

RESOLUTION NO. 19- ____

A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, APPROVING AN AMENDMENT TO THE TOWN'S PLANNING AND ZONING FEE SCHEDULE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on February 17, 2016, the Town of Cutler Bay (the "Town") Town Council adopted Ordinance No. 16-01, amending Article III, Section 3-30 "General Requirements for Applications" and created a Cost Recovery Fee Process; and

WHEREAS, Ordinance No. 16-01 establishes a process for individuals filing a land development application to prepay the Town an Initial Preliminary Deposit at the time of submittal; and

WHEREAS, the Initial Preliminary Deposit provides the Town funds to initiate a review of the submitted land development application package; and

WHEREAS, the Town Council, adopted Resolution No. 16-15 amending the Town's Planning and Zoning Fee Schedule to include Initial Preliminary Deposit fees; and

WHEREAS, Resolution No. 16-15 did not provide an Initial Preliminary Deposit for the Town to conduct the required traffic study on behalf of the applicant; and

WHEREAS, the Town Council finds that it is necessary to revise the Planning and Zoning Department Fee Schedule in order to include a traffic study Initial Preliminary Deposit authorizing the Town's Planning and Zoning Department to assign this task to a professional consultant selected by the Town through a competitive bidding process; and

WHEREAS, the traffic study Initial Preliminary Deposit Fee ensures a fair and efficient process that will be managed by Town staff and consultants; and

WHEREAS, the Town finds that this Resolution will promote the health, safety and welfare of the Town.

NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, THAT:

Section 1. **Recitals.** The above recitals are true and correct and are incorporated herein by this reference.

Section 2. **Approval.** The Town Council hereby approves the revised Fee Schedule attached hereto as Exhibit "A".

Section 3. **Effective Date.** This Resolution shall be effective immediately upon adoption hereof.

PASSED and ADOPTED this _____ day, of May, 2019.

TIM MEERBOTT
Mayor

Attest:

DEBRA E. EASTMAN, MMC
Town Clerk

APPROVED AS TO FORM AND LEGAL
SUFFICIENCY FOR THE SOLE USE OF
THE TOWN OF CUTLER BAY:

WEISS SEROTA HELFMAN
COLE & BIERMAN, P.L.
Town Attorney

Moved By: _____
Seconded By: _____

FINAL VOTE AT ADOPTION:

Mayor Tim Meerbott	_____
Vice Mayor Sue Ellen Loyzelle	_____
Council Member Robert "BJ" Duncan	_____
Council Member Michael P. Callahan	_____
Council Member Roger Coriat	_____