70
4,001 to 5,000	\$80
5,001 to 6,000	\$90
6,001 to 15,000	\$100
15,001 to 17,000	\$110
17,001 to 19,000	\$120
19,001 to 21,000	\$130
21,001 to 23,000	\$140
23,001 to 25,000	\$150
25,001 to 28,000	\$170
28,001 to 31,000	\$180
31,001 to 33,000	\$190
33,001 to 35,000	\$200
35,001 to 38,000	\$210
38,001 to 41,000	\$220
41,001 to 50,000	\$300
50,001 to 70,000	\$350
70,001 to 90,000	\$400
90,001 to 100,000	\$800
100,001 to 500,000	\$1200
500,001 to 750,000	\$1600
750,001 to 1,000,000	\$2000

Any construction costs over \$1,000,000 will require a fee of .2% of the construction costs.

Penalty fee for failure to obtain a permit prior to the start of construction shall be as follows:

1. Within 7 days of the start of construction: 50% more than the prescribed permit fees.
2. Between 8 and 14 days of the start of construction: 100% more than the prescribed permit fees.