

COUNCIL AGENDA ITEM BRIEFING DATA



AGENDA ITEM

Discuss and Consider an Ordinance Amending Chapter 14. Zoning of the City of Gonzales Code of Ordinances, by Amending 14.703 (a) and 14.903 (a) Processing; Fee and Removing Section 14.903 (b)

DATE: November 14, 2017

TYPE AGENDA ITEM:

Ordinance

BACKGROUND:

The application fee for the Planning & Zoning Commission and the Zoning Board of Adjustment are currently set at \$500.00, with the difference for the actual cost to be refunded to the customer. The actual cost is based on the billing associated with the public hearing notices that must be posted in the newspaper for at least two publications and the cost to mail certified notices to the property owners within a 200 foot radius of the property associated with the application. The average tangible costs are approximately \$275.00 which does not include the time that it takes staff to prepare the information. The ordinance further states that if the actual cost exceeds the \$500.00 then staff is to bill the customer for the difference. Staff is requesting amend the zoning fee in Section 14.703 (a) and 14.903 (a) from \$500.00 to \$300.00 and remove section 14.903 (b) to cut down on unnecessary work associated with this process.

POLICY CONSIDERATIONS:

N/A

FISCAL IMPACT:

N/A

ATTACHMENTS:

Attachments:
2013-16

STAFF RECOMMENDATION:

Staff respectfully recommends approval of this ordinance.

Review:
Kristina Vega
City Council

Completed
Pending

11/07/2017 11:04 AM
11/14/2017 6:00 PM

ORDINANCE NO. 2017-21

AN ORDINANCE OF THE CITY OF GONZALES, TEXAS, AMENDING CHAPTER 14. ZONING OF THE CITY OF GONZALES CODE OF ORDINANCES, AMENDING CHAPTER 14. ZONING OF THE CITY OF GONZALES CODE OF ORDINANCES, BY AMENDING 14.703 (A) AND 14.903 (A) PROCESSING; FEE AND REMOVING SECTION 14.903 (B); ESTABLISHING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the application fee for the Planning & Zoning Commission and the Zoning Board of Adjustment are currently set at \$500.00, with the difference for the actual cost to be refunded to the customer. The actual cost is based on the billing associated with the public hearing notices that must be posted in the newspaper for at least two publications and the cost to mail certified notices to the property owners within a 200 foot radius of the property associated with the application. The average tangible costs are approximately \$275.00 which does not include the time that it takes staff to prepare the information. The ordinance further states that if the actual cost exceeds the \$500.00 then staff is to bill the customer for the difference. Staff is requesting amend the zoning fee in Section 14.703 (a) and 14.903 (a) from \$500.00 to \$300.00 and remove section 14.903 (b) to cut down on unnecessary work associated with this process.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GONZALES, TEXAS:

Section 14.703 and 14.903 shall be amended as follows:

Section 14.703 Processing; Fee

(a) The application, accompanying information, and a filing fee (\$300.00) shall be submitted after consultation with the zoning administrator.

Section 14.903 Processing; Fee

(a) After consultation with city staff, the application, accompanying information, and the (\$300.00) filing fee shall be submitted.

Subsection (b) shall be deleted.

Severability. If any word, phrase, clause, sentence, or paragraph of this ordinance is held to be unconstitutional or invalid by a court of competent jurisdiction, the other provisions of this ordinance will continue in force if they can be given effect without the invalid portion.

All ordinances and resolutions or parts of ordinances or resolutions in conflict with the ordinance are repealed.

PASSED, ADOPTED, AND APPROVED this 14th day of November, 2017.

Mayor, Connie L. Kacir

ATTEST:

Kristina Vega, City Secretary

APPROVED AS TO FORM:

Jackie Williamson, City Attorney