

ORDINANCE 26-2007

AN ORDINANCE AMENDING APPENDIX D OF CHAPTER 158 PERTAINING TO ZONING AND BUILDING PERMIT FEES OF THE HOPKINSVILLE CODE OF ORDINANCES

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HOPKINSVILLE, KENTUCKY AS FOLLOWS:

SECTION ONE

That Appendix D of Chapter 158 of the Hopkinsville Code of Ordinances hereby be amended to read as follows:

APPENDIX D: ZONING AND BUILDING PERMIT FEES

(A) The City Council shall, by ordinance, establish a schedule of fees, charges, and expenses and a collection procedure for zoning permits, building permits, amendments, appeals, variances, conditional use permits, plan approvals, and other matters pertaining to the administration and enforcement of land use ordinances that require investigations, legal action, advertising, postage, and other expenses. The schedule of fees shall be posted in the office of the Zoning Inspector and may be altered or amended only by the City Council. Until all applicable fees, charges and expenses have been paid in full, no action shall be taken on any application or appeal.

(B) There is hereby established the following fees, charges, and expenses:

	Activity	Fee
1	Dimensional variance*	\$100 plus \$5 per adjoining property owner Effective 07/01/08: \$125 plus \$5 per adjoining property owner Effective 07/01/09: \$150 plus \$5 per adjoining property owner
2	Conditional use*	\$100 plus \$5 per adjoining property owner Effective 07/01/08: \$125 plus \$5 per adjoining property owner Effective 07/01/09: \$150 plus \$5 per adjoining property owner
3	Interpretation**	\$100 Effective 07/01/08: \$125 Effective 07/01/09: \$150
4	BZA Rehearing Fee***	\$250 plus \$5 per adjoining property owner Effective 07/01/08: \$275 plus \$5 per adjoining property owner Effective 07/01/09: \$300 plus \$5 per adjoining property owner

5	Street closing*	\$100 Effective 07/01/08 \$125 Effective 07/01/09 \$150
6	Stormwater management plan review*	\$100 Effective 07/01/08: \$125 Effective 07/01/09: \$150
7	Flood safety and protection plan review*	\$100 Effective 07/01/08: \$125 Effective 07/01/09: \$150
8	Site plan review*	\$150 Effective 07/01/08: \$175 Effective 07/01/09: \$200
9	Rezoning*	\$125 plus \$5 per adjoining property owner Effective 07/01/08: \$175 plus \$5 per adjoining property owner Effective 07/01/09: \$200 plus \$5 per adjoining property owner
10	Minor subdivision plat review*	\$15 per lot Effective 07/01/08: \$17.50 per lot Effective 07/01/09: \$20 per lot
11	Major subdivision plat review	
12	Preliminary plat*	\$125 Effective 07/01/08 \$150 Effective 07/01/09: \$175
13	Final plat*	\$10 per lot
14	Plan amendment*	\$50
15	Home Occupation (Administrative Review)	\$50

*Effective 07/10/2010: All fees contained above are adjusted annually for the Consumer Price Index, per Kentucky Governor's Office for Local Development, applicable to the preceding year.

**In cases where the Board of Zoning Adjustment rules in favor of an applicant, the appeal petition fee is refunded.

***BZA Rehearing Fees apply to instances where the Board of Zoning Adjustment has previously decided a case for the same applicant, the same use, and the same property within the preceding 24 months. This fee also applies in cases where (1) a rehearing is necessitated by procedural deficiencies resulting from actions or omissions of the applicant, or (2) the case is withdrawn and resubmitted after notice of the public hearing has been provided pursuant to the code.

(C) There is hereby established the following fees for zoning/building permits for construction covered by the Kentucky Building Code:

	Amount of Application	Fee
1	\$1,000 and less	\$15
2	\$1,000 to \$50,000	\$15 for the first \$1,000 plus \$5 for each additional thousand or fraction thereof, to and including \$50,000
3	\$50,000 to \$100,000	\$260 for the first \$50,000 plus \$4 for each additional thousand or fraction thereof, to and including \$100,000
4	\$100,000 to \$500,000	\$460 for the first \$100,000 plus \$3 for each additional thousand or fraction thereof, to and including \$500,000
5	\$500,000 and up	\$1,660 for the first \$500,000 plus \$2 for each additional thousand or fraction thereof
6	Single family dwellings, residential additions, and accessory structures	\$0.13 per square foot

Computation of Cost

The estimated construction cost for zoning/building permits shall be based on the following table:

	Use Groups	Cost Per Square Foot			
		Type 1	Type 2	Type 3	Type 4 and 5
1	A-1-A Assembly, Theaters (w/ Stage)	\$ 71.02	\$ 68.76	\$ 60.67	\$ 53.50
2	A-1-B Assembly, Theaters (No Stage)	61.80	56.56	51.44	43.40
3	A-2 Assembly, Night Club	40.16	36.42	34.72	29.82
4	A-3 Assembly, (Restaurants)	40.20	36.39	34.52	30.73
5	A-4 Assembly, (Churches)	53.29	48.39	42.74	35.34
6	B Business	49.09	44.18	51.20	31.14
7	E Educational	53.29	48.39	42.74	35.35
8	F 1&2 Factory & Industrial	26.16	22.80	19.37	14.90
9	H High Hazard	25.83	19.27	19.03	14.57
10	I-Institutional (Supervised)	46.51	43.60	39.48	33.34
11	I-2 (Incapacitated)	75.67	70.76	65.11	58.43
12	I-3 (Restrained)	65.16	60.26	53.96	47.91
13	M Mercantile (Retail Sales)	29.92	26.54	24.04	17.66
14	R-1 Residential (Hotels)	51.22	47.61	42.52	35.93
15	R-2 Residential (Multi-family)	47.24	44.47	38.93	22.34
16	S 1&2 Storage (Low & Moderate	25.82	22.47	19.04	14.57

(Above Table subject to change per subsequent amendment to the Kentucky Building Code.)

17	Zoning/building permit 1 & 2 family dwellings	\$50
18	Zoning/building permit for 1 & 2 family accessory structures (garages, carports, additions, pools, and the like)	\$25
19	Permanent sign	\$25 plus \$1 per sq. ft.
20	Temporary signs	\$120 per yr.
(A temporary sign is used to promote a business or service. Such signs shall be non-illuminated and shall not have wheels or skids. All such signs shall be adequately anchored so as not to create a safety hazard. One temporary sign shall be permitted for each lot and may be a maximum size of 32 square feet. All temporary sign permits shall be renewed annually.)		
21	Electrical permit	\$10
22	Moving a structure (in addition to any fees under KBC)	\$20
23	Partial release permit (footer/foundation, and so on)	\$10

Late charge for commencing construction without a zoning/building permit will be 100% of the normal permit fee, in addition to the normal permit fee. In no instance will the late charge be less than \$50 or exceed \$500. Construction begins when concrete is poured and/or materials are utilized on site. A \$10 penalty will also be levied against the contractor/owner for not posting the building permit in a visible place which can be viewed from the street.

Construction plan review fees will be based on the fee schedule in the latest edition of the Kentucky Building Code.

(D) The Hopkinsville-Christian County Planning Commission is authorized to charge fees for processing applications and permits in accordance with the above schedule of fees, charges and expenses. On at least a quarterly basis, the Commission shall provide to the city an accounting of the permits issued and fees collected.

SECTION TWO

If any section, subsection, sentence, clause or phrase of this ordinance is for any reason held unconstitutional or otherwise invalid, such infirmity shall not affect the validity of the remaining portions of this ordinance.

SECTION THREE

Any and all existing ordinances inconsistent with this ordinance are hereby repealed.

SECTION FOUR

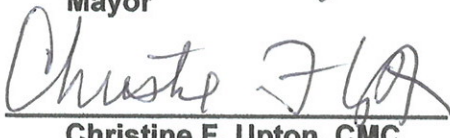
This ordinance shall take effect after its passage and publication according to law.

**ORDINANCE 26-2007
AMEND APPENDIX D OF CHAPTER 158
ZONING AND BUILDING PERMIT FEES**

PUBLICLY READ AND PASSED FIRST TIME: August 7, 2007

PUBLICLY READ AND PASSED SECOND TIME: August 21, 2007

APPROVED: 
J. Daniel Kemp
Mayor

ATTEST: 
Christine F. Upton, CMC
City Clerk