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## CH26 - 2017 Ordinances

### CH26 26 .1 - Amendment to Ordinance No 4-2009 and 5-2010 Fee Schedule

Amendment to Ordinance No. 4-2009 and Ordinance No. 5-2010 Fee Schedule.

The Town of Lapel, through the Town Board, desires to amend the current Fee Schedule as established in Ordinance No. 4-2009, and amended by Ordinance No. 5-2010, that fee schedule including all permit schedules of fees.

BE IT ORDAINED, by the Town Board of Lapel, that Ordinance No. 4-2009 and Ordinance No, 5-2010 are now amended and the fees adopted are as follows:

#### PROPOSED FEE SCHEDULE

- Site Development Plan Review, \$50
- PUD Sketch Plan, \$50
- PUD Concept Plan & Rezoning, \$500 + \$50 per acre
- PUD Detailed Plan, 500 + 50 per acre
- Rezoning (zone Map amendment), \$250 + \$10 per acre
- Special Use Petitions, \$300
- Development Standards Variance Petitions, \$150 + \$50 for additional
- Floodplain Standards Variance Petition, \$0
- Administrative Appeal, \$0 + Public Notice Fee
- Administrative Plat Review, \$200 + \$50 per lot
- Major Subdivision Sketch Plan Review 1-6 lots, \$800 + \$35 per lot
- Major Subdivision Sketch Plan Review 7+ lots, \$800 + \$35 per lot
- Major Subdivision Preliminary Plat Review 1-6 lots, \$800 + \$35 per lot
- Major Subdivision Preliminary Plat Review 7+ lots, \$800 + \$35 per lot

- Major Subdivision Construction Plan Review 1-6 lots, \$800 + \$35 per lot
- Major Subdivision Construction Plan Review 7+ lots, \$800 + \$35 per lot
- Major Subdivision Final Plat Review 1-6 lots, \$800 + \$35 per lot
- Major Subdivision Final Plat Review 7+ lots, \$800 + \$35 per lot
- Waiver of Subdivision Regulations, \$250
- Re-Plat Review, \$100 + \$50 per lot
- Vacation of Plat Review, \$150
- Land Use Variance, \$250
- Annexation (Voluntary), \$250 + \$10 per acre

### **Single Family Dwelling Units (Building Permit)**

- Under 1501 sq. ft., \$150 + \$0.067 per sq.ft.
- 1501 to 2000 sq. ft., \$150 + \$0.067 per sq.ft.
- 2001 to 2500 sq. ft., \$150 + \$0.067 per sq.ft.
- 2501 to 3000 sq. ft., \$150 + \$0.067 per sq.ft.
- 3001 to 3500 sq. ft., \$150 + \$0.067 per sq.ft.
- 3501 to 4000 sq. ft., \$150 + \$0.067 per sq.ft.
- 4001 to 4500 sq. ft., \$150 + \$0.067 per sq.ft.
- 4501 to 5000 sq. ft., \$150 + \$0.067 per sq.ft.
- 5001 to 5500 sq. ft., \$150 + \$0.067 per sq.ft.
- 5501 sq. ft. and above, \$150 + \$0.067 per sq.ft.

### **Two Family Dwelling Units (Building Permit)**

- Building Permit, \$150 + \$0.067 per sq.ft.

### **Multi Family (Building Permit)**

- Building Permit, \$250 + \$0.020 per sq.ft.

### **Commercial (Building Permit)**

- Building Permit, \$250 + \$0.010 per sq.ft.

### **Industrial (Building Permit)**

- Building Permit, \$250 + \$0.010 per sq.ft.

### **Single Family Dwelling Remodels**

- Under 1501 sq. ft., \$100 + \$0.03 per sq.ft.
- 1501 to 2000 sq. ft., \$100 + \$0.03 per sq.ft.
- 2001 to 2500 sq. ft., \$100 + \$0.03 per sq.ft.
- 2501 to 3000 sq. ft., \$100 + \$0.03 per sq.ft.

- 3001 to 3500 sq. ft., \$100 + \$0.03 per sq.ft.
- 3501 to 4000 sq. ft., \$100 + \$0.03 per sq.ft.
- 4001 to 4500 sq. ft., \$100 + \$0.03 per sq.ft.
- 4501 to 5000 sq. ft., \$100 + \$0.03 per sq.ft..
- 5001 to 5500 sq. ft., \$100 + \$0.03 per sq.ft.
- 5501 sq. ft. and above, \$100 + \$0.03 per sq.ft.
- Meter base
- Meter base re-inspection
- Major demolition with utilities or well, \$50
- Multi-family, Commercial, & Industrial New & Remodel, \$150 + \$0.10 / sq. ft.

### **Detached Garages, Pole Barnes and Accessory Structures**

- Under 181 sq. ft. AND no foundation, \$0
- 181 sq. ft. and above, \$50 + \$0.06 per sq. ft.
- In-ground Swimming Pool (filtered), \$100 + \$0.01 per sq. ft.
- Above Ground (filtered, with electric), \$50
- Spas (with electric), \$50
- Decks, \$35 + \$0.01 per sq. ft.
- Fences, \$25
- Moving Structure, \$100 + traffic safety costs

### **Improvement Location / Structural Permits**

- Residential
  - Foundation Permit, \$75 + \$0.03 per sq. ft.
  - Roofing Permit, \$35
  - Electric, Plumbing, HVAC Permit, \$35 + \$0.01 per sq. ft (each)
  - Driveway, \$25
  - Curb-cut Permit, \$25
- Commercial/Industrial
  - Roofing Permit, \$100
  - Electric, Plumbing, HVAC Permit, \$100 + \$0.01 per sq. ft (each)
  - Driveway / Curb-cut Permit, \$100

### **Signs**

- Signs (permanent with base), \$25 + \$1 per sq. ft. over 16 sq. ft
- Sign re-inspection for violation, \$50

### **Cellular Facilities**

- New Tower, \$200
- Co-location, \$100

- New / Replacement Equipment Cabinet (not new tower), \$100
- Non-categorized (as required by law), \$75

### Certificate of Occupancy

- Single Family Residential, \$50
- Two Family Residential, \$50
- Multi-Family Residential, \$100
- Commercial, \$100
- Industrial, \$100

### Additional Fees

- Temporary Use, \$50
- Off Street-Parking (Operated by private for revenue), \$5 per space
- Home Occupation (annually), \$0
- Sales Trailers, \$50
- Amendment to an Approved Building Permit, \$25
- Incorrect Posting of Permit and/or Address Cards, \$25
- Building Permit Replacement Cards, \$5
- Removal of "Do Not Occupy" sticker, \$100

Read and Adopted the 20th Day of July 2017

#### Further Information

**1-2017**

**Date Passed: 7/20/2017**

## CH26 26 .2 - Community Crossing Grant Fund

An Ordinance Establishing the Town of Lapel Community Crossing Grant Fund

WHEREAS, the Town of Lapel, Madison County, Indiana, by its Town Council, wishes to establish a Community Crossing Grant Fund.

NOW, THEREFORE, BE IT ORDAINED, by the Town Council of the Town of Lapel, Madison County, Indiana:

### SECTION 1

There is hereby established in the Town of Lapel a fund for deposit of any grants awarded to the Town of Lapel from the Indiana Department of Transportation pursuant to any Local Roads and Bridges Matching Grant

Agreement (the "Grant Agreement") entered into between the Town of Lapel and the Indiana Department of Transportation. The fund shall be referred to as the "Community Crossing Grant Fund".

## SECTION II

Monies deposited in the Community Crossing Grant Fund shall be expended with appropriations only for the purposes for which the grant was awarded under the Grant Agreement.

## SECTION III

Any unexpended monies in the Community Crossing Grant Fund at the close of the Project (as described in the applicable Grant Agreement) that were received from the Indiana Department of Transportation shall be returned to the Indiana Department of Transportation in accordance with said Grant Agreement.

## SECTION IV

The express or implied repeal or amendment by this Ordinance of any other Ordinance or part of any other Ordinance does not affect any rights or liabilities accrued, penalties incurred,, or procedures begun prior to the effective date of this Ordinance. Those rights, liabilities, and proceedings are continued and penalties shall be imposed and enforced under the repealed or amended Ordinance as if this Ordinance had not been adopted.

## SECTION V

No part of this Ordinance shall be interpreted to conflict with any local, state or federal laws, and all reasonable efforts should be made to harmonize the same. Should any section or party of this Ordinance be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the Ordinance as a whole, or any other portion thereof other than that portion so declared to be invalid, and for this purpose the provisions of this Ordinance are hereby declared to be severable.

## SECTION VI

Passed and adopted by the Town of Lapel, Town Council, Madison County, Indiana, this \_\_\_\_ day of November 2017.

### Further Information

2-2017

## CH26 26 .3 - Local Road and Bridge Matching Grant Fund

BE IT ORDAINED by the Town of Lapel, Madison County, Indiana:

WHEREAS, the Lapel Town Council, Lapel, Madison County, Indiana, pursuant to HEA 1001-2016, establishes a Local Road and Bridge Matching Grant Fund to be governed by the applicable statutory provisions provided herein.

Now, therefore, the Town Council of Lapel, Indiana, adopts as an ordinance the following:

1. Creation of a Local Road and Bridge Matching Grant Fund. A new non-reverting fund to be known as the Local Road and Bridge Matching Grant Fund ("Fund") is now established. The Fund shall receive monies from the Local Road and Bridge Matching Grant Fund thru INDOT, as well as local match funds transferred from the LOIT Special Distribution Fund, the Rainy Day Fund and any other funds applicable to the Community Crossing Grant Fund or purposes of the same.
2. Construction of Clause Headings. The clause headings appearing in this ordinance have been provided for convenience and reference, and do not purport and will not be deemed to define, limit, or extend the scope or intent of the clauses to which the headings pertain.
3. Repeal of Conflicting Ordinances. The provisions of all other ordinances in conflict with the provisions of this ordinance are of no further force or effect and are now repealed.
4. Severability of Provisions. If any part of this ordinance is held to be invalid, such part will be deemed severable and its invalidity will have no effect upon the remaining provisions of this ordinance.
5. Duration and Effective Date. The provisions set forth in this ordinance become and will remain in full force and effect (until their repeal by ordinance) on the day of passage and adoption of this ordinance by signature of the executive in the manner prescribed by Indiana Code [36-4-6-15](#) [36-4-6.16](#)

#### Further Information

3-2017

## CH26 26 .4 - Rate Increase for Lapel Municipal Gas Company

AN ORDINANCE ESTABLISHING A NEW MONTHLY RATE INCREASE FOR LAPEL MUNICIPAL GAS COMPANY

BE IT ORDAINED, by the Town of Lapel, Madison County, Indiana.

WHEREAS, the Town of Lapel has heretofore established, constructed and financed a municipal gas utility and now owns and operates the utility.

WHEREAS, the town municipal gas utility is not under the jurisdiction of the Indiana Utility Regulatory Commission.

WHEREAS, that the Town of Lapel wishes to amend Ordinance No. 2, April 15, 1997, and Ordinance No. 9, July 20, 2000, as to the established monthly user rates for the Lapel Municipal Gas Company.

WHEREAS, the council has engaged Callahan CPA Group, P.C., in order to conduct a study of the Town of Lapel Municipal Gas Utility as to the issue of a necessary approximate rate increase.

WHEREAS, that the study and report was submitted to the Town Board of Lapel, during the monthly regular meeting of the Lapel Town Council, on the 17th day of August, 2017.

WHEREAS, pursuant to the submission of the above referenced rate study and report, the Town Board of Lapel approved a gas rate increase in the amount of twenty-six percent (26%) to be charged and collected against each consumer who shall directly or indirectly receive gas from the municipal gas utility.

WHEREAS, this ordinance shall replace the gas rates as established in the above referenced Ordinance No. 2, April 15, 1997, and Ordinance No. 9, July 20, 2000.

WHEREAS, this ordinance shall be in full force and effect after its passage and approval by the Lapel Town Council.

Further Information
4-2017