

DATE: JULY 6, 2009

CLERK: MARY BETH BAILEY

MASSILLON CITY COUNCIL  
CITY OF MASSILLON, OHIO  
GLENN E. GAMBER, PRESIDENT

COUNCIL CHAMBERS

LEGISLATIVE DEPARTMENT

ORDINANCE NO. 83 - 2009

BY: COMMUNITY DEVELOPMENT COMMITTEE

TITLE: AN ORDINANCE amending CHAPTER 1113 "ADMINISTRATION AND ENFORCEMENT" of the Codified Ordinances of the City of Massillon, by repealing existing Section 1113.06 "FEES" and enacting a new Section 1113.06 "FEES".

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MASSILLON, STATE OF OHIO, THAT:

Section I:

Existing Section 1113.06 "FEES" is hereby repealed and there be and is hereby enacted a new Sections 1113.06 "FEES", of CHAPTER 1113 "ADMINISTRATION AND ENFORCEMENT" of the Codified Ordinances of the City of Massillon. Said newly enacted Sections shall read as follows:

1113.06 FEES.

(a) Filing fees in the amount fixed as follows shall be paid when the application is submitted.

(1) Preliminary plat fees: 100.00 plus \$4.00 per lot

(2) Final plat fees: 100.00 plus \$4.00 per lot

(3) Preliminary plan time extension fee: \$25.00

(4) Preliminary plat resubmitted fee: Where the approved preliminary plan has not been changed but the approval period has expired, the fee shall be one-half the preliminary plan fees.

The filing fee shall be paid in local tender or by check or money order made payable to the City of Massillon and deposited with the Planning Department. No plat shall be considered filed until the above fees have been so deposited.

(b) Plan Checking and Field Inspection Fees. At the time such plans, profiles, and specifications are submitted for review, the City Engineer shall prepare an estimate of cost for office checking of all improvement plans. The subdivider shall thereupon deposit with the City an amount of money equal to such estimated cost. All work done by the Engineer in connection with checking, computing and correcting such plans for improvements shall be charged against such deposit. Plan checking fee shall be based upon the following schedule:

\$200.00 plus \$50.00 per Acre for the initial review.  
\$200.00 for each additional review. Major field changes involving extra work or material may require a recalculation of the fees at the discretion of the City Engineer.

The subdivider shall also pay to the City a fee to defray the cost of field inspection of the improvements. The inspection fee shall be determined by the City Engineer based upon the following schedule:

Flat fee of 1% of the estimated construction cost. Said fee shall be calculated using the engineer's itemized cost estimate and shall be the same cost estimate used in calculating the performance bond amount as required in Section 1113.02. Major field changes involving extra work or material may require a recalculation of the fees at the discretion of the City Engineer. Said additional extra work shall be billed to the developer at \$45.00/hr.

The subdivider is held responsible for inspection fees which will be payable upon commencement of improvements. The performance bond posted by the subdivider guarantees the payment of all inspection fees and no bonds will be released until all inspection fees have been paid in full.

(c) Recording Fees: The developer shall be responsible for any and all fees charged to the Stark County Auditor and Stark County Recorder regarding the recording and transfer of the final plat and related documents.

Section 2:

This ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED IN COUNCIL THIS 3<sup>rd</sup> DAY OF August, 2009

APPROVED: Mary Beth Bailey  
MARY BETH BAILEY, CLERK OF COUNCIL

Glenn Gamber  
GLENN E. GAMBER, PRESIDENT

APPROVED: August 4, 2009

Francis H. Cicchinelli, Jr.  
FRANCIS H. CICCHINELLI, JR., MAYOR

I hereby certify that the foregoing ordinance is a true copy of the original, as passed by the Council of the City of Massillon, Ohio, and approved as noted thereon:

Mary Beth Bailey  
Clerk of Council

Date 8-3-09