

ORDINANCE NO. 2005-08

**AN ORDINANCE ESTABLISHING FEES UNDER
LAFAYETTE STORMWATER CODE**

WHEREAS, this City Council of the City of Lafayette has previously enacted the City of Lafayette Stormwater Code which established a regulatory mechanism for stormwater quality management including the issuance of stormwater management permits and stormwater management review; and

WHEREAS, the Stormwater Code contains a provision for the reimbursement of Lafayette's actual costs of issuing such permits and conducting such reviews; and

WHEREAS, Lafayette has investigated its costs and computed uniform costs of reimbursement which would be more appropriate to charge.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAFAYETTE, THAT:

1. The current text of Lafayette City Code § 8.08.650 A. and B. is deleted and replaced with the following:

A. Permit Fees: Together with the application and accompanying materials for stormwater management permit or for stormwater review under §§ 8.08.610 or 8.08.630, the applicant shall also submit Review Fees in accordance with the following schedule:

Acreage	Residential (per unit)	Commercial	Industrial
0 up to less than ½	\$150	\$250	\$250
Equal to or greater than ½ up to less than 1	\$200	\$300	\$300
Equal to or greater than 1 up to less than 3	\$350	\$500 + \$40 per lot	\$500 + \$40 per lot
Equal to or greater than 3 up to less than 5	\$500	\$750 + \$40 per lot	\$750 + \$40 per lot
Equal to or greater than 5	\$500 + \$20 per lot	\$750 + \$40 per acre	\$750 + \$40 per acre

- B. Additional Fees. The applicant shall also agree to pay and shall pay when applicable the following additional fees:

Additional Permit Fees		
SWPPP Review	Third and subsequent submissions	\$ 150 each
Additional Inspections	During the construction process resulting from inadequate site conditions or additional post-construction inspections	\$ 50 each
Grading Plan Revision	For each additional revision	\$ 25 each
Engineering Review (not required for single lot review)	Applicable if Out-sourced	At Cost

Upon approval of the applicant's final stormwater management plan, the City Engineer will furnish a written statement to the applicant specifying the total Additional Fees.

As a condition of approval of final drainage plans by the City of Lafayette, applicant shall pay to the City of Lafayette Clerk the sum set forth in said statement. The City of Lafayette may issue such a billing statement before the project advances to the final approval stage, and such payment is due by applicant upon receipt of said billing statement regardless of whether the project is advanced to the final approval stage.

The City of Lafayette shall have the right to not accept the drainage improvements or to not approve the advancement of any project for which the Additional Fees have not been paid.

2. This Ordinance shall be effective from and after its execution and publication as provided by law.

ADOPTED AND PASSED BY THE COMMON COUNCIL OF THE CITY OF LAFAYETTE,
INDIANA, this __ day of _____, 2005.

Steven P. Meyer, President

ATTEST:

Cindy Murray, City Clerk

Presented by me to the Mayor of the City of Lafayette, Indiana, this __ day of _____,
2005, for his signature and approval.

Cindy Murray, City Clerk

Approved and signed by me as Mayor of the City of Lafayette, Indiana, this ___ day of
_____, 2005.

Tony Roswarski, Mayor

Cindy Murray, City Clerk

Sponsored by Edward Chosnek, City Attorney