

## **RESOLUTION 24-52**

**A RESOLUTION OF THE CITY OF MARCO ISLAND, FLORIDA, ADOPTING A SCHEDULE OF FEES, DEPOSITS AND SURETY AMOUNTS PERTAINING TO REGISTRATION OF LAWN AND LANDSCAPE MAINTENANCE PROFESSIONALS, ADMINISTRATION OF NUISANCE ABATEMENT ACTIONS, APPLICATIONS FOR CABLE TELECOMMUNICATION SERVICES FRANCHISES, ESTABLISHMENT OF UTILITY ACCOUNTS, INSPECTION OF GREASE TRAPS AND INTERCEPTORS, REGISTRATION AND INSPECTION OF GREASE HAULERS, APPLICATIONS FOR ALTERNATIVE WATER AND SEWER IMPACT FEES, AND AGREEMENTS FOR DEVELOPER WATER AND SEWER CONTRIBUTION CREDIT; PROVIDING FOR CONFLICTS, SEVERABILITY AND AN EFFECTIVE DATE.**

**WHEREAS**, the Code of Ordinances establishes fee, deposit and surety amounts for various applications, inspections, permits, licenses, registrations, facilities usage, and other matters; and

**WHEREAS**, the City Council wishes to remove fee, deposit and surety amounts from the Code of Ordinances and instead adopt them by resolution; and

**WHEREAS**, the City Council has already adopted updates to most of its fee, deposit and surety amounts by resolution instead of ordinance; and

**WHEREAS**, the City Council wishes to adopt the remaining fee, deposit and surety amounts by resolution, as set forth in Exhibit "A," which is attached hereto and incorporated herein by reference.

**NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MARCO ISLAND, FLORIDA:**

**Section 1.** The above recitals are true and correct and incorporated herein.

**Section 2.** The minimum and maximum fines for certain City Code violations are hereby established and adopted pursuant to Exhibit "A," which is hereto and incorporated herein by reference.

**Section 3.** That all prior resolutions or parts of resolutions, insofar as they are inconsistent or in conflict with the provisions of this Resolution, are hereby repealed.

**Section 4.** If any clause, section or other part of this Resolution shall be held by any court of competent jurisdiction to be unconstitutional or invalid, such unconstitutional or invalid part shall be considered eliminated and will in no way affect the validity of the other provisions of this Resolution.

**Section 5.** This Resolution shall be effective immediately upon adoption by the City Council.

ADOPTED BY THE CITY COUNCIL OF THE CITY OF MARCO ISLAND, this 9<sup>th</sup> day of September 2024.

**ATTEST:**

**CITY OF MARCO ISLAND, FLORIDA**

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Joan Taylor, City Clerk

By: \_\_\_\_\_  
Jared Grifoni, Chairman

Approved as to form and legal sufficiency:

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Alan L. Gabriel, City Attorney

## **EXHIBIT “A”**

### **Chapter 8, Article IV. Marco Island Lawn and Landscape Maintenance Registration Regulations;**

#### **Sec. 8-74. Certification application; contents**

Initial application fee: \$50.00

Renewal fee: \$15.00

#### **Sec. 8-76. Duty to carry, exhibit certification and receive appropriate permit.**

Decal fee (first one for each registration is issued at no cost): \$5.00

### **Chapter 14, Article VI. Nuisance abatement; recovery of abatement costs; liens**

#### **Sec. 14-62. Procedures.**

Administrative fee due after nuisance abatement by the City: \$200.00 per parcel.

Late fee for payment of abatement invoice: \$25.00

### **Chapter 46, Article II. Cable Telecommunication Services.**

#### **Sec. 46-36. Application fee.**

Franchise application fee: \$3,000.00

### **Chapter 52, Article II. Utility Operation and Regulations.**

#### **DIVISION 1., GENERALLY**

#### **Sec. 52-50. Rates; security deposits.**

Security deposits. For utility accounts, security deposits are required as follows:

Meter Size	Deposit Amount
5/8" x 3/4"	\$125.00

$\frac{3}{4}$ "	150.00
1"	200.00
1½"	300.00
2"	450.00
3" and larger	As determined by the director

## DIVISION 5., GREASE DAMAGE PREVENTION

### **Sec. 52-124. Grease traps and interceptors.**

(c)(2) If a FSF determines that the supplemental interceptor pumping frequency is unnecessary to remain in compliance, the facility may submit a written request for an interim inspection at a fee of \$75.00 to verify that all conditions of this division are in compliance.

(d)(2) If a FSF determines that the required interceptor pumping frequency is unnecessary in order to remain in compliance with the criteria in subsection (d)(2), the facility may submit a written request for an interim inspection at a fee of \$75.00 to verify that all conditions of this division are in compliance.

(3) *Supplemental interceptor pumping frequency.* In addition to required quarterly pumping, each FSF with 100 or more total seats shall pump monthly in January, February, March and April during season. Those facilities may choose to opt out; however, if the FSF is inspected during this time period and is found to be in violation, an automatic fee of \$250.00 will be assessed. Immediate cleaning/pumping of the grease interceptor is also required and a follow up inspection will occur within three days. If the violation(s) are not corrected additional fees will be assessed for noncompliance. Each additional fee will be doubled with each failed inspection. Additional grease interceptor pumping is required according to the following criteria:

(3)(e) If a FSF determines that the supplemental interceptor pumping frequency is unnecessary in order to remain in compliance with the criteria in subsection (3), the facility as an option may submit a written request for an interim inspection at a fee of \$75.00 to verify that all conditions of this division are in compliance.

### **Sec. 52-126. Grease hauler regulation program.**

Grease hauler registration application fee: \$25.00 fee

Financial assurance pursuant to (b)(4): \$10,000.00

**Sec. 52-127. Fees.**

(1) *Pre-permit inspection fees:*

\$0.00 for the first and second inspections

\$250.00 if a third pre-permit inspection is required due to the FSF's failure to correct deficiencies

\$500.00 for each subsequent inspection

(2) *Inspection and noncompliance fees.*

\$0.00 for periodic inspections conducted by GMP officials on FSFs with current GDPs, including reinspection due to deficiencies found during the previous periodic inspection provided all of the deficiencies have been corrected

\$150.00 if all of the deficiencies have not been corrected on the reinspection.

\$250.00 if upon a second reinspection all of the deficiencies have not been corrected.

\$500 for each subsequent inspection.

DIVISION 6. [WATER AND SEWER] IMPACT FEES

**Sec. 52-141. Alternative [water and wastewater impact ] fee calculation.**

Alternative impact fee calculation review fee: \$2,500.00 plus the actual cost upon completed review if in excess of \$2,500.00.

**Sec. 52-142. Developer contribution credit.**

Processing, review and audit fee for a developer contribution agreement: \$2,500.00