

RESOLUTION 20-10879

**A RESOLUTION OF THE CITY OF BILLINGS, MONTANA PURSUANT TO §7-1-4123(7) MCA AND §3.01 OF THE CITY CHARTER AUTHORIZING AND ESTABLISHING FEES ASSOCIATED WITH VARIOUS APPLICATIONS AND SERVICES PROVIDED BY THE PUBLIC WORKS DEPARTMENT, AND PURSUANT TO ORDINANCE NO. 4314, AMENDED BY ORDINANCE NO. 4494, FOR FEES ASSOCIATED WITH VARIOUS APPLICATIONS AND SERVICES PROVIDED BY THE CITY PLANNING DIVISION**

WHEREAS, §7-1-4123(7), MCA provides that the imposition of a special assessment reasonably related to the cost of a special service or special benefit provided by a municipality or the imposition of a fee for the provision of a service is a legislative power of a municipality; and

WHEREAS, Ordinance No. 4314, amended by Ordinance No. 4494, provides that application fees shall be established by Resolution; and

WHEREAS, §3.01 of the City Charter vests all powers of the city in the Council and Mayor as the legislative branch;

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BILLINGS, MONTANA:

1. PUBLIC WORKS FEES. The following fees as shown in Exhibit A are hereby established and are payable upon application;
2. EFFECTIVE DATE. The fees established herein and shown on Exhibit A shall become effective July 1, 2020 and remain in effect thereafter until changed by resolution. The Project Re:Code fees as shown in Exhibit B shall become effective upon adoption of Project Re:Code in full, or if approved, in part, and requiring any service described in Exhibit B and remain in effect thereafter until changed by resolution.

PASSED AND ADOPTED by the City Council of the City of Billings, Montana, this 22<sup>nd</sup> day of June, 2020.



CITY OF BILLINGS

BY: William A. Cole  
William A. Cole, Mayor

ATTEST:

BY: Denise R. Bohlman  
Denise R. Bohlman, City Clerk

**FY2021 City Planning Application Fees**

SUBDIVISION APPLICATION REVIEW FEES		Proposed FY 2021 Fees (PLN)	Proposed FY 21 Fees (ENG)	Total Fee - Planning and Engineering*
Pre-Application Meetings	(City Only)	\$ 482	\$ 220.00	\$702
Preliminary Major Plat	6 to 40 lots	\$ 3,654	\$ 705.00	\$4,359
	41 to 200 lots	\$ 6,385	\$ 705.00	\$7,090
	Over 200 lots	\$ 6,385	\$ 705.00	\$7,090
Preliminary Minor Plat		\$ 2,438	\$ 325.00	\$2,763
Preliminary Subsequent Minor Plat		\$ 2,438	\$ 325.00	\$2,763
Subdivision Variances (Processed with Subdivision Applications)	Residential	\$ 511		\$511
	Commercial	\$ 628		\$628
Phased Subdivision Opening		\$ 1,732		\$1,732
Final Major Plat (Fee at Check Print)	6 to 40 lots	\$ 1,732	\$ 255.00	\$1,987
	41 to 200 lots	\$ 2,859	\$ 440.00	\$3,299
	Over 200 lots	\$ 2,859	\$ 440.00	\$3,299
Final Minor Plat(Fee at Check Print)		\$ 1,583	\$ 255.00	\$1,838
Final Subsequent Minor Plat		\$ 1,583	\$ 255.00	\$1,838
Expedited Plat (Fee at Check Print)		\$ 1,485	\$ 350.00	\$1,835
**Exempt Plat (Fee at Check Print)		\$ 200		\$200
Corrections or Vacations of Recorded Final subdivision plats or		\$ 309		\$309
Corrections or Adjustments to Plats, Conditions, and supporting		\$ 309		\$309
Minor Adjustments		\$ 309		\$309
Major Adjustments	Major subdivisions affecting:			
	6 to 40 lots	\$ 1,540		\$1,540
	41 to 200 lots	\$ 4,621		\$4,621
	Over 200 lots	\$ 6,161		\$6,161
	Minor subdivisions	\$ 616		\$616
TAS/TIS Review			\$ 680.00	\$680
TAS/TIS Update Review			\$ 364.00	\$364

\*Engineering charges for certain subdivision reviews in the City.

\*\*Fee Set by State Law

NOTE: Fees are rounded to the nearest whole number

**FY2021 City Planning Application Fees**

PLANNING APPLICATION AND PERMIT REVIEW FEES		Proposed FY21 Fees
Annexations	Residential/Commercial	\$1,307
Deannexation	Residential/Commercial	\$1,307
Deposit for annexation application posting signs (to be refunded after sign is returned)		\$125
Limits of Annexation Map Amendment Urban Planning Study		\$817
Zone Change	Residential	\$1,062
	Commercial	\$1,470
Land Use Contrary to Zoning		\$121
Administrative Appeal of Zoning Interpretation		\$182
Special Review	Residential	\$1,062
	Commercial	\$1,470
Variance	Residential	\$531
	Commercial	\$653
Planned Unit Development	<5 acres	\$1,223
	>5 acres	\$1,960
Deposit for zoning application posting signs (refunded after sign returned)		\$125
Medical Corridor Review (City Only)		\$979
Temporary Use Permit	Initial review	\$247
	Annual review	\$163
	Bond	\$1,650
Temporary Sign Permits		\$16
Zoning Clarification (includes condo document review)	Written	\$77
	On-site visit	\$155
Zoning Compliance Review Residential	Residential	\$77
Zoning Compliance Review Commercial	Commercial	\$115
Planning Master Site Plan Review *Includes \$357 Eng. Rev. Fee		\$1,431
Signs* City (calculate two sides of sign in fee)		\$3.00 /sq.ft. (\$2.00 /sq.ft. with application, remaining at permit issuance)
Sign - Change of Face Only		\$28
Fence Permit (For Replacement and New Construction)		\$30
For all Zone Change applications resubmitted within 1 year of a withdrawal request made after the legal advertising		\$817
For all Special Review applications resubmitted within 1 year of a withdrawal request made after the legal advertising		\$817
For all Variance applications resubmitted within 1 year of a withdrawal request made after the legal advertising		\$817
TAS/TIS Review		\$680
TAS/TIS Update Review		\$364
TAS/Traffic and Queuing mitigation		\$135

## Engineering Site Plan Review

## ENG Proposed Fee

Plan Review	Comm/Multi (< 1 acre)	\$250.00
Plan Review	Comm/Multi (>= 1 acre)	\$1,000.00
Plan Review	Garage	\$85.00
Plan Review	Residential	\$140.00

<b>FY 21 Project Re:Code Fees</b>		
<b>Administrative Relief</b>		
Base Fee	\$	175.00
Each Additional Rec	\$	75.00
<b>Planned Neighborhood Development</b>		
Neighborhood	\$	1,400.00
Comm/MU/TC	\$	2,250.00
<b>Landscape Plan</b>		
<1 Acre	\$	230.00
1-3 Acres	\$	345.00
3-5 Acres	\$	460.00
5+	\$	575.00
<b>Proportionate Compliance</b>		
Base	\$	115.00
Site (Add)	\$	75.00
Structure (Add)	\$	50.00
<b>Code Interpretation</b>		
	\$	77.00
<b>Concept Development Meeting</b>		
	\$	482.00
<b>Amendments to Approved SR Uses</b>		
	\$	115.00

Note: These fees are only intended to be collected once project Re:Code is adopted.