

RESOLUTION No. R-2011- 1243

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, AMENDING RESOLUTION R-2008-1754 AS AMENDED, THE OFFICIAL SCHEDULE OF FEES TO BE CHARGED FOR PLANNING, ZONING AND ADMINISTRATION APPLICATIONS, ADMINISTRATIVE REVIEW, SPECIAL PERMITS, LEGAL ADVERTISING DOCUMENTS AND REPRODUCTION OF RECORDS, AMENDING ZONING DIVISION FEE SCHEDULE, ADDING NEW FEE FOR MORTGAGE FORECLOSURE REGISTRATION PROGRAM AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Palm Beach County Unified Land Development Code (ULDC), Article 2, Chapter A, Section 1.C.2, provides that the Zoning fees shall be adopted by the Board of County Commissioners; and,

WHEREAS, Resolution R-2008-1754, amending the Official Schedules of Fees to be charged by Planning, Zoning and Administration Divisions of the Planning Zoning and Building Department was approved by the Board of County Commissioners on October 7, 2008 and subsequently was corrected in Resolution No. R-2009-1049 and amended in Resolution No. 2010-0311; and,

WHEREAS, it is desirable to recover the costs of Zoning services resulting from amendments to the Unified Land Development Code; and,

WHEREAS, it is necessary to establish fees to implement the recently adopted "Mortgage Foreclosure Registration" program; and,

WHEREAS, the fee schedule approved by Resolution R-2008-1754 as amended, provides the adjustment of fees each year according to Consumer Price Index (CPI) commencing 2012, so that fees do not lag far behind the cost of the services provided; and,

WHEREAS, it is necessary for Planning, Zoning and Building Department to establish fees and changes in the cost of providing services as shown in Attachment A.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:

SECTION 1.

The official schedule of fees for planning, zoning applications, special permits, legal advertising, documents, reproduction of records and foreclosure registration is hereby amended as shown in Attachment A.

SECTION 2.

The Planning, Zoning and Building Department has the authority to publish and update as necessary a consolidated Planning, Zoning and Administration Division and Foreclosure Registration Fee Schedule, reflecting fees approved by the Board of County Commissioners by resolution .

SECTION 3.

All resolutions or proceedings or parts thereof in conflict with the provisions of this resolution are hereby repealed.

SECTION 4.

This resolution shall take effect on August 29, 2011.

SECTION 5.

Should any section, paragraph, sentence clause or word of this resolution be held to be unconstitutional, inoperative, or void, such holding shall not affect the validity of the remainder of the resolution.

The foregoing Resolution was offered by Commissioner Vana, who moved its adoption. The motion was seconded by Commissioner Abrams, and upon being put to a vote, the vote was as follows:

- | | |
|---------------------------------------|----------|
| Commissioner Karen T. Marcus, Chair | - Aye |
| Commissioner Shelley Vana, Vice Chair | - Aye |
| Commissioner Paulette Burdick | - Aye |
| Commissioner Steven L. Abrams | - Aye |
| Commissioner Burt Aaronson | - Absent |
| Commissioner Jess R. Santamaria | - Aye |
| Commissioner Priscilla A. Taylor | - Aye |

The Chair thereupon declared the resolution was duly passed and adopted on August 29, 2011.

Filed with the Clerk of the Board of County Commissioners on 29th of August, 2011.

This resolution is effective when filed with the Clerk of the Board of County Commissioners.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

SHARON R. BOCK,
CLERK & COMPTROLLER

BY: 
COUNTY ATTORNEY

BY: 
DEPUTY CLERK COUNTY
FLORIDA



ATTACHMENT A

**Zoning Division Proposed Fee Schedule
Amend Existing Fees and Add New Fees**

Description	2007 Full Cost Analysis	95% of Full Cost	2009 Proposed New Fee: 2-year plan @ 50%; 3-year plan @ 35% (round up decimals)	2010 Proposed New Fee 3-year plan @ 35%	2011 Proposed New Fee 3-year plan
TYPE II VARIANCE/DEVIATION/WAIVER (Community Development Review Section)					
Type II Variance – Concurrent, Tower waiver/Deviation	\$2,361	\$2,242.95	\$1142.53	\$1,735.07	\$2,242.95
<u>Tower Waiver</u>	<u>\$2,361</u>	<u>\$2,242.95</u>	<u>\$1142.53</u>	<u>\$1,735.07</u>	<u>\$2,242.95</u>
Description					
	2011 Full Cost Analysis	2011 Proposed New Fees (round up decimals)			
TYPE I OR II WAIVER					
Type I or II Waiver and includes a max. of 5 Waivers	\$2,409.39	\$2,410.00			
Additional Fee for Requests greater than 5 Waivers (each Waiver)	\$100.00	\$100.00			

**Code Enforcement Proposed Fee Schedule
Add New Fees**

Description	Fee	Note
Mortgage Foreclosure Registration	\$150 each registration	50% of each registration will go to PZB and 50% will go to the vendor