

**RESOLUTION NO. 476**

**A RESOLUTION AMENDING RESOLUTION NO. 462, CITY OF AURORA  
SCHEDULE OF PLANNING AND ZONING FEES, TO ADD A NEW FEE DEPOSIT  
FOR MEASURE 37 CLAIMS.**

**WHEREAS**, the City of Aurora is required by ORS Chapter 227 to provide services to persons and entities who want to improve and develop property in the City, and to establish fees charged for processing permits at an amount no more than the actual or average cost of providing that service;

**WHEREAS**, the City anticipates, with the November 2, 2004 voter passage of Ballot Measure 37, which measure by its terms, will be effective December 2, 2004, that the demand for providing services for the evaluation and processing of Measure 37 Claims will begin after that date and continue into the foreseeable future; and


**WHEREAS**, the City Council has determined that the City will not have adequate financial resources to evaluate and process Measure 37 Claims filed with the City and that the City's Resolution No. 462, Schedule of Planning and Zoning Fees, should be amended to added a new fee description and deposit for Measure 37 Claims so that the complete costs of providing City services are charged directly to the person using and/or benefiting from the service.

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AURORA,  
OREGON THAT:**

**Section 1:** The Schedule of Fees/Deposits set forth in Exhibit A of Resolution No. 462, entitled "City of Aurora Schedule of Fees/Deposits for Planning and Zoning Applications" shall be amended to include a new Fee Description entitled "Measure 37 Claims" with a new fee deposit of \$500.00, subject to all of the existing requirements contained in Exhibit "A". A copy of said amended Exhibit "A" is attached hereto and by this reference incorporated herein.

**INTRODUCED AND ADOPTED** this 30th day of November, 2004.

**CITY OF AURORA, OREGON**

BY:   
**JONATHAN GIBSON, MAYOR**

**ATTEST:**

BY:   
**LAURIE BOYCE  
CITY RECORDER**

**EXHIBIT A**  
**CITY OF AURORA SCHEDULE OF FEES/DEPOSITS**  
**FOR PLANNING & ZONING APPLICATIONS**  
 Amended by Resolution No. 476, dated November 30, 2004

The following estimated user fees are hereby imposed as a fee/deposit against the actual cost for processing land development applications and related permits. The "user fee" philosophy underlying these charges is designed to eliminate the amount of general fund monies used to process land development applications and permits, by charging the entire cost of the City providing that service directly to the person utilizing or receiving the benefit of the service. In this way, existing property tax revenues are not used to subsidize the processing of new land development applications.

Where the term "actual costs" is used, these costs include, but are not limited to, services rendered by the city planning consultant, city engineer consultant and city attorney, as well as all City administrative costs for communicating and meeting with the applicant/property owner and others, public notices, agency referral notices, staff reports, notices of decision, development agreements, correspondence, postage, photocopying, supplies, financial accounting and city clerical work.

If the actual costs exceed the deposit, the City reserves the right to request an additional deposit from the applicant/owner and the City will send an invoice for the additional charges to the applicant. The City shall not issue final approvals for land development and/or issue building permits, until all land development and other fees, including any additional charges are paid. If the applicant chooses to withdraw the application before preliminary approval has been issued by the City, then any unused deposit fees shall be refunded to the applicant upon the City's receipt of the applicant's written withdrawal and request for refund.

**NO APPLICATION SHALL BE REVIEWED OR ACCEPTED FOR PROCESSING TO DETERMINE ITS COMPLETENESS UNTIL ALL FEES/DEPOSITS ARE PAID.** Please note that additional land development and building permit fees/deposits may be required by the City, Aurora Rural Fire District, Marion County or State of Oregon.

This schedule of fees/deposits is effective November 30, 2004, pursuant to City Council adoption of Resolution No. 476, and is applicable to the following land development applications and related permits, and other permits and claims. The costs for application processing shall be based on the actual costs to the City of such processing and shall be based on the following hourly rates:

City Planning Consultant .....	\$90.00/hr.
City Planner/Paralegal .....	\$65.00/hr.
City Engineering .....	\$80.00/hr.
Consultant Clerical .....	\$35.00/hr.
City Public Works .....	\$40.00/hr.
City Recorder .....	\$30.00/hr.
City Clerk .....	\$30.00/hr.
City Attorney .....	\$130.00/hr.

**PLEASE NOTE:** The following fees/deposits marked with an asterisk (\*) may require that public hearing notices be published in the Canby Herald, which additional cost of publication shall be charged to the applicant.

**FEE DESCRIPTION**

1. **PRE-APPLICATION CONFERENCE** ..... Actual Costs - \$600.00 deposit
2. **QUASI-JUDICIAL MAP AND TEXT AMENDMENTS**
  - a. Comprehensive Plan Amendment ..... Actual Costs - \$3,000.00 deposit\*
  - b. Zoning & Development Ordinance Amendment ..... Actual Costs - \$3,000.00 deposit\*
3. **CITY ANNEXATIONS** ..... Actual Costs - \$1,500.00 deposit\*
4. **SITE DEVELOPMENT REVIEW**
  - a. Residential Zones (R-1, R-2)

- 1) Manufactured Home Parks ..... Actual Costs - \$3,000.00 deposit\*
- 2) Other development other than single family
  - a) Project Value -0- to \$49,999 ..... Actual Costs - \$500.00 deposit
  - b) Project Value \$50,000 to \$99,999 ..... Actual Costs - \$1,000.00 deposit
  - c) Project Value \$100,000 to \$499,999 ..... Actual Costs - \$1,500.00 deposit
  - d) Project Value \$500,000 and over ..... Actual Costs - \$2,000.00 deposit
- b. Commercial Zone (C) and Industrial Zone (I)
  - 1) Project Value -0- to \$49,999 ..... Actual Costs - \$500.00 deposit
  - 2) Project Value \$50,000 to \$99,999 ..... Actual Costs - \$1,000.00 deposit
  - c) Project Value \$100,000 to \$499,999 ..... Actual Costs - \$1,500.00 deposit
  - d) Project Value \$500,000 and over ..... Actual Costs - \$2,000.00 deposit

5. LAND DIVISIONS

- a. Subdivisions - Tentative and Final Plats ..... Actual Costs - \$3,000.00+\$50.00/lot deposit\*
- b. Partitions - Tentative & Final Map Review ..... Actual Costs - \$1,000.00 deposit\*

6. CONDITIONAL USE PERMITS

- a. All Zones ..... Actual Costs - \$800.00 deposit\*
- b. Minor Alterations of Conditional Use Permits ..... Actual Costs - \$400.00 deposit
- c. Home Occupations ..... Actual Costs - \$ 250.00 deposit  
(\$75.00 deposit for Type I home occupations that are not referred to consultants)

VARIANCES

- a. Minor Variance from dimensional and setback standards, etc ..... Actual Costs - \$300.00 deposit\*
- b. Major Variance from public facilities standards ..... Actual Costs - \$1,000.00 deposit\*

8. HISTORIC OVERLAY DISTRICT PERMITS

- a. Certificate of Appropriateness (New Construction/Major Renovations) Actual Costs - \$350.00 deposit\*
- b. Certificate of Appropriateness (all others) ..... Actual Costs - See HRB fee schedule
- c. Demolition Permit ..... Actual Costs - \$350.00 deposit\*

9. NON-CONFORMING USE OR STRUCTURE (also may require Site Design Review Approval)

- a. Reinstatement, Enlargement or Alteration of Use ..... Actual Costs - \$350.00 deposit\*
- b. Alteration or Expansion of Structure
  - 1) Residential Zone (R-1 and R-2) ..... Actual Costs - \$350.00 deposit\*
  - 2) Commercial Zone (C) ..... Actual Costs - \$500.00 deposit\*
  - 3) Industrial Zone (I) ..... Actual Costs - \$500.00 deposit\*

10. TEMPORARY USES OR STRUCTURES

- a. Temporary Uses/Structures (Planning Director approval) ..... Actual Costs - \$100.00 deposit
- b. Temporary Uses/Structures (Planning Commission approval) ..... Actual Costs - \$250.00 deposit

11. LOT LINE ADJUSTMENTS ..... Actual Costs - \$400.00 deposit

APPEALS

- a. From Administrative Decision or HRB Decision
  - 1) Hearing Required ..... Actual Costs - \$800.00 deposit\*

- 2) No Hearing Required ..... Actual Costs - \$600.00 deposit
- b. From Planning Commission Decision ..... Actual Costs - \$800.00 deposit\*

3. TRANSCRIPTS FROM APPEAL HEARINGS ..... Actual costs

14. STREET VACATION AND/OR DEDICATION ..... Actual Costs - \$500.00 deposit

15. INFRASTRUCTURE AND RIGHT-OF-WAY PERMITS

- a. Right-of-way Permit Review ..... Actual Costs \$200.00 deposit + bond and insurance
- b. Infrastructure Permits (Sewer, Water, Street and Storm improvements, includes City Engineer and Public Works review ..... Actual Costs \$500.00 deposit + bond and insurance
- c. Access Permit Application ..... Actual Costs \$250.00 deposit

16. ACCESSORY DWELLINGS

- a. Administrative Decision ..... Actual Costs - \$400.00 deposit
- b. As Limited Land Use Decision ..... Actual Costs - \$500.00 deposit
- c. As Quasi-judicial Decisions with HRB approval ..... Actual Costs - \$800.00 deposit

17. SIGN PERMITS

- a. Permanent Signs in All Zones ..... \$60.00
- b. Certificate of Appropriateness for Signs in Historic District ..... \$25.00

18. FENCE PERMITS

- a. Fence Permit ..... \$30.00
- b. Replacement Fence Permit ..... \$20.00
- c. Fence Permit Variance ..... \$50.00

19. ZONING & DEVELOPMENT ORDINANCE INTERPRETATION ..... Actual Costs - \$500.00 deposit

20. ALL APPLICABLE CURRENT SYSTEM DEVELOPMENT CHARGES AS ADOPTED BY ORDINANCE OR RESOLUTION ARE HEREBY INCORPORATED HEREIN BY THIS REFERENCE. A SCHEDULE OF ALL BUILDING PERMIT AND OTHER APPLICABLE DEVELOPMENT FEES CAN BE OBTAINED BY CONTACTING THE CITY RECORDER AT CITY HALL AT 503-678-1283.

21. MEASURE 37 CLAIMS ..... Actual Costs - \$500.00 deposit