

# Ordinance No. 2667

["Beginning July 1, 1998"]

(Amending or Repealing Ordinances)

Repealed by Ord. 3434

Amends  
Ord. 2178 (Dec. 1)  
as amended by  
Ordo. 2249 + 2403  
  
Amended  
by Ord.  
3098

ORDINANCE NO. 2167

AN ORDINANCE of the City of Kent, Washington, amending Section 1 of Ordinance No. 2178, as amended by Ordinance No. 2249 and last amended by Ordinance No. 2403, pertaining to the schedule of fees for applications filed with the Kent Planning Department; and revising the Environmental Policy Chapter 12.12A of the Kent City Code, as adopted by Ordinance No. 2494.

The City Council of the City of Kent, Washington, do hereby ordain as follows:

Section 1. Section 1 of Ordinance No. 2178, as amended by Ordinance No. 2249 and last amended by Ordinance No. 2403, is amended as follows:

Section 1. There is hereby established the following schedule of fees to be paid for applications filed with the City of Kent Planning Department:

<u>Name of Application</u>	<u>Fee</u>
Rezoning, ( <del>General</del> - <del>Variances</del> ) Conditional Uses, ( <del>Combining</del> <del>Districts</del> , <del>Planned Unit Developments</del> )).	(( <del>\$210</del> )) <u>\$500</u> + \$10 per acre, or fraction thereof
<u>Non Single Family Residential</u> ( <del>General</del> ) Variances and Sign Variances	(( <del>\$210</del> )) <u>\$300</u>
<u>Single Family Residential Variances</u>	<u>\$75</u>
<u>Combining Districts, Planned Unit Developments</u>	<u>\$210 + \$10 per</u> <u>acre or fraction</u> <u>thereof</u>
<u>Short Plats, Creating Up to 4 Lots</u>	<u>\$100</u>
<u>Short Plats, Creating Up to 9 Lots</u>	<u>\$300</u>
Binding Site Plan	(( <del>\$100</del> )) <u>\$300</u>
Subdivisions	
A) Preliminary	(( <del>\$260</del> )) <u>\$500</u> + \$20 per lot or per acre, which- ever is greater

B) Final	\$250 + \$20 per lot or acre, whichever is greater
<u>Comprehensive Plan Amendment</u>	<u>\$300</u>
Shoreline <u>Substantial Development Permits</u>	<del>(( \$210 ))</del> <u>\$500</u> + \$10 per acre or fraction thereof
<u>Shoreline Conditional Uses and Variances</u>	<u>\$210 + \$10 per acre or fraction thereof</u>
<del>(( Environmental-Impact-Statements ))</del>	<del>(( \$300 ))</del>
Environmental Assessments	<del>(( \$50 ))</del> <u>\$150</u>
Zoning Permits	\$25
<u>Appeal of Administrative Interpretation</u>	<u>\$100</u>
<u>Appeal of SEPA Environmental Threshold Determination</u>	<u>\$150</u>

Section 2. Kent City Code Section 12.12A.720 is hereby amended as follows:

12.12A.720. FEES. The City shall require the following fees for its activities in accordance with the provisions of this ordinance:

A. Threshold determination. For every environmental checklist the City will review when it is lead agency, the City shall collect a fee of ~~(( \$100 ))~~ \$150 from the proponent of the proposal prior to undertaking the threshold determination. The time periods provided by this ordinance for making a threshold determination shall not begin to run until payment of the fee, and receipt of the checklist by the Planning Department. When the City completes the environmental checklist at the applicant's request, an additional fee shall be collected. This fee shall be based on the actual preparation time and rate of salary and benefits for staff time.

B. Environmental impact statement.

1. When the City is the lead agency for a proposal requiring an EIS and the EIS is prepared by employees of the City, the City may charge and collect a reasonable fee from any applicant to cover costs incurred by the City in preparing the EIS. Costs will be determined based upon the costs of staff assigned to the preparation of the EIS, including hourly salary and benefits. The responsible official shall advise the applicant(s) of the projected costs for the EIS prior to actual preparation. The applicant shall post bond or otherwise ensure payment of such costs.

2. The City ~~((may))~~ reserves the right under WAC 197-11-420 to contract directly with a consultant for the preparation of an EIS, or a portion of an EIS, at the ~~((request of an applicant, or the applicant may contract with a consultant))~~ determination of the City. Consultants shall be selected by the City after a call for proposals. ~~((Consultants will be selected by the applicant after confirmation with the City.))~~ Consultant actions in preparing an EIS or portions thereof shall be exclusively managed and administered by the City to assure that the EIS is prepared in a professional manner and with appropriate interdisciplinary methodology. The applicant shall post a minimum \$1,500 deposit with the City to ensure payment of consultant costs and the preparation of an EIS. Further, the costs incurred in the preparation of an EIS shall be paid by the applicant to the City, who shall then make payment to the consultant.

3. If a proposal is modified so that an EIS is no longer required, the responsible official shall refund any fees collected under ~~((a))~~ 1 or ~~((b))~~ 2 of this subsection which remain after incurred costs are paid.

C. SEPA Appeals. For every appeal filed under 12.12A.720(A), the City of Kent shall collect a \$150 fee.

~~((C-))~~D. The City shall not collect a fee for performing its duties as a consulted agency.

~~((D-))~~E. The City may charge any person for copies of any document prepared under this ordinance, and for mailing the document, in a manner provided by chapter 42.17 RCW.

Section 3. Severability. If any provision of this Ordinance or its application to any person or circumstance is held invalid, the remainder of this Ordinance or the application of the provision to other persons or circumstances shall not be affected.

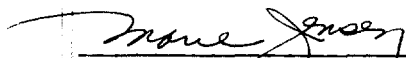
Section 4. Consistent Acts. Any act consistent with the authority and prior to the effective date of this Ordinance is hereby ratified and confirmed.

Section 5. Effective Date. This ordinance shall take effect and be in force five (5) days from and after its passage, approval and publication as provided by law.



DAN KELLEHER, MAYOR

ATTEST:



MARIE JENSEN, CITY CLERK

APPROVED AS TO FORM:



BILL H. WILLIAMSON, ACTING CITY ATTORNEY

PASSED the 20 day of Oct, 1986.

APPROVED the 21 day of Oct, 1986.

PUBLISHED the 24 day of Oct, 1986.

I hereby certify that this is a true copy of Ordinance No. 2667, passed by the City Council of the City of Kent, Washington, and approved by the Mayor of the City of Kent as hereon indicated.



MARIE JENSEN, CITY CLERK

(SEAL)