

**CITY OF JOPLIN
COUNCIL AGENDA ITEM**

ITEM

Council Bill 2022-508 – Approving a fee for the newly created parklet permit

MEETING DATE

April 4, 2022

ORIGINATING DEPT

Finance

ATTACHMENTS

CB 2022-508 Ordinance

REVIEWED BY

Department Head: Leslie Haase; Public Works Director: David Hertzberg; City Attorney: Peter Edwards; City Manager: Nick Edwards

SUMMARY

This Council Bill establishes a fee for the newly created parklet permit.

BACKGROUND

On March 21st, the Council approved an ordinance that allows the Public Works department to issue permits for parklets as set forth in the parklet regulations included in the ordinance. The permit will require inspections by the Public Works Department to ensure the parklets are safe for the Community and meet the parklet permit regulations. As such, this ordinance adopts the fee of \$150.00 for each parklet permit issued to help recover the costs incurred by the City. User fees should recover most of the related cost of providing the service, so general taxes are not supporting services for specific users. Under Hancock provisions, the City is only allowed to recover the cost of providing the service.

The fee will be effective on May 9, 2022.

FUNDING SOURCE

This item is not applicable for a new revenue.

RECOMMENDATION

Staff recommends this council bill be approved on first reading.

AN ORDINANCE repealing Section 106-62, Plan Review and Permit Fees, Article III, Improvement Permits, of Chapter 106, Streets, Sidewalk and Other Public Places, of the Code of Ordinances of the City of Joplin and enacting in lieu thereof a new Section 106-62, Plan Review and Permit Fees, Article III, Improvement Permits, of Chapter 106, Streets, Sidewalks and Other Public Places, of the Code of Ordinances of the City of Joplin to implement certain fee changes; and setting a date when this Ordinance shall become effective.

WHEREAS, the Council of the City of Joplin passed a new ordinance allowing the installation and usage of parklets as set forth in the regulations for said parklets; and,

WHEREAS, the City of Joplin will incur costs to inspect the parklets for the benefit of the community; and,

WHEREAS, the Council of the City of Joplin desires to establish a new fee to help recover the cost of this service.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Joplin, Missouri, as follows:

Section 1. That Section 106-62, Plan Review and Permit Fees, Article III, Improvement Permits, of Chapter 106, Streets, Sidewalks and Other Public Places, be repealed and a new Section 106-62, Plan Review and Permit Fees, Article III, Improvement Permits, of Chapter 106, Streets, Sidewalks and Other Public Places of the Code of Ordinances of the City of Joplin be enacted in lieu thereof to read as follows:

"ARTICLE III. IMPROVEMENT PERMITS

Sec. 106-62. Plan Review and Permit Fees.

(1) Before any permit shall be issued under the provisions of this article, the applicant therefor shall pay a fee determined as follows:

- a. *Driveway.* The fee for driveway permits shall be as follows:
 - i. Residential - \$50.00
 - ii. Commercial - \$100.00
- b. *Sidewalk.* The fee for sidewalk permits shall be as follows:
 - i. Residential - \$50.00
 - ii. Commercial - \$100.00
- c. *Curb & Gutter.* The fee for curb and gutter permits shall be as follows:
 - i. Residential - \$50.00

ii. Commercial - \$100.00

d. *Stormwater*. The fee for stormwater permits shall be as follows:

i. Commercial - \$100.00

(2) *Special Event Permit*. When a special event held within the limits of the City of Joplin requires city labor and materials, the applicant therefor shall pay a fee of \$150.00 per special event.

(3) *Parklet Permit*. When a parklet permit is issued within the limits of the City of Joplin as set forth in the parklet regulations, the applicant therefor shall pay a fee of \$150.00 per parklet.

(4) *Road Closure Permit*. When a road or street within the limits of the City of Joplin requires a temporary closure for construction, utility repairs, special events or any other reason, the applicant therefor shall pay a fee of \$75.00 per road closure.

(5) *Plan Review*. Where an engineering plan review is required for any reason, fees shall be collected for such plan review as follows:

- a. *Engineering Commercial Plan Review* fee shall be .001 multiplied by the value of the project, with a maximum cap of \$2,500.00 per plan review.
 - i. The value of the project in this section shall be computed by one of the following methods and approved by the Public Works Director, but in no case shall the value of the project be less than the minimum set forth in this section.
 - a) Provided by the person applying for the permit and verified by the Public Works Director.
 - b) Calculated using the Building Valuation Data published in the Building Safety Journal each February issue (on file in the City Clerk's office) based on square footage of the project, and modified for the City of Joplin, using a multiplier of 0.87.
 - ii. The minimum value of the project shall be calculated using the Building Valuation Data published in the Building Safety Journal each February issue (on file in the City Clerk's office) based on square footage of the project, and modified for the City of Joplin, using a multiplier of .65.
- b. *Engineering Residential Subdivision Plan Review* fee shall be assessed upon the submission of a preliminary plat in the amount of \$100.00, plus \$10.00 per lot. The fee shall be paid at the time the preliminary plat is submitted and shall apply to approval of the preliminary plat and final plat, provided that the final plat includes the same area as the preliminary plat.

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- c. *Engineering Traffic Control Plan Review* fee shall be assessed upon the submission of a temporary roadway closure plan for traffic lane adjustments in the amount of \$50.00 per plan. The fee shall be paid at the time the plan is submitted.

(6) *Fee Review Process.*

City Council shall review the costs of services with all user fees at least on a biennial basis during the budget process to determine the appropriateness of the fees charge."

Section 2. That this ordinance shall become effective on May 9, 2022.

PASSED BY THE COUNCIL OF THE CITY OF JOPLIN, MISSOURI, this

_____ day of _____, 2022.

Mayor

ATTEST:

Holly Nagy, City Clerk

APPROVED AS TO FORM:

Peter C. Edwards, City Attorney