



AGENDA MEMORANDUM

Planning Department

City Council Regular Meeting Date: February 7, 2023

To: City Council
From: Paula McMichael, AICP, Planning Director
Date: January 31, 2023

SUBJECT: Consider at Second Reading. **Ordinance 23-001, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SANIBEL, FLORIDA, TO ALLOW FOR A WAIVER OF DEVELOPMENT PERMIT FEES FOLLOWING A DISASTER, AMENDING CHAPTER 90, FEES, OF THE CODE OF ORDINANCES OF THE CITY OF SANIBEL; ARTICLE I, IN GENERAL, SECTION 90-5, EXEMPTIONS, IMMUNITIES, AND WAIVERS, TO ADD SUBSECTION (f)(4) ALLOWING FEES TO BE WAIVED FOR A SPECIFIC PERIOD OF TIME BY MAYORAL PROCLAMATION OR CITY COUNCIL RESOLUTION FOLLOWING A DISASTER, PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERANCE; AND PROVIDING AN EFFECTIVE DATE.**

BACKGROUND:

As discussed at the December 6, 2022, City Council meeting, the Florida Department of Emergency Management (FDEM) has asked the City to waive fees for buildings being demolished as part of the Private Property Debris Removal (PPDR) and the Commercial Property Debris Removal (CPDR) programs. The cost for a Demolition Permit (building permit) is \$53.25 (Section 14-188 – Fee Schedule) and waiving of this fee was presented and received first reading at the City Council meeting on December 20, 2022. The cost for a Demolition Permit (development permit) is \$281 per structure (Section 90-127 – Demolition of a structure) and staff recommends that this additional fee also be waived. Chapter 90 allows city council to waive development permit fees under certain circumstances (Section 90-5 – Exemption, immunities, and waivers) and staff is recommending an additional subsection to allow a waiver by resolution or mayoral proclamation following a natural or man-made disaster.

Ordinance 23-001, amending Chapter 90 – Fees, was presented to the City Council for First Reading on January 17, 2023.

Should the City Council approve Ordinance 23-001 at Second Reading on February 7, 2023 (today), staff will prepare a Resolution to waive the development permit demolition fee for a period of six months (180 days), starting retroactively on November 7, 2022 (the day the building permit moratorium was lifted) and ending May 7, 2023.

Sanibel is and shall remain a barrier island sanctuary

FUNDING SOURCE: N/A

RECOMMENDED ACTION: Public Hearing. Motion to approve Ordinance 23-001 amending Chapter 90, Fees, of the Code of Ordinances of the City of Sanibel.

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