



Ordinance No:	<u>2020-14</u>
Introduced by Town Council:	<u>12/14/2020</u>
Public Hearing:	<u>01/11/2021</u>
Enacted:	<u>01/1/2021</u>
Effective:	<u>02/10/2021</u>

ORDINANCE

AMENDING ARTICLE XVI, SCHEDULE OF FEES, TO SPECIFY THE PUBLIC WAYS AND PROPERTY PERMIT APPLICATION FEE FOR PROPOSED WORK IN A PUBLIC WAY OR ON TOWN PROPERTY THAT IS ADJOINING PROPERTY OWNED BY THE APPLICANT

PART 1. Background

The Town of Washington Grove requires a Public Ways and Property Permit for any excavating or other work in a public way or on Town property within the corporate limits of the Town. This permit must be obtained from the Town through its Planning Commission, and the fee for this permit is specified in Article XVI, Schedule of Fees, Section 11.

PART 2. Planning Commission Recommendation

The Planning Commission has considered the recent situations where work has been completed in a public way or on Town property to make improvements for the benefit of adjoining private properties, including new driveway aprons, drainage culverts, and walkway connections. The Planning Commission has concluded that the Public Ways and Property Permit process helps to ensure that such work is completed consistent with public safety and the protection of public property. The Planning Commission recommends that the Public Ways and Property Permit Application Fee be reduced to \$10.00 for proposed work in a public way or on Town property that is adjoining real property owned by the permit applicant in order to encourage property owners to engage with this permit process.

PART 3. The Town Council enacts the following amendments to Article XVI, Schedule of Fees:

Section 11. Public Ways and Property Permit Fees

(a) APPLICATION FEE –

- FOR PROPOSED WORK IN A PUBLIC WAY OR ON TOWN PROPERTY THAT IS ADJOINING REAL PROPERTY OWNED BY THE APPLICANT, THE PUBLIC WAYS AND PROPERTY PERMIT APPLICATION FEE IS \$10.00.
- FOR ALL OTHER PROPOSED WORK IN A PUBLIC WAY OR ON TOWN PROPERTY, the public ways and property permit application fee is \$100.00.

(b) AGREEMENT FEE – The public ways and property agreement fee is \$500.00 for

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a single agreement that includes up to five communications facilities, with an additional \$100.00 for each communication facility beyond five.

- (c) USE FEE – The public ways and property use fee is \$270.00 per communication facility recurring on an annual basis.

PART 4. EFFECTIVE DATE: This Ordinance shall become effective thirty (30) days from the date of enactment hereof in the absence of a petition by qualified voters as set forth in Section 15 of the Charter of the Town.

ENACTED THIS _____ DAY OF _____, 20__.

TOWN OF WASHINGTON GROVE

Mayor

ATTEST:

Town Clerk

Date