

1. **Requested Motion:** Motion to approve Resolution 13-05, amending and correcting the fee schedule.

Meeting Date: Feb 19, 2013

Why the action is necessary: To correct an error in the schedule of fees and revise the parking fee charged for non-resident property owners.

What the action accomplishes: Adopts the Resolution that establishes fees for various permits and services

2. **Agenda:**

Consent
 Administrative

3. **Requirement/Purpose:**

Resolution
 Ordinance
 Other

4. **Submitter of Information:**

Council
 Town Staff
 Town Attorney

5. **Background:** This Resolution will adopt a revised Schedule of Fees that corrects an error in the previous Schedule and includes a revised parking fee for non-resident property owners.

6. **Alternative Action:** Decline to approve the resolution.

7. **Management Recommendations:** Approve the resolution.

8. **Recommended Approval:**

Town Manager	Town Attorney	Finance Director	Public Works Director	Community Development Director	Parks & Recreation Director	Town Clerk
						

9. **Council Action:**

Approved Denied Deferred Other

RESOLUTION NUMBER 13-05

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF FORT MYERS BEACH, FLORIDA, ADOPTING A REVISED GENERAL FEE SCHEDULE; PROVIDING AN EFFECTIVE DATE

WHEREAS, Article X of the Town Charter of the Town of Fort Myers Beach empowers the Town Council to adopt, amend, or repeal such ordinances and resolutions as may be required for the proper governing of the Town; and

WHEREAS, the Town Council, on November 19, 2012, adopted Resolution 12-27 which approved a revised general fee schedule covering fees charged by the Town for various permits and services, said fees being based on the actual cost of providing services; and

WHEREAS, since the adoption of that Resolution, an error in the fee schedule was discovered that should be corrected; and

WHEREAS, since the adoption of that Resolution the Town Council has decided to revise the amount of the parking fee for non-residents who own property in the Town.

IT IS HEREBY RESOLVED BY THE TOWN OF FORT MYERS BEACH AS FOLLOWS:

Section 1. Whereas Clauses. The above "Whereas" recitals are incorporated herein by reference.

Section 2. Adoption of Revised General Fee Schedule. The Town of Fort Myers Beach Fee Schedule, which is attached hereto and incorporated herein as Exhibit A, is hereby adopted.

Section 3. Effective Date. This resolution shall take effect immediately upon its adoption by the Town Council of the Town of Fort Myers Beach.

The foregoing Resolution was adopted by the Town Council upon a motion by _____ and seconded by _____ upon being put to a vote, the result was as follows:

Bob Raymond, Mayor
Joe Kosinski, Council Member
Dan Andre, Council Member

Alan Mandel, Vice Mayor
Jo List, Council Member

TOWN COUNCIL OF THE TOWN OF FORT MYERS BEACH

DULY ADOPTED ON THIS 19th DAY OF FEBRUARY, 2013.

By: _____
Alan Mandel, Acting Mayor

Approved as to legal sufficiency:

ATTEST:

By: _____
Fowler White Boggs Town Attorney

By: _____
Michelle Mayher, Town Clerk

Exhibit A
TOWN OF FORT MYERS BEACH
FEE SCHEDULE

ITEM - DESCRIPTION	PROPOSED FEES - Revised
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TOWN CLERK	FEE
Miscellaneous Duplications (8 1/2 x 11, 8 1/2 x 14, 11x17) - single sided	\$ 0.15
Miscellaneous Duplications (8 1/2 x 11, 8 1/2 x 14, 11x17) - double sided	\$ 0.20
Certification of Document - per document	\$ 1.00
Duplication of audio tapes - per tape	\$ 2.50
Duplication of DVD with case - per DVD	\$ 1.00
Duplication of CD-R with case	\$ 0.75
Documents/Duplication of CD-RW	\$ 1.30
Extensive services beyond 30 minutes	Hourly Rate
Code of Ordinances	Actual Cost to Town
Land Development Code	\$ 30.00
Comprehensive Plan	\$ 100.00

COMMUNITY DEVELOPMENT - ZONING	FEE
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Administrative Actions

Pre-Application meetings (1st one No Charge)	\$ 250.00
Administrative COP	\$ 1,000.00
Administrative Interpretation	\$ 600.00
Administrative Variance (setbacks)	\$ 750.00
Wireless Communication Facility	\$ 1,500.00
Zoning Verification Letter	\$ 250.00
Temporary Use	\$ 150.00
Sign (initial)	\$ 150.00
3rd and subsequent reviews	\$ 100.00
Accessory Apartment determination	\$ 1,000.00
Historic Preservation Grant processing	\$ 500.00
Joint-use parking lot approvals	\$ 600.00
Fire on the Beach	\$ 25.00
Outdoor display and sales	\$ 200.00
Short Term Rentals	\$ 100.00
Seasonal Parking Lots	\$ 200.00
Special Events	\$ 30.00
PWVL	\$ 170.00
Vehicle Permit for Beach Access	\$ 100.00
Contractor Registration	\$ 50.00
Street Performer	\$ 100.00

Town Council

Rehearing Request	\$ 500.00
New Hearing	\$ 500.00
Appeal	\$ 1,000.00

Exhibit A
TOWN OF FORT MYERS BEACH
FEE SCHEDULE

ITEM - DESCRIPTION	PROPOSED FEES - Revised
DCI / Planned Development (PD)	
PD Base Fee (up to one acre)	\$ 6,000.00
Per Additional acre	\$ 1,000.00
PD Administrative Amendment	\$ 3,000.00
PD Amendment (Public Hearing)	\$ 6,000.00
PD Amendment Minor (<1 acre total property area, Public Hearing)	\$ 5,000.00
MCP Extension	\$ 3,000.00
PD Reinstatement	\$ 4,000.00
Deviations (residential)	\$ 1,500.00
Deviations (non-residential)	\$ 2,000.00
Development of Regional Impact (DRI)	
Abandonment	\$ 1,500.00
DRI/AMDA Base Fee	\$ 7,800.00
DRI/AMDA Increments Base Fee	\$ 6,500.00
DRI/Area Master Plan Base Fee	\$ 6,500.00
DRI/Florida Quality Development (FQD) Base Fee (in addition to DRI fees)	\$ 9,100.00
Notice of Proposed Change	\$ 4,000.00
DRI/PUD Ordinance Review	\$ 2,600.00
Substantial Deviation Determination/Changes	\$ 10,000.00
Time Extension (non-substantial deviation)	\$ 1,000.00
Development Agreement-Original Agreement	\$ 5,000.00
Advertising Costs - Additional	\$ -
Development Agreement-Amendment	\$ 2,500.00
Advertising Costs - Additional	\$ -
Local Planning Agency	
Continuance (case scheduled and advertised)	\$ 250.00
Deferrals	\$ 50.00
Withdrawal	\$ 50.00
Historic District	
Administrative Relief	\$ 500.00
Appeal to Hearing Examiner (LPA)	\$ 150.00
Occupations	
Home Occupations	\$ 25.00
Use	\$ 100.00
Single-Family Minimum Use Determinations	
Single-Family Minimum Use Determinations	\$ 200.00
Appeal	\$ 100.00

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FEE SCHEDULE

ITEM - DESCRIPTION	PROPOSED FEES - Revised
Public Hearing	
Rezoning (conventional)	\$ 5,000.00
Special Exception	\$ 4,000.00
Variance (residential)	\$ 1,000.00
Additional Variance	\$ 700.00
Variance (non-residential)	\$ 2,000.00
Additional Variance	\$ 700.00
Application for land development code text amendment*	\$ 5,000.00
Per Added section	\$ 950.00
Comprehensive Plan FLUM amendment*	\$ 5,000.00
Per Added acre	\$ 1,200.00
Comprehensive Plan text amendment*	\$ 5,000.00
Per Added policy	\$ 1,900.00
Placement of Fill	\$ 200.00
With drainage plan	\$ 700.00
Creation of cooperative or condo units (2 units)	\$ 1,000.00
Per Additional Unit	\$ 200.00
Adjacent property owner notifications >50	\$ 1.50
Administrative / Advertising Fee	\$ 750.00
Vacations (ROW and/or Plat)	\$ 1,000.00
<i>*Outside consultant fees associated with these cases will be passed through to the applicant at 103% of rate billed to the Town by consultant</i>	

PUBLIC WORKS	FEE
Mooring Field	
Daily Rate	\$ 15.00
Weekly Rate	\$ 90.79
Monthly Rate	\$ 260.00
Farmers Market - 10'x10' area	
Daily Rate (1 market)	\$ 20.00
Monthly Rate (4 markets)	\$ 64.00
Season Rate (26 markets)	\$ 264.00
Parking - all prices include 6% FL sales tax	
Annual Rate - Resident and FMB Property Owner	\$ 10.60
Annual Rate - Non-Resident	\$ 37.10
Mooring Field - Annual	\$ -
Mooring Field - Bi- Annual	\$ 18.55
Business Owner - Annual	\$ 37.10
Bags	\$ 6.00
Right of Way	
Business Extension	\$ 4.50

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TOWN OF FORT MYERS BEACH
FEE SCHEDULE

ITEM - DESCRIPTION	PROPOSED FEES - Revised
PARKS AND RECREATION	
	FEE
Bay Oaks Memberships	
Bay Oaks Individual	
Annual Membership - Resident	\$ -
Annual Membership - Non-resident	\$ 35.00
Seasonal Membership - Resident	\$ -
Seasonal Membership - Non-resident	\$ 20.00
Adult Day Pass - Non-resident (13+ years)	\$ 4.00
Child Day Pass - Non-resident (under 12)	\$ 2.00
Bay Oaks Family	
Annual Membership - Resident	\$ -
Annual Membership - Non-resident	\$ 70.00
Seasonal Membership - Resident	\$ -
Seasonal Membership - Non-resident	\$ 40.00
Day Pass - Non-resident	\$ 8.00
BORC Rental	
Grounds (Dawn-2pm or 2pm-Dusk)	\$ 250.00
Building - Per Day	\$ 500.00
Building - per Day after 1st Day	\$ 400.00
Gym - 1/4 floor - Per Hour	\$ 20.00
Gym - 1/2 floor - Per Hour	\$ 40.00
Gym - full floor - Per Hour	\$ 75.00
Kitchen	\$ 100.00
Weight Room	(must pay for Equipment Inspection & Daily Rental Rate)
Teen Room (not to be rented)	n/a
Tennis Court - 2 hour rental	\$ 20.00
Tennis Court - Dawn to Dusk	\$ 100.00
Outdoor Basketball Court- 2 hour rental	\$ 20.00
Outdoor Basketball Court - Dawn to Dusk	\$ 100.00
Softball Field - 2 hour rental	\$ 50.00
Softball Field - per day	\$ 150.00
Softball Field - lined	\$ 25.00
Softball Field - screen	\$ 25.00
Little League - 2 hour rental	\$ 50.00
Little League - per day	\$ 150.00
Little League - lined	\$ 25.00
Little League - screen	\$ 25.00
Disc Golf - per day	\$ 100.00
Disc Golf - per day after 1st day	\$ 50.00
Stage	\$ 150.00
Chairs - Inside use only - per day	\$ 5.00
Chairs - Inside use only - Deposit	\$ 25.00

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ITEM - DESCRIPTION	PROPOSED FEES - Revised
Tables - Inside use only - per day	\$ 12.00
Tables - Inside use only - Deposit	\$ 45.00
Meeting Room - 2 hour rental	\$ 25.00

BORC Programs

Sport Camps (3- 10 days) Football, Basketball, Baseball & Contractual - Member	\$ 8.00
Sport Camps (3- 10 days) Football, Basketball, Baseball & Contractual - Non-Member	\$ 10.00
Youth Sports - Soccer/Little League	No charge
Youth - Club Rec - during school year - per Week - Members	\$ 25.00
Youth - Club Rec - during school year - per Week - Non-Members (10% Discount for 3+ purchases)	\$ 35.00
Youth - Summer Camp (7-8 weeks) - Per Week - Members (10% Discount for 3+ purchases)(\$20 Discount if paid in full)	\$ 75.00
Youth - Summer Camp (7-8 weeks) - Per Week - Non-Members	\$ 100.00
Youth - Fun Days - per day - Member	\$ 15.00
Youth - Fun Days - per day - Non-Member	\$ 20.00
Teens/Tweens - Trips & Outings - Member	100% of cost recovery
Teens/Tweens - Trips & Outings - Non-Member	100% of cost recovery + \$2
Teens/Tweens - Lock-Ins & Teen Night - Member	\$ 10.00
Teens/Tweens - Lock-Ins & Teen Night - Non-Member	\$ 15.00
Adult Sports Teams	\$250 - \$400 (+ cost of rewards) = \$3 per person/game
Adult Whiffle Ball - per team	\$75 - \$150 (+ cost of rewards)
Fitness - weight room only - per day	\$ 4.00
Seniors - Parties/Dances - Member - Single	\$ 4.00
Seniors - Parties/Dances - Member - Couple	\$ 6.50
Seniors - Parties/Dances - Non-Member - Single	\$ 6.00
Seniors - Parties/Dances - Non-Member - Couple	\$ 8.00
Seniors - Potluck Dinner	free
Seniors - Trips, Outings, Theater - Member - (<50 miles)	100% of cost recovery + \$2 fuel charge
Seniors - Trips, Outings, Theater - Member - (>50 miles)	100% of cost recovery + \$4 fuel charge
Seniors - Trips, Outings, Theater - Non-Member - (<50 miles)	100% of cost recovery + \$4 fuel charge
Seniors - Trips, Outings, Theater - Non-Member - (>50 miles)	100% of cost recovery + \$6 fuel charge
Seniors - Coach/Overnight - Member	100% of cost recovery
Seniors - Coach/Overnight - Non-Member	100% of cost recovery + \$25
Seniors - Kayaking - Member	\$20 + \$ for food & fees
Seniors - Kayaking - Non-Member	\$35 + \$ for food & fees
Seniors - Bridge - Member	\$ 2.00

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FEE SCHEDULE

ITEM - DESCRIPTION	PROPOSED FEES - Revised
Seniors - Bridge - Non-Member	\$ 3.00
Athletic Contractual Programs - Fees vary-set by instructor and staff	75/25 split
<i>*100% Cost Recovery = total cost of event divided by total participants</i>	

BORC Special Events and Fundraisers

BORC Bash	Free-Member
BORC Splash	Free-Member
Health Safety Fair (Public Service)	Free
Pitch, Hit, Run	Free
Punt, Pass, Kick	Free
Dribble, Dash, Swish	Free
Halloween Fright Night - single	\$ 4.00
Halloween Fright Night - family	\$ 10.00
Homerun Derby Fundraiser	Market Rate. Based on Expenses (\$10 & up)
Poker Run Fundraiser	Market Rate. Based on Expenses (\$10 & up)

Pool - Daily Rate

Adult (13+ years old) - Member	\$ 3.50
Adult (13+ years old) - Non-Member	\$ 4.50
Child (13 months - 12 years old) - Member	\$ 2.50
Child (13 months - 12 years old) - Non-Member	\$ 2.50
Infant (<12 months)- Member	Free
Infant (<12 months)- Non-Member	Free
Senior	No Senior Rate
Family (2+ individuals in same household ≤ 3 children) - Member	Delete this category
Family (2+ individuals in same household ≤ 3 children) - Non-Member	Delete this category
<i>**No child under 13 years of age admitted without and adult</i>	

Pool - Memberships

Individual - BORC Member	\$ 50.00
Individual - Non-BORC Member	\$ 75.00
Family - BORC Member	\$ 100.00

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ITEM - DESCRIPTION	PROPOSED FEES - Revised
Family - Non-BORC Member	\$ 125.00
Seasonal - Individual - BORC Member	\$ 30.00
Seasonal - Individual - Non-BORC Member	\$ 40.00
Seasonal - Family - BORC Member	\$ 55.00
Seasonal - Family - Non-BORC Member	\$ 65.00

Pool Fitness Classes

Aerobics, lap swim, water-walking etc.	\$ 40.00
Pool Contractual Programs - Fees vary-set by instructor and staff	75/25 split

Pool Rental

Funbrella Rental - 2 hours - with table and 8 chairs	\$ 20.00
Pool Facility - 2 hours - up to 25 people	\$ 150.00
Pool Facility - 2 hours - 25 to 50 people	\$ 250.00
Pool Facility - 2 hours - 51 to 100 people	\$ 350.00

Mound House Education Programs

<i>Kayak and Mound Key Tours - Discount = \$10/person for Member, Group, Student</i>	
Kayak Tour - Creatures of the Back Bay	\$ 30.00
Kayak Tour - Paddle the Calusa World	\$ 40.00
Kayak Tour - Reflections	\$ 25.00
Mound Key Boat Tour	\$ 50.00
Mound Key Boat Tour combined with Mound House	\$ 60.00
Beach Walk	Free
Youth Programs - School Tours - Public school - Calusa Domain	Free
Youth Programs - School Tours - out of area/Private/Homeschool	\$ 2.00
Youth Programs - School Tours - Advance Classroom presentation	\$ 2.00
Youth Programs - Scout Excursions	\$ 5.00
Youth Programs - Summer Camps	\$ 5.00
<i>100% Cost Recovery Craft Fee based on materials needed</i>	
Adult Programs - Walk Through Time - Group Program	\$ 5.00
Adult Programs - Walk Through Time - Discount= \$5/person for Student	12 & under free
Adult Programs - Stories Beneath our Feet	\$ 3.00
Adult Programs - Stories Beneath our Feet - Discount = \$3/person for Member	12 & under free
Adult Programs - Plants and People - guided program	\$ 2.00
Adult Programs - Plants and People - guided program - Discount = \$2/person for Member	12 & under free
Adult Programs - Speaker's Bureau (off site lecture)	Donation
Contracted Programs - Indoor programs (e.g.: yoga) - Discount = variable for Member	25%
Contracted Programs - Sailing School - Discount = variable for Member	Negotiate Annually

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ITEM - DESCRIPTION	PROPOSED FEES - Revised
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Mound House Facility Rental

Mound House Lawn and Garden - (up to 4 hours - includes set-up and break down)	
For Profit or Individual	\$ 600.00
Non-Profit or Member	\$ 400.00
Guided Tour - per person	
For Profit or Individual	\$ 15.00
Non-Profit or Member	\$ 10.00
Set Up/Break Down Fee - Per Vendor - (applies to all rentals requiring delivery of tents, chairs, tables, lighting or other event supplies. Fee applies to coordination with vendors providing equipment for event. Town does not provide set up or break down services.)	
For Profit or Individual	\$ 60.00
Non-Profit or Member	\$ 60.00
After hours penalty - charged if rental and/or clean up extend past the 4 hour time limit	
For Profit or Individual	\$ 300.00
Non-Profit or Member	\$ 300.00

Newton Park Facility Rental

Community Room Only - up to 4 hours	
For Profit or Individual	\$ 75.00
Non-Profit	\$ 50.00
Community Room Only - Additional per hour	
For Profit or Individual	\$ 35.00
Non-Profit	\$ 25.00
Lania only - up to 4 hours	
For Profit or Individual	\$ 25.00
Non-Profit	\$ 20.00
Lania only - Additional per hour	
For Profit or Individual	\$ 15.00
Non-Profit	\$ 10.00
Community Room and Lanai - up to 4 hours	
For Profit or Individual	\$ 85.00
Non-Profit	\$ 60.00
Bocce Court and Chickee Hut (including use of one Bocce Ball set per court) - up to 4 hours (reserve time charge applies to guarantee rentals for event/tournament)	
For Profit or Individual - per court	\$ 25.00
Non-Profit - per court	\$ 25.00
Chickee Hut only - up to 4 hours	
For Profit or Individual	\$ 20.00
Non-Profit	\$ 20.00
Newton Park - exclusive use of entire facility, including entire parking lot - up to 12 hours	
For Profit or Individual	\$ 1,200.00

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FEE SCHEDULE

ITEM - DESCRIPTION	PROPOSED FEES - Revised
Non-Profit	\$ 1,000.00
Set Up/ Break Down Fee (applies to rentals of the Community Room and Lanai requiring other than lecture style configurations)	
For Profit or Individual	\$ 60.00
Non-Profit	\$ 60.00
After Sunset Penalty (applies if rental extends past Sunset)	
For Profit or Individual	\$ 300.00
Non-Profit	\$ 300.00