

ORDINANCE OF THE TOWN OF COTTAGE GROVE, WISCONSIN
Adopted pursuant to Sec. 25.01 of the Town of Cottage Grove Code

Title: Fees and Bonds

Code Section(s) created, amended, or repealed	<u>5.03(2), Chapter 07, 15.19.1, 17.02(1)(c), 17.02(4), 18.01(4), 18.01(8)(b), 18.02(4), 18.05(b), 20.01(4)</u>
Presented to Board by	<u>Town Clerk</u>
Committee Review by	<u>None</u>
Date(s) Public Hearing(s) held (if required)	<u>March 15, 2010</u>
Date adopted	<u>March 15, 2010</u>
Vote	<u>5-0</u>
Date of posting of adoption of ordinance	<u>4-9-2010</u>
Date of publication of adoption of ordinance	<u>Not Required</u>

The Town Board of the Town of Cottage Grove does ordain as follows:

TCG Ord. section 05.03(2) is hereby amended to read as follows:

(2) FEES

A fee, ~~as specified in s. TCG 07.02(10), set by resolution of the~~ Town Board, shall accompany each application for an alcohol beverage license. The fee for each license category shall be specified on the application, and shall be paid to the ~~town~~ Town treasurer in US currency, money order or check payable to: the Town of Cottage Grove. An itemized receipt shall be provided for all currency received. Failure to submit the total fee due will delay processing of the application and may be considered grounds for refusal to issue or re-issue a license to the applicant.

TCG Ord. Chapter 07 entitled FEES AND BONDS is hereby amended to read as follows:

07.01 SCOPE

(1) FEES

(a) All fees established throughout the code of ordinances of the Town ~~or by resolution of the~~ Town Board shall be submitted to the Town clerk's office along with a completed application as specified in the appropriate ordinance section. No application will be processed until all fees are received by the treasurer.

(b) The fees established throughout the code of ordinances of the Town are in addition to any fees specified elsewhere, and shall be paid to the Town treasurer in US currency, money order or check payable to: the Town of Cottage Grove. An itemized receipt shall be provided for all currency received.

(c) Any fee established by the Town Board which is in effect at the time of application for a license or permit shall remain in effect for the entire term of the license or permit, provided the application is approved. In the event a re-application is made, the established fee which is in effect

at the time of the re-application shall be considered the appropriate fee.

~~(2)~~ BONDS

~~[Text to be developed.]~~

~~(3)~~(2) FEE REVIEW

(a) All fee and bond schedules specified ~~in by~~ the code of ordinances of the Town shall be reviewed annually by the Town Board during the budget development process. Any changes deemed to be necessary during this process shall be presented in detail at the annual budget hearing specified in s. TCG 03.02(3)(a) and adopted along with the annual budget ~~without the need for further action by the board. Any changes in such fees adopted as part of the annual budget shall not require ordinance amendment by resolution of the Town Board.~~

(b) ~~All fees set forth in TCG 7.02 below are current as of December 31, 2008 and may be changed under sub (a) above or by resolution of the Town Board without amendment of this ordinance.~~ Any fee or bond schedule specified ~~in by~~ the code of ordinances of the Town may be reviewed and amended by resolution of the Town Board at any time outside the annual budget review process.

(c) Any fee specified ~~in by~~ the code of ordinances of the Town which is dependent upon a fee established by another authority having jurisdiction may be amended by resolution of the Town Board within 60 days of the Town clerk receiving official notice that the basic fee has been revised.

~~(4)~~(3) FEE REFUNDS

The Town Board may refund any fee specified ~~in by~~ the code of ordinances of the Town which was received with an application provided the applicant requests the refund in writing prior to the start of processing of the application and the activity applied for is abandoned.

~~(5)~~(4) EFFECTIVE DATE

~~(a) Original ordinance adopted August 6, 2001~~

~~(b) Last amended _____, 2010~~

~~(c) This section shall take effect upon passage and publication as required under s. 60.80, Wis Stats.~~

07.02 FEE SCHEDULES

~~All fees described in this section will be adopted by resolution of the Town Board.~~

~~(1) CIGARETTE AND TOBACCO PRODUCTS RETAILER LICENSE FEE~~

~~As permitted by s. 134.65(2), the Town Board shall establish by resolution a fee for cigarette and tobacco product licenses.~~

~~(2) EQUIPMENT RATES~~

~~The fee to be determined at the (going rate) at the time of rental by the appropriate Town official in~~

~~consultation with the Town Board. Unless otherwise specified in the code of ordinances of the Town, fees charged for contracted services rendered to Town residents and other municipalities, and fees charged for remediation of ordinance violations when that remediation is performed by Town employees and/or contracted providers, shall be set by resolution of the Town Board. Each operator's actual hourly wage, including benefits, shall be assessed separately from, and in addition to, the equipment costs in each case.~~

(3) EMERGENCY RESPONSE REIMBURSEMENT FEES

Unless otherwise specified in the code of ordinances of the Town, the fees for emergency services provided in accordance with the provisions of s. TCG 11.02(6)(bc), and ss. 60.557 and 166.22, Stats., by the Cottage Grove Volunteer Fire Department, or on their behalf in accordance with a signed mutual aid agreement, ~~shall be determined in accordance with Table 07-06~~ set by resolution of the Town Board.

TABLE 07—06

Fire Department Pumper	\$ 35.00 / Hour
Fire Department Tanker	\$ 25.00 / Hour
Fire Department Rescue Squad Truck	\$ 20.00 / Hour
Fire Department Utility Van	\$ 20.00 / Run
Fire Department Brush Truck	\$ 15.00 / Hour
"Jaws of Life"	\$ 20.00 / Run
Fire Suppressant Foam	\$ 16.00 / Gallon
Emergency Response Personnel — Each	\$ 5.25 / Hour

(1)(4) HANDLING FEES

The Town may charge a handling fee, ~~determined at \$5.00 per hour, with a minimum fee of \$5.00,~~ in addition to any other fee specified ~~in-by~~ the code of ordinances of the Town to offset any extraordinary administrative costs.

(9)(5) TOWN HALL AND FLYNN HALL USE PERMIT FEES

(a) Unless otherwise specified in the code of ordinances of the Town, a "user" fee shall accompany the permit application for use of the Town hall or Flynn hall facilities by other than recognized civic organizations. A higher fee may be charged to users who are not residents of the Town or Village of Cottage Grove.

(b) In addition to the fee specified in (a), a refundable "clean-up" deposit fee shall accompany all permit applications. This deposit may be returned provided the facilities are cleaned to the satisfaction of the Town clerk or designee, following the function, and the Town does not have any expenses related to damage as a result of the function.

(5)(6) MAILING LIST AND POLL LIST FEES

Unless otherwise specified in the code of ordinances of the Town, ~~the-a~~ fee shall be charged for mailing lists requested from Town databases. The fee for poll lists will be the current price for data

~~from the Statewide Voter Registration System (SVRS) as specified by the Government Accountability Board. or poll lists shall be \$25.00 for the first 1,000 names and \$5.00 for each 1,000 names thereafter.~~ This fee shall be doubled if gummed labels are requested. _____

~~(7) NON-SUFFICIENT FUNDS FEE~~

~~A non-sufficient funds fee will be charged on all "NSF" and "Closed Account" checks returned from the bank.~~

~~(7)(8) OVERWEIGHT PERMIT FEES~~

Unless otherwise specified in the code of ordinances of the Town, an overweight permit fee ~~of \$20.00 per power unit~~ shall be paid to the Town in addition to any fee specified in s. 348.25, Stats., which is paid to the Wisconsin Department of Transportation.

~~(2)(9) PHOTOCOPYING FEES~~

~~Unless otherwise specified in the code of ordinances of the Town, a photocopy fee of \$0.25 per page may be charged. A per page photocopy fee may be charged for any document copies requested. A larger fee may be charged for all sheets sized in excess of the capacity of the Town copy machine.~~

~~(10) STATEMENT OF REAL PROPERTY STATUS (TITLE SEARCH) FEE~~

~~A per tax parcel fee may be charged for any request for real property status (title search).~~ _____

~~(3) PLAN REPRODUCTION FEES~~

~~A fee of \$5.00 per plan page may be charged for all sheets sized in excess of the capacity of the Town copy machine. Plan sheets sized for use on the Town copy machine may be charged the normal photocopying fee.~~

~~(4) COMPUTER INFORMATION FEES~~

~~Unless otherwise specified in the code of ordinances of the Town, information from computer files is available for the costs incurred in generating the data requested.~~

~~(6) SPECIALIZED PLOWING OPERATIONS FEES~~

~~Unless otherwise specified in the code of ordinances of the Town, the fee for specialized plowing services shall be \$50.00 per hour, with a minimum fee of \$50.00__~~

~~_____(9) CHANGE OF LAND USE FEES~~

~~(f)The fee for a change of land use, other than a request for a variance from a Town ordinance, shall be \$250.00.~~

~~(g)There is NO FEE for a request for a variance from a Town ordinance.~~

~~_____(10) ALCOHOL BEVERAGE LICENSE FEES~~

~~(a)Unless otherwise specified in the code of ordinances of the Town, the fee for an alcohol beverage license shall be determined in accordance with Table 07-05. The fee for each license category shall~~

~~be specified on the application, and the total amount due shall be submitted with the application.~~

~~(b) Failure to submit the total fee due will delay processing of the application and may be considered grounds for refusal to issue or re-issue a license to the applicant.~~

TABLE 07-05

Reserve "Class B" [Intoxicating Beverage]	[\$10,000.00]
Class "A" [Beer]	[\$500.00]
Class "B" [Beer]	[\$100.00]
"Class A" [Liquor]	[\$500.00]
"Class B" [Liquor]	[\$500.00]
"Class B" [Winery]	[\$100.00]
"Class C" [Wine]	[\$100.00]
Operator	[\$25.00]
Manager	[\$25.00]
Temporary Class "B" [Picnic/Beer]	[\$10.00/day]
Temporary "Class B" [Picnic/Wine]	[\$10.00/day]

~~(13) — NONMETALLIC MINING PERMIT FEES~~

~~(a) Unless otherwise specified in the code of ordinances of the Town, a permit fee of \$250.00, in addition to any fee specified in 07.02(9) if the application requires a change of land use, shall be paid to the Town for a nonmetallic mining permit.~~

~~(b) Failure to submit the total of all Town fees due at the time of application will delay processing of the application and may be considered grounds for refusal to issue or re-issue the nonmetallic mining permit.~~

~~(14) — BLASTING PERMIT FEES~~

~~(a) Unless otherwise specified in the code of ordinances of the Town, the fee for a blasting permit shall be \$20.00 for a short term permit and \$100.00 for a long term permit, in addition to any fee specified in 07.02(9) if the application requires a change of land use. The fee for each permit category shall be specified on the application and the total amount due shall be submitted with the application.~~

~~(b) Failure to submit the total fee due will delay processing of the application and may be considered grounds for refusal to issue or re-issue the nonmetallic mining permit.~~

~~(16) — IMPACT FEES~~

~~[Fees to be developed.]~~

~~(17) — EQUIPMENT RENTAL~~

~~(10)~~(11) EFFECTIVE DATE

- (a) Original ordinance adopted August 6, 2001
- (b) Last amended _____, 2010
- (c) This section shall take effect upon passage and publication as required under s. 60.80, Wis. Stats.

TCG Ord. section 15.19.1 is hereby amended to read as follows:

A fee, as set by resolution of the Town Board, ~~specified and amended in Town of Cottage Grove Ordinance sec. 07.02(9)~~, shall accompany each application for a change of land use, including rezones and conditional use permits, for any parcel within the Town limits. The fee shall be in addition to any Dane county fees, which are not a part of this code, and are not paid to the town.

TCG Ord. section 17.02(1)(c) is hereby amended to read as follows:

- (c) An application for nonmetallic mining will not be processed until the appropriate fee, set by resolution of the Town Board, ~~specified in s. TCG 07.02(16)~~ has been paid to the ~~Town treasurer~~ and the operation plan specified in s. TCG 17.03 has been received by the ~~Clerk~~clerk. This fee shall be in addition to any fee specified in 15.19.1 if the application requires a change of land use.

TCG Ord. section 17.02(4) is hereby amended to read as follows:

(4) FEES

A fee, ~~as specified in s. TCG 07.02(16)~~, set by resolution of the Town Board, shall accompany each application for a nonmetallic mining permit. The fee shall be paid to the Town treasurer in US currency, money order, or check payable to: the Town of Cottage Grove. An itemized receipt shall be provided for all currency received. No application will be processed until all fees are received by the treasurer

TCG Ord. section 18.01(4) is hereby amended to read as follows:

(4) FEES

A fee, ~~as specified in s. TCG 07.02(17)~~ set by resolution of the Town Board, shall accompany each application for a blasting permit. The fee shall be paid to the ~~town~~-Town treasurer in US currency, money order or check payable to: the Town of Cottage Grove. An itemized receipt shall be provided for all currency received.

~~Failure to submit the total fee due will delay processing of the application and may be considered grounds for refusal to issue or re-issue the nonmetallic mining permit.~~

TCG Ord. section 18.01(8)(b) is hereby amended as follows:

- (b) An application for a blasting permit will not be processed until the appropriate fee, ~~specified in s. TCG 07.02(17)~~ set by resolution of the Town Board, has been paid to the treasurer; and the properly completed permit application has been received by the clerk.

TCG Ord. section 18.02(4) is hereby amended to read as follows:

(4) FEES

A fee, ~~as specified in s. TCG-07.02(18)~~ set by resolution of the Town Board, shall accompany each application for a fireworks use permit. The fee shall be paid to the ~~town~~ Town treasurer in US currency, money order or check payable to: the Town of Cottage Grove. An itemized receipt shall be provided for all currency received.

TCG Ord. section 18.02(5)(b) is hereby amended to read as follows:

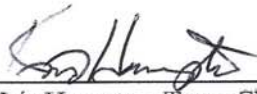
(b) An application for a fireworks use permit will not be processed until the appropriate fee, ~~specified in s. TCG-07.02(18)~~ set by resolution of the Town Board, has been paid to the treasurer; and the properly completed permit application has been received by the clerk.

TCG Ord. section 20.01(4)(d) is hereby amended to read as follows:

(d) A license fee, ~~as specified in s. TCG-07.02(12)~~ set by resolution of the Town Board, shall be paid to the ~~town~~ Town treasurer, in addition to the dog license fee imposed by Dane County.

Adopted this 15th day of March, 2010, by a vote of 5 for, 0 against, and 0 abstain.

TOWN OF COTTAGE GROVE


Kris Hampton, Town Chair

Approved as to form as of this
_____ day of _____, 2010.

ANDERSON & KENT, S.C.

ATTEST:


Kim Banigan, Town Clerk

Constance L. Anderson
Cottage Grove Town Attorney