



Lincoln County Planning & Zoning

PUBLIC HANDOUT

FILE # 2018-ZR3

REQUEST: PROPOSED AMENDMENTS TO ZONING RESOLUTION

ARTICLE VII ADMINISTRATION AND ENFORCEMENT,
 SECTION 7.060 (A,2) MAIL NOTICE (SPECIAL EXCEPTION);
 SECTION 7.080 (B) VARIANCE FEE;
 SECTION 7.090 (F) ZONING AMENDMENT & REZONING FEE;
 SECTION 7.090 (H) MAIL NOTICE;
 SECTION 7.100 (B) SPECIAL EXCEPTION FEE;
 SECTION 7.110 (B) ADMINISTRATIVE REVIEW FEE
 SECTION 7.120 CALL FOR SPECIAL MEETING

PC RECOMMENDATION: OCT. 4, 2018 PC MEETING – APPROVED AS WRITTEN

CC MEETING DATE: NOV. 20, 2018 - CALL FOR PUBLIC HEARING
 DEC. 18, 2018 - PUBLIC HEARING and VOTE

OVERVIEW: In keeping with common practice and providing for fairness to county residents, the proposed fee amendments take into consideration current expenses absorbed by the county and place the responsibility, thereof, onto the requesting party.

SECTION 7.080 (B) VARIANCE FEE - *Currently Reads*

A fee as established from time-to-time by the Lincoln County Commission shall be charged to cover partial review and processing of each application for a variance, except that the fee shall be waived for a governmental agency. All fees are due upon submittal of application.

Variance Fee \$25.00

Proposed \$150.00

Corroborating Information:

Requires Board of Zoning & Appeals Board review and approval.

Advertisement – EVTavg 60.00

Posted Sign (per sign, corner lots require 2 signs).....avg 5.50

Non-salaried Staff Overtime (based on avg 1 hr @ 11.80 per hr @ 1.5 x's)..avg 17.70

BZA Compensation (2 mbrs @ 50.00, CC exempt).....avg 100.00

TOTAL EST. EXPENSE 183.20

CURRENT FEE 25.00

DEFICIT 158.20

SECTION 7.090 (F) ZONING AMENDMENT & REZONING FEE - *Currently Reads*

A fee established from time-to-time by the Lincoln County Commission shall be due and payable at the time of filing of any petition with requests to amend. The fee is to be used by Lincoln County to defray costs resulting from action required upon such petition and any subsequent amendment. All fees are due upon submittal of application.

Rezoning Request Fee..... \$120.00
 Legal Advertisement Expense..... Cost of ad greater than \$30.00

Proposed \$200.00

Applicant shall be responsible for mailing certified notices. Planning & Zoning staff shall provide mailing information, letters of notification, maps and certified cards. Applicant shall provide proof of mailings by submitting return receipts. Certified green signature cards are return addressed to the county.

Corroborating Information:

Requires Planning Commission & County Commission review and approval.	
Advertisement – EVT	avg 60.00
Posted Sign (rezoning only - per sign, corner lots require 2 signs).....	avg 5.50
Non-salaried Staff Overtime (based on avg 2 hr @ 11.80 per hr @ 1.5 x's).....	avg 35.50
PC Compensation (8 mbrs @ 50.00, chair @ 75.00, CC mbrs exempt).....	avg 475.00
CC Compensation (24 mbrs @ 399.02 monthly – no assessed fee).....	0
	TOTAL EST. EXPENSE 576.00
Current Fee (120.00 base, + cost of ad over 30)	CURRENT FEE 150.00
	DEFICIT 426.00

SECTION 7.090 (H) MAIL NOTICE - *Currently Reads*

Certified mailed notices, stating date, time, place and purpose of the public hearing, as well as the location of the proposed rezoning shall be sent to all adjacent property owners within two hundred (200) feet and/or adjacent of the subject property. Adjacent property shall include any property across any roadway that would adjoin by removal of the roadway. In cases where the adjacent property is owned or leased by the owner (applicant), notification shall extend to the next non-interested land owner. Planning staff will compile mailing list, prepare, and mail notices to adjacent property owners.

Proposed amended text

Certified mailed notices, stating date, time, place and purpose of the public hearing, as well as the location of the proposed rezoning shall be sent to all adjacent property owners within two hundred (200) feet and/or adjacent of the subject property. Adjacent property shall include any property across any roadway that would adjoin by removal of the roadway. In cases where the adjacent property is owned or leased by the owner (applicant), notification shall extend to the next non-interested land owner. Planning staff will compile mailing list, prepare, and mail notices to adjacent property owners.

notices and provide to applicant for mailing. Applicant shall be responsible for providing proof of mailings to the Planning office.

SECTION 7.100 (B) SPECIAL EXCEPTIONS - *Currently Reads*

A fee as established from time-to-time by the Lincoln County Commission shall be due and payable at the time of filing of any petition with requests for Special Exception review by the Board of Zoning Appeals. The fee is to be used by Lincoln County to defray costs resulting from action required upon such petition and any subsequent amendment.

Special Exception Request Fee..... \$120.00

Proposed amended text

B. Fees

Proposed \$200.00

Corroborating Information:

Requires Board of Zoning & Appeals Board review and approval.

Advertisement – EVTavg 60.00

Posted Sign (per sign, corner lots require 2 signs).....avg 5.50

Non-salaried Staff Overtime (based on avg 1 hr @ 11.80 per hr @ 1.5 x's)..avg 17.70

BZA Compensation (2 mbrs @ 50.00, CC exempt).....avg 100.00

TOTAL EST. EXPENSE 183.20

CURRENT FEE 120.00

DEFICIT 63.20

SECTION 7.060 (A,2) MAIL NOTICE - *Currently Reads*

Certified mailed notices, stating date, time, place and purpose of the public hearing, as well as the description of the proposed Special Exception shall be sent to all adjacent property owners within two hundred (200) feet and/or adjacent of the subject property. Adjacent property shall include any property across any roadway that would adjoin by removal of the roadway. In cases where the adjacent property is owned or leased by the owner (applicant), notification shall extend to the next non-interested land owner. Planning staff will compile mailing list, prepare, and mail notices to adjacent property owners.

Certified mailed notices, stating date, time, place and purpose of the public hearing, as well as the description of the proposed Special Exception shall be sent to all adjacent property owners within two hundred (200) feet and/or adjacent of the subject property. Adjacent property shall include any property across any roadway that would adjoin by removal of the roadway. In cases where the adjacent property is owned or leased by the owner (applicant), notification shall extend to the next non-interested land owner. Planning staff will compile mailing list, prepare, and mail notices to adjacent property owners. **notices and provide to applicant for mailing. Applicant shall be responsible for mailing expense and providing proof of mailings to the Planning office.**

SECTION 7.110 (B) ADMINISTRATIVE REVIEW FEE - *Currently Reads*

A fee as established from time-to-time by the Lincoln County Commission shall be due and payable at the time of filing of any petition with requests for an Administrative Review by the Board of Zoning Appeals. The fee is to be used by Lincoln County to defray costs resulting from action required upon such request and any subsequent amendment. All fees are due upon submittal of application.

Administrative Review Request Fee.....	\$50.00
Proposed	\$150.00

Corroborating Information:

Requires Board of Zoning & Appeals Board review and approval.	
Advertisement – EVT	avg 60.00
Non-salaried Staff Overtime (based on avg 1 hr @ 11.80 per hr @ 1.5 x's).....	avg 17.70
BZA Compensation (2 mbrs @ 50.00, CC exempt).....	avg 100.00
	TOTAL EST. EXPENSE 177.70
	CURRENT FEE 50.00
	DEFICIT 127.70

SECTION 7.120 CALL FOR SPECIAL MEETINGS - *NEW Currently Not Provided*

A request for a Special Called meeting of the Lincoln County Planning Commission may be made by any party upon submitting a formal request to the Planning office and payment of the appropriate fee.

A. Procedure

Completed application of request for special meeting to be submitted to the Planning office. Planning office will notify applicant of the next available date a quorum can

be established. Notice of the special meeting shall be published in at least one (1)

newspaper of general circulation at least fifteen (15) days prior to the meeting date.
Planning staff will prepare and cause publication of notice.

B. Fees

Special Meeting Fee \$500.00

Corroborating Information:

Advertisement – EVT 60.00

NS Staff Overtime (1 hr @ 11.80 per hr @ 1.5 x's)..... 35.50

PC Compensation (8 mbrs @ 50.00, chair @ 75.00, CC exempt)..... 475.00

TOTAL EST. EXPENSE 570.50

JUSTIFICATION FOR AMOUNT: SPECIAL MEETING IS FOR ONE SPECIFIC REQUEST, WHEREAS, REGULAR MEETINGS MAY HAVE MULTIPLE REQUESTS, SHARING EXPENSES.