

VILLAGE OF YELLOW SPRINGS  
ORDINANCE 2015-05

RESCINDING OLD SECTION 1272.04 OF THE YELLOW SPRINGS ZONING CODE AND  
ADOPTING NEW SECTION 1272.04 OF THE YELLOW SPRINGS ZONING CODE AND  
ADOPTING APPENDIX A TO THE YELLOW SPRINGS ZONING CODE ESTABLISHING  
PERMIT FEES

WHEREAS, the proposed text amendments to the Yellow Springs Zoning Code were initiated by the Village Planning Commission pursuant to Section 1280.01 of the Yellow Springs Zoning Code; and

WHEREAS, the Village Planning Commission has found it necessary to update the Yellow Springs Zoning Code to establish a schedule of fees for zoning permits and applications to the Village Planning Commission and Board of Zoning Appeals; and

WHEREAS, the Village Planning Commission conducted a public hearing on April 13, 2015 to solicit public comment on the proposed text amendments to the Yellow Springs Zoning Code, and has reviewed the written record which is attached hereto and incorporated herein by reference; and

WHEREAS, the Village Planning Commission found that the proposed amendments to the Yellow Springs Zoning Code were compliant with Section 1280.02 of the Yellow Springs Zoning Code, and;

WHEREAS, the Village Planning Commission voted in affirmation to forward the proposed amendments to Village Council with the recommendation of approval.

NOW, THEREFORE, COUNCIL FOR THE VILLAGE OF YELLOW SPRINGS, OHIO  
HEREBY ORDAINS THAT:

**Section 1.** Old Section 1272.04 is rescinded and new Section 1272.04 is adopted to read as follows with additions underlined and deletions marked by ~~strikethrough~~: 1272.04 Fees; Performance Guarantees

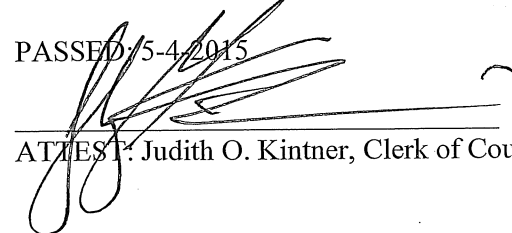
*Fees.* All applications and reviews subject to this zoning code shall be accompanied by a fee, according to a fee schedule adopted by ordinance of the Village Council and contained in Appendix A of this code. Actions initiated by Village staff, the Planning Commission or Village Council shall not be subject to the fee.

**Section 2.** Appendix A of the Yellow Springs Zoning Code is adopted in the form attached hereto and incorporated herein.

**Section 3.** This ordinance will be approved and in full force at the earliest time permitted by law.

  
Karen Wintrow, Council President

PASSED: 5-4-2015

  
ATTEST: Judith O. Kintner, Clerk of Council

Roll Call: Wintrow Y Askeland Y Simms Y MacQueen Y Housh Y

## APPENDIX A – Fee Schedule

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The following amended fee schedule shall apply to non-governmental applications and appeals file pursuant to the regulations outlined in the Village’s Zoning Code:

- a) Zoning Permits
  - a. Fence/Accessory Structure Permit Application \$15.00
  - b. New Construction Permit
    - i. Single Family \$35.00
    - ii. Multi-family & Commercial \$35.00 + \$10 per residential unit over 4 and/or 1,000 sq ft over 5,000 commercial.
  - c. Sign Permit \$15.00 Per sign
  - d. Change of Use permit \$15.00
- b) Planning Commission Applications
  - a. Planned Unit Development Application
    - i. Preliminary Plan Application \$150.00
    - ii. Final Plan Application \$75.00
  - b. Level B Plan Review Development Application \$100.00 + \$500 Refundable deposit.
  - c. PUD or Level B Plan Re-application/Amendment \$50.00
  - d. Conditional Use Application \$100.00
  - e. Lot Subdivision (Not associated with dev plan or PUD) \$50.00 + \$15 per lot
  - f. Map/Text Amendment Request \$200.00
- c) Board of Zoning Appeals Applications
  - a. Variance Application Request \$100.00
  - b. Administrative Appeal \$100.00
- d) Zoning Compliance Certificate \$15.00
- e) Village Council Appeal from Planning or Board \$100.00\*
- f) Right-of-way Vacation Request \$50.00 (if petition as per Section 1224.03(a) included) \$100.00 (if no petition included)
- g) Fine for starting work without obtaining a permit is 50% of the cost of the permit.

Additional fees may be collected in cases where recovery of incurred costs is necessary. Amendments to submitted plans requiring further review will be assessed such fees. The exact fee will be determined by the incurred cost of the review, the total of which will be passed on to the applicant.

\* According to Section 1276.03(b)(6) - \$30.00 refunded if appeal affirmed