

AN ORDINANCE 2009-09-17-07310

ADDING AND REVISING FEES ASSOCIATED WITH THE PLANNING AND DEVELOPMENT SERVICES DEPARTMENT AND AMENDING CORRESPONDING SECTIONS OF THE CITY CODE TO REFLECT SUCH CHANGES.

* * * * *

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The City Code of San Antonio, Texas is hereby amended by adding language that is underlined (added) and deleting the language that is stricken (deleted) to the existing text as set forth in this Ordinance.

SECTION 2. Chapter 6, Article III entitled "Building Code" of the City Code of San Antonio, Texas, is amended clarifying portions of Section 6-38 entitled "Building Code Fee Schedule" and adding two new fees as follows:

Sec. 6-38. Building Code Fee Schedule.

Commercial Plan Review Fees

Planning and Development Services establishes minimum values for the cost of commercial construction based upon the costs per square foot as published and updated by the International Code Council and used with the Army Corp of Engineers' modifier for the City of San Antonio. This value is established at the time the building plans are submitted. Additional valuation checks may be performed by the plans examiners during their review of the plans.

	\$100.00
Valuation \$0 - \$1,000	
Valuation \$1,001 - \$200,000	\$100.00+\$1.60/\$1,000, or fraction thereof, over \$1,000
Valuation \$200,001 - \$1,000,000	\$418.40+\$1.50/\$1,000, or fraction thereof, over \$200,000
Valuation \$1,000,001 - \$5,000,000	\$1,618.40+\$0.75/\$1,000, or fraction thereof, over \$1,000,000
Valuation \$5,000,001+	\$4,618.40+\$0.50/\$1,000, or fraction thereof, over \$5,000,000

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Document Management Fee	<u>\$1.31 for each plan sheet and \$0.14 for each legal size or smaller page {Cost plus 10% handling charge}</u>
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Re-inspection Fee	\$50.00
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Median and Turn Lane Review (Outside of Plat) per hour \$100.00

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Commercial

Occupant Load Adjustment Fee per hour \$100.00

SECTION 3. Chapter 6, Article XIII entitled “International Residential Code” of the City Code of San Antonio, Texas, is amended by adding a new home improvement contractor appeal section and amending various fees as follows:

License and Registration Fees

Home Improvement Contractor - Initial – City License	<u>\$75.00</u> [\$110.00]
Home Improvement Contractor - Renewal – City License	<u>\$75.00</u> [\$60.00]
<u>Home Improvement Contractor - Appeal</u>	<u>\$75.00</u>
Home Improvement Contractor -duplicate license (plus tax)	\$5.00
Salesman Initial City License	\$60.00
Salesman Renewal City License	\$35.00
Salesman duplicate City license (plus tax)	\$5.00

SECTION 4. Chapter 24, Article II entitled “Plumbing Code, section 24-14 entitled “Plumbing Code Fee Schedule” is amended by adding provisions for “Commercial Existing Backflow Test & Maintenance Report”and deleting annual license and irrigation contractor registration fees:

Plumbing License and Registration Fees

{Annual State License Registration for Master License}	[\$85.00]
{Plumbing Annual State License Registration for Master with Medical Gas}	[\$85.00]
Water Treatment Contractor Annual State License Registration Fee	\$85.00
Annual Irrigation Contractor Registration Fee	\$85.00

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Commercial Existing Backflow Test & Maintenance Report

<u>1 – 6 Reports per Address</u>	<u>\$5.00</u>
<u>6 -10 Reports per Address</u>	<u>\$30.00</u>
<u>11-20 Reports per Address</u>	<u>\$35.00</u>
<u>21-30 Reports per Address</u>	<u>\$40.00</u>
<u>31-40 Reports per Address</u>	<u>\$45.00</u>
<u>41 + Reports per Address</u>	<u>\$45.00 +</u>
	<u>\$5.00 per each</u>
	<u>group of 10</u>

test &
 Maintenance
 reports or part
 thereof

Residential Existing Backflow Test & Maintenance Report (per Address) \$5.00

SECTION 5. Chapter 35 “Unified Development Code,” Appendix C, Section 35-C102 entitled “Zoning Fees” of the City Code of San Antonio, Texas, is amended to include the underlined language:

Sec. 35-C102. Zoning Fees.

* * * * *

(b) Fees Established. The following fees are established for zoning cases and zoning related matters. All fees shall be paid at the time an application is filed or the service is requested.

(A) Permit, Development Order, Document or Action	(B) Fee Amount
Change in Zoning Application	0 to .5 acre.....\$770.00 ea. 0.5 to 5.0 acres.....\$1,725.00 ea. 5.01 to 10.0 acres.....\$3,110.00 ea. 10.01 to 25.0 acres.....\$5,500.00 ea. 25.01 acres or more.....\$5,690.00 ea. plus \$110.00/acre up to \$11,500.00/max
<u>Expedited Zoning Case Fee</u>	<u>0 to .5 acre.....\$1,540.00 ea.</u> <u>0.5 to 5.0 acres.....\$3,450.00 ea.</u> <u>5.01 to 10.0 acres.....\$6,220.00 ea.</u> <u>10.01 to 25.0 acres.....\$11,000.00 ea.</u> <u>25.01 acres or more.....\$11,380.00ea.</u> <u>plus \$220.00/acre up to \$23,000.00/max</u>
* * * * *	* * * * *
{Zoning Nonconforming rights registration fee}	{\$75.00}
<u>Non-Conforming Use Pre-Application/Research Fee (per request)</u>	<u>\$75.00</u>
<u>Non-Conforming use Registration Fee</u>	<u>\$75.00</u>

<u>Non-Conforming Use Verification Letter Fee</u>	<u>\$150.00 per request</u>
* * * * *	* * * * *
<u>Variance Verification Letter</u>	<u>150.00 per request</u>
* * * * *	* * * * *
<u>Postponement/Withdrawal Fee for Neighborhood Plan Amendments</u>	<u>\$400.00 per request</u>
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SECTION 6. Chapter 35 “Unified Development Code,” Appendix C, Section 35-C103 entitled “Subdivision and Platting Fees” of the City Code of San Antonio, Texas, is amended as follows:

Sec. 35-C103. Subdivision and Platting Fees.

The following fees are established for plats and subdivision related matters. Platting fees shall be paid at the time of plat application. Any adjustments to the platting fees and other plat related fees shall be paid at the time of formal plat filing. Other fees shall be paid at the time of application.

TABLE INSET:

(A) Permit Development Order, Declaration of Action	(B) Fee Amount
{Major subdivision plat fees}	{Base fee.....\$625.00 Single-family development (per lot*).....\$75.00 Non-single-family development (per acre*).....\$550.00 —[\$595.00]}
Major Subdivision Plats Fees	
<u>Single-Family Development Base Fee</u>	<u>\$625.00</u>
<u>Plus a per lot</u>	<u>\$80.00</u>
<u>Non-Single-Family Development Base Fee</u>	<u>\$625.00</u>
<u>Plus a per acre Fee</u>	<u>\$550.00</u>
<u>Per Lot Addressing Fee</u>	<u>\$5.00</u>

[Minor plats]	{0 to 3 acres.....\$595.00 3.1 to 10 acres.....\$805.00 10.01 to 20 acres.....\$1,075.00 20.1 or greater.....\$1,610.00 Per lot.....\$75.00 [\$75.70] Per acre over 20.1.....\$110.00}
Minor Subdivision Plats (not to exceed 4 lots)	
<u>All Fees include a per Lot Fee</u>	<u>\$80.00</u>
<u>Plus a flat fee based upon the number of acres</u>	
<u>0 – 3 acres</u>	<u>\$595.00</u>
<u>3.01 – 10 acres</u>	<u>\$805.00</u>
<u>10.01 – 20 acres</u>	<u>\$1,075.00</u>
<u>>20 acres (fee includes the below base and per acre fee, plus the lot fee) Base Fee</u>	<u>\$1610.00 Plus \$110.00 per acre fee for each acre over 20</u>
<u>Subdivision Filing Fee</u>	<u>\$250.00</u>
* * * * *	* * * * *
<u>Subdivision special request fee (per reviewer, per hour, (1 hour minimum)</u>	\$250.00
<u>Plat & Plan Review (per hour/ reviewer</u>	<u>\$100.00</u>
* * * * *	* * * * *
<u>BSL (building setback line) replat (excludes notification fee)</u>	\$200.00
* * * * *	* * * * *
<u>Plat & Plan Review per hour/ reviewer</u>	<u>\$100.00</u>
* * * * *	* * * * *
<u>[Subdivision street light request fee]</u>	<u>[\$125.00]</u>
* * * * *	* * * * *
<u>[Design criteria manual]</u>	<u>[\$45.00]</u>
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SECTION 7. Wherever a fee amended or established for a specific code section by this Ordinance is reflected in the Fee Schedule for the Planning and Development Services Department, the Fee Schedule shall be amended to reflect the new or amended fee.

SECTION 8. To the extent there is a conflict with another Ordinance or provision of the City Code, this Ordinance shall supersede.

SECTION 9. Notice of these changes to the Unified Development Code shall not require the publication in an official newspaper of general circulation in accordance with Chapter 25, Article IV, Division 1, Table 403-1.

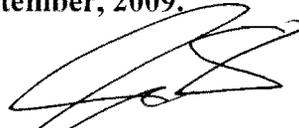
SECTION 10. All other provisions of the City Code of San Antonio, Texas shall remain in full force and effect unless expressly amended by this Ordinance.

SECTION 11. Should any Article, Section, Part, Paragraph, Sentence, Phrase, Clause, or Word of this ordinance, for any reason be held illegal, inoperative, or invalid, or if any exception to or limitation upon any general provision herein contained be held to be unconstitutional or invalid or ineffective, the remainder shall, nevertheless, stand effective and valid as if it had been enacted and ordained without the portion held to be unconstitutional or invalid or ineffective.

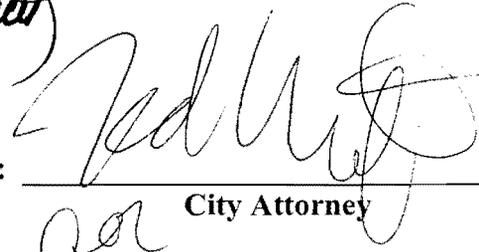
SECTION 12. The publishers of the City Code of San Antonio, Texas are authorized to amend said Code to reflect the changes adopted herein and to correct typographical errors and to format and number paragraphs to conform to the existing code.

SECTION 13. This Ordinance shall take effect October 1st, 2009.

PASSED AND APPROVED this 17th day of September, 2009.


M A Y O R
JULIÁN CASTRO

ATTEST: 
City Clerk

APPROVED AS TO FORM: 

City Attorney


Agenda Item:	7						
Date:	09/17/2009						
Time:	10:18:37 AM						
Vote Type:	Motion to Approve						
Description:	Consideration of Ordinances establishing new fees and amending or repealing existing fees within the General Fund, specifically within the Animal Care Services, City Clerk, Customer Service and 311, Downtown Operations, Fire, Health, Housing and Neighborhood Services, Library, Municipal Court, Parks and Recreation, Police, Public Works; and within the Airport Operating & Maintenance Fund, Juvenile Case Manager Fund, Parking Fund, Planning & Development Services Fund, Purchasing and Contract Services Fund, and the Solid Waste Fund; and amending the City Code to reflect such changes. [Sheryl Sculley, City Manager; Peter Zaroni, Director, Management and Budget]						
Result:	Passed						
Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Julián Castro	Mayor		x				
Mary Alice P. Cisneros	District 1		x				
Ivy R. Taylor	District 2		x				
Jennifer V. Ramos	District 3		x				
Philip A. Cortez	District 4		x			x	
David Medina Jr.	District 5		x				
Ray Lopez	District 6		x				
Justin Rodriguez	District 7		x				
W. Reed Williams	District 8		x				
Elisa Chan	District 9		x				
John G. Clamp	District 10		x				x

AFFIDAVIT OF PUBLICATION

Before me, the undersigned authority, on this day personally appeared Helen I. Lutz, who being by me duly sworn, deposes and says that she is the Publisher of *The Hart Beat*; that said newspaper is generally circulated in San Antonio, Bexar County, Texas; that the attached notice was published in said newspaper on the following date(s):

September 25, 2009

Subscribed and sworn to before me this 25th day of September, 2009, to certify which witness my hand and seal of office.



Helen I. Lutz, Publisher

PUBLIC NOTICE

AN ORDINANCE

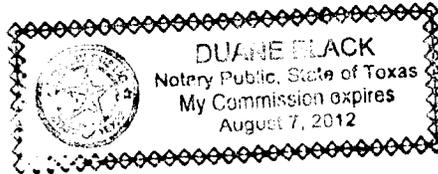
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PASSED AND APPROVED this 17th day of September, 2009.

**/S/ JULIÁN CASTRO
MAYOR**

**ATTEST: LETICIA VACEK
CITY CLERK
9/25**



Notary Public in and for the State of Texas

Duane Black

Name of Notary

My commission expires August 7, 2012