

**SHEBOYGAN COUNTY    ORDINANCE NO. 12 (2009/10)**

Re:   **Increasing Planning Department Land Division, Shoreland, Floodplain and Address Assignment Administration Fees**

*\* Printed as amended*

**WHEREAS**, the Sheboygan County Planning and Resources Department has completed a detailed comparison of its fee schedules in the administration of land division provisions of Chapter 71, of shoreland provisions of Chapter 72, of floodplain provisions of Chapter 73, and of address assignment provisions of Chapter 36, to the similar fee schedules of other counties and has determined that Sheboygan County's fees are lower than other comparable counties' fees, and

**WHEREAS**, the Department has further determined that the time, effort and expense required to administer these provisions, both directly by the Department, and indirectly by the other County departments who provide assistance, have outpaced the fee revenue generated therefrom and justifies an increase in certain of these fees, and

**WHEREAS**, pursuant to Wis. Stat. § 66.0628(2), the County Board finds that the proposed fee increases as set forth hereafter, bear a reasonable relationship to the service for which the fee is imposed, and

**WHEREAS**, pursuant to Wis. Stat. § 59.69(5), a public hearing was held on the proposed fee increases for zoning matters on September 14, 2009;

**NOW, THEREFORE**, the County Board of Supervisors of the County of Sheboygan does ordain as follows:

Section 1.    **Amending Section 36.06.** Section 36.06 of the Sheboygan County Code of Ordinances is amended as follows (additions indicated by redlining; deletions indicated by strikeouts):

36.06 COST. Costs of numbers and other related materials, if any, shall be paid by the property owner (except for the initial implementation of the County Numbering System), to the Sheboygan County Planning Department. Cost charged to the property owner shall be the same as the County's acquisition cost from the vendor. The Planning Department shall assess a fee of Twenty Dollars (\$20.00) to the landowner for each address assignment where field measurements are required, except no fee shall be charged for address assignments related to initial subdivision plats and condominium units since address assignments are part of the review process for which fees are assessed under Section 71.13 of this Code. The Planning Department Liaison Committee may authorize the Planning Department to increase the fee to an amount greater than Twenty Dollars (\$20.00) if the Committee determines that an increase is necessary to keep a reasonable relationship between the services provided and the fee imposed.

Section 2.    **Amending Section 71.13.** Section 71.13 of the Sheboygan County Code of Ordinances is amended as follows (additions indicated by redlining; deletions indicated by strikeouts):

- 71.13(a) Plats. The subdivider shall submit to the Commission a fee amounting to ~~Two~~ **Four** Hundred ~~Fifty~~ Dollars (~~\$250.00~~**400.00**) plus Four Dollars (\$4.00) for each acre of land shown on the preliminary plat and ~~One~~ **Two** Hundred ~~Fifty~~ Dollars (~~\$150.00~~**200.00**) plus Four Dollars (\$4.00) for each acre of land shown on a final plat prior to receiving Commission approval thereof to assist in defraying the costs of necessary inspections and for the review of both the preliminary and final plats, only while the Commission acts in the capacity of "approving agency."
- 71.13(b) Certified Survey Maps. The subdivider shall submit to the Commission a fee amounting to Two Hundred ~~Twenty-five~~ **Sixty-five** Dollars (~~\$225.00~~**265.00**) prior to receiving Commission approval to assist in defraying the costs of necessary inspections and for review of the map.
- 71.13(c) Condominium Plats and Planned Unit Developments. The subdivider shall submit to the Commission a fee amounting to ~~One~~ **Two** Hundred ~~Fifty~~ Dollars (~~\$150.00~~**200.00**) plus Four Dollars (\$4.00) for each acre of land shown on a final condominium plat and/or final development plan prior to receiving Commission approval thereof.

Section 3. **Amending Section 72.21.** Section 72.21 of the Sheboygan County Code of Ordinances is hereby amended as follows (additions indicated by redlining; deletions indicated by strikeouts):

72.21 FEES. All persons, upon filing an application for permits, changes, and amendments, or Board of Adjustments reviews required pursuant to this Ordinance, shall pay a fee to the Department according to the following schedule:

Shoreland-Floodplain Zoning Permit – New Construction.....	<del>\$250.00</del> <b>400.00</b>
Shoreland-Floodplain Zoning Permit.....	<del>\$150.00</del> <b>450.00</b>
Conditional Use Permit – New Construction.....	<del>\$300.00</del> <b>650.00</b>
Conditional Use Permit.....	<del>\$700.00</del>
Board of Adjustments Hearing Fee .....	<del>\$500.00</del>
Zoning District Changes and Amendments Hearing Fee .....	<del>\$300.00</del>
<b>Renewal, Transfer or Amendment of Shoreland-Floodplain Zoning Permit.....</b>	<b>\$50.00</b>

If in the determination of the Department a permit applicant contemplates construction in an amount of no more than Five Hundred Dollars (\$500.00) and the Department determines that the expense related to the issuance of the permit does not require the full fee, the Department, in its discretion, may waive all but Seventy-five Dollars (\$75.00) of the fee.

A double fee may be charged if work is started before a permit is applied for and issued.

Section 4. **Amending Section 73.16(5).** Section 73.16(5) of the Sheboygan County Code of Ordinances is hereby amended as follows (additions indicated by redlining; deletions indicated by strikeouts):

73.16(5) FEES. All persons, upon filing an application for permits, changes, and amendments, or Board of Adjustments reviews required pursuant to this Ordinance, shall pay a fee to the Department according to the following schedule:

Shoreland-Floodplain Zoning Permit – New	
Construction.....	<del>\$250.00</del> 400.00
Shoreland-Floodplain Zoning Permit.....	<del>\$150.00</del> 450.00
Conditional Use Permit – New Construction.....	<del>\$300.00</del> 650.00
Conditional Use Permit.....	\$700.00
Board of Adjustments Hearing Fee .....	\$500.00
Zoning District Changes and Amendments Hearing Fee .....	\$300.00
Renewal, Transfer or Amendment of Shoreland-Floodplain Zoning Permit.....	\$50.00

If in the determination of the Department a permit applicant contemplates construction in an amount of no more than Five Hundred dollars (\$500.00) and the Department determines that the expense related to the issuance of the permit does not require the full fee, the Department, in its discretion, may waive all but Seventy-five Dollars (\$75.00) of the fee.

A double fee may be charged if work is started before a permit is applied for and issued.

Section 5. **Effective Date.** The herein Ordinance shall take effect upon publication and enactment.

Respectfully submitted this 22nd day of September, 2009.

**PLANNING, RESOURCES, AGRICULTURE, AND EXTENSION COMMITTEE\***

Jacob Van Dixhorn  
Jacob Van Dixhorn, Chairperson

Keith Abler  
Keith Abler, Vice-Chairperson

Michael S. Ogea  
Michael S. Ogea, Secretary

James Baumgart  
James Baumgart

Al Bosman  
Al Bosman

ENACTED 10.20.2009

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