

RESOLUTION NO. 2024-19

A RESOLUTION AMENDING SECTION 18.020 OF THE CENTERVILLE FEE SCHEDULE REGARDING FEES FOR MINOR SUBDIVISIONS AND ENACTING SECTION 18.065 OF THE SAME REGARDING FEES FOR EXPIRED SUBDIVISION APPROVALS

WHEREAS, the City has previously adopted fees and provisions regarding subdivision applications and approvals as more particularly set forth in Chapter 18 of the Centerville Fee Schedule; and

WHEREAS, the City Council desires to amend Section 18.020 of the Centerville Fee Schedule regarding fees for Lot Splits to refer to Minor Subdivisions (rather than Lot Splits) in accordance with recent amendments to the Subdivision Ordinance and adoption of Chapter 15.10 (Minor Subdivision) as more particularly set forth herein; and

WHEREAS, the City Council desires to enact Section 18.065 of the Centerville Fee Schedule to add a new reduced fee for previously approved but expired subdivision applications and approvals as more particularly set forth herein; and

WHEREAS, the City Council has determined that the amendments to the Centerville Fee Schedule as provided herein are desirable and necessary to properly reflect current Subdivision Ordinance applications and procedures and to charge fair and reasonable fees for services.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF CENTERVILLE CITY, STATE OF UTAH, AS FOLLOWS:

Section 1. Amendment. Section 18.020 of the Centerville Fee Schedule regarding Lot Splits is hereby amended to refer to Minor Subdivisions as follows:

18.020 Minor Subdivisions ~~Lot Splits~~

The following fees shall apply to Minor Subdivisions. ~~lot splits.~~

<u>Minor Subdivisions Lot Splits</u>	Fee	Professional Services Deposit ^{3, 4}	When Due
<u>Minor Subdivision Lot Split</u> (Without Off-Site Improvements) ¹	\$250	\$250	Upon Application
<u>Minor Subdivision Lot Split</u> (With Off-Site Improvements) ²	\$400	\$500	Upon Application

Inspection Fees	2.05% of Bond (\$500 minimum)	-	Prior to Recordation
Recording Fees	See CFS 18.070	-	See CFS 18.070
Appeals	1/2 of Original Application Fee	-	Upon Application

1. Minor Subdivision Lot splits where no off-site improvements are required, such as subdivision or other public improvements within the public right-of-way.
2. Minor Subdivision Lot splits where off-site improvements are required, such as subdivision or other public improvements within the public right-of-way.
3. The Minor Subdivision lot split shall not be recorded until the applicant has paid for all engineering and legal costs incurred by the City to that date.
4. Applicants shall be required to pay the cost of required engineering, consulting, and/or legal services actually incurred by the City for a particular subdivision, development or development application in accordance with CFS 18.040. -The Professional Services Deposit will be used and applied toward such professional services costs actually incurred by the City.

Section 2. Enactment. Section 18.065 of the Centerville Fee Schedule regarding Expired Subdivision Approvals is hereby enacted to read in its entirety as follows:

18.065 Expired Subdivision Approval

If an applicant has previously received approval of a conceptual plan, preliminary plat, final plat, minor subdivision, plat amendment, or planned unit development plat, and such approval has expired pursuant to applicable provisions of Title 15 of the Centerville Municipal Code, the applicant may re-apply for approval of the expired subdivision plan or plat and pay a reduced expired approval application fee so long as the application for re-approval is the same as the prior approved subdivision plan or plat and the re-approval is submitted within 18 months from the date of approval of the prior approved subdivision plan or plat. The expired approval expiration fee shall be 50% of the fee required for the original application and 100% of the professional services deposit required for the original application. The reduced expired approval application fee set forth herein shall not create any vested rights in an expired application. Such re-approval application shall be deemed a new application for subdivision approval subject to all ordinances, standards, and regulations in place at the time the application is submitted.

Section 3. Severability Clause. If any section, part, or provision of this Resolution is held invalid or unenforceable, such invalidity or unenforceability shall not affect any other portion of this Resolution, and all sections, parts and provisions of this Resolution shall be severable.

Section 4. Effective Date. This Resolution shall become effective immediately upon its passage.

**PASSED AND ADOPTED BY THE CITY COUNCIL OF CENTERVILLE CITY,
STATE OF UTAH, ON THIS 6th DAY OF AUGUST, 2024.**

ATTEST:

CENTERVILLE CITY

Jennifer Robison
Jennifer Robison, City Recorder

By: Clark A. Wilkinson
Mayor Clark A. Wilkinson

CERTIFICATE OF PASSAGE AND EFFECTIVE DATE

According to the provisions of the U.C.A. § 10-3-719, as amended, resolutions may become effective without publication or posting and may take effect on passage or at a later date as the governing body may determine; provided, resolutions may not become effective more than three months from the date of passage. I, the municipal recorder of Centerville City, hereby certify that foregoing resolution was duly passed by the City Council and became effective upon passage or a later date as the governing body directed as more particularly set forth below.

Jennifer Robison
JENNIFER ROBISON, City Recorder

DATE: 8-7-2024

EFFECTIVE DATE: 6th day of August, 2024.

