

ORDINANCE 2012-13

**TO BE ENTITLED, "AN ORDINANCE TO AMEND SECTION 14-202 OF THE FRANKLIN MUNICIPAL CODE RELATIVE TO FEES FOR THE PLANNING REVIEW PROCESS."**

**WHEREAS**, due to the cost of materials and labor, it is necessary to set fees for the City of Franklin, Tennessee, to be partially reimbursed for these costs; and

**WHEREAS**, the Board of Mayor and Aldermen has created a separate title in the Franklin Municipal Code for the sole purpose of listing all fees and penalties as assessed by the City, entitled Comprehensive Fees and Penalties; and

**WHEREAS**, the Board of Mayor and Aldermen of the City of Franklin, Tennessee, believes it is in the best interest of the citizens of the City to update this Section to remove the chart setting forth certain fees relative to the planning review process and make reference to Title 22, Comprehensive Fees and Penalties, where the fees will be set forth.

**NOW, THEREFORE:**

**SECTION I: BE IT ORDAINED BY THE BOARD OF MAYOR AND ALDERMEN OF THE CITY OF FRANKLIN, TENNESSEE**, that Section 14-202 of the Franklin Municipal Code is hereby amended to delete the fee chart in its entirety and to add the following text noted in **bold**; and is approved to read as follows:

"TITLE 14

\* \* \*

CHAPTER 2

ZONING ORDINANCE

\* \* \*

**Sec. 14-202. Applications, permits and inspection fees.**

(1) Applications, permits, inspections and fees for inspection and reinspections for the planning review process shall be as required ~~below~~ **in Title 22, Comprehensive Fees and Penalties**, and as may be required by other local, state and federal laws.

(2) Governmental entities and public utilities shall be exempt from applications, permit and inspection fees contained in ~~this chapter~~ **Title 22, Comprehensive Fees and Penalties**. For any materials not covered in ~~the above list~~ **Title 22, Comprehensive Fees and Penalties**, the cost shall be the actual cost of printing. As to any materials not expressly covered by ~~this section~~ **Title 22, Comprehensive Fees and Penalties**, the reasonable administrative interpretation by the Franklin Planning Director shall be final."

**SECTION II: BE IT FINALLY ORDAINED BY THE BOARD OF MAYOR AND ALDERMEN OF THE CITY OF FRANKLIN, TENNESSEE,** that this Ordinance shall take effect from and after its passage on second and final reading, the public health, safety and welfare requiring it.

**ATTEST:**

**CITY OF FRANKLIN, TENNESSEE:**

By: \_\_\_\_\_  
**ERIC S. STUCKEY**  
City Administrator/Recorder

By: \_\_\_\_\_  
**DR. KEN MOORE**  
Mayor

PASSED FIRST READING:

\_\_\_\_\_

PASSED SECOND READING:

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## MEMORANDUM

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February 6, 2012

**TO:** Board of Mayor and Aldermen

**FROM:** Eric Stuckey, City Administrator   
Vernon Gerth, ACA, Community and Economic Development  
Catherine Powers, Director of Planning and Sustainability

**SUBJECT:** Ordinance 2012-13, Amend Section 14-2002 of the Franklin Municipal Code Relative to Fees for the Planning Review Process

### Purpose

The purpose of this memorandum is to provide the Mayor and Board of Alderman (BOMA) with information regarding an amendment to the Municipal Code for a revision to the Fees Schedule for Plan Review, specifically to delete the fee chart in Section 14-202.

### Background

The Planning and Sustainability Department submitted to the BOMA work session a request to revise fees related to the new Development Plan at the January 24, 2012 BOMA. This request would establish the fee for Development Plan Review at \$600, instead of the \$400 required for Concept Plan and \$300 required for Regulating Plan Review.

The request was to amend the fees in Section 14-202 of the Municipal Code.

The City wishes to consolidate all fees in Title 22, Comprehensive Fees and Penalties in order to make this information readily available in one location within the Municipal Code.

This Ordinance deletes the Planning fee chart in Section 14-202. Ordinance 2012-14 will place the fee chart in Title 22, Chapter 14.

### Financial Impact

Not applicable to this item.

### Recommendation

Approval of the Municipal Code amendment is recommended.