



Albemarle County

Legislation Details

File #: 18-535 **Version:** 1 **Name:**

Type: Zoning Text Amendment **Status:** Passed

File created: 4/3/2018 **In control:** Board of Supervisors

On agenda: 11/7/2018 **Final action:** 11/7/2018

Title: ZTA201800005 Section 35 Fees. To receive public comment on its intent to adopt the following ordinance to amend Chapter 18, Zoning, of the Albemarle County Code: (1) Amend Section 18-35.1 (Fees) in order: (i) to delete the fee for a citizen-initiated zoning text amendment; (ii) to delete the fee to defer scheduled public hearings at the applicant's request, but to extend existing notice fees to the re-advertisement and notification of a public hearing after advertisement of a public hearing and a deferral is made at the applicant's request; (iii) to require applicants to pay calculated notification and legal advertisement costs for citizen-initiated zoning map amendments solely pertaining to proffers that do not affect use or density, when the board of supervisors authorizes alternative application and procedural requirements under Section 18-33; (iv) to add a fee of \$1,770 to reapply for a zoning map amendment or a special use permit that is substantially the same as a withdrawn application, when authorized by the Board of Supervisors; (v) to add an initial notice fee of \$435, to be provided in conjunction with application, for preparing and mailing notices and published notice, except for uses under Sections 18-5.1.47 and 18-5.2A, or applications submitted under Section 18-30.7.6, for which there would be no fee; and (vi) to add a notice fee of \$220 for farmers' markets for published notice under Section 35.1(b)(6); (2) Amend Section 18-35.2 (Calculation of Fees in Special Circumstances) to limit the availability of the reduced fee when there is a simultaneous review of an application for a zoning map amendment or a special use permit and a site plan or subdivision plat to only when an application for a special use permit for outdoor display and sales is reviewed simultaneously with a site plan; (3) Amend Section 18-35.3 (Mode and Timing for Paying Fees) to allow zoning application fees to be paid by credit or debit card; (4) Amend Section 18-35.4 (Fee Refunds) to allow initial notice fees to be refunded if a zoning application is withdrawn within 70 days after the date the application is officially submitted; and (5) Amend Section 18-35.5 (Pre-Existing Use Fee Waiver) to eliminate pre-existing use fee waivers for zoning text amendments. The proposed fees and fee increases are authorized by Virginia Code §§ 15.2-2241(9) and 15.2-2286(A)(6).

Sponsors:

Indexes:

Code sections:

Attachments: 1. PC Transmittal Summary, 2. Attach. A - Staff Report, 3. Attach. A1 - Legal Description, 4. Attach. A2 - August 7 2018 Staff Report, 5. Attach. A3 - Proposed Section 33, 6. Attach. B - PC Action Memo, 7. Attach. C - PC Minutes, 8. Attach. D - Proposed Ordinance

Date	Ver.	Action By	Action	Result
11/7/2018	1	Board of Supervisors	adopted	Pass