



Agenda Report

2725 Judge Fran Jamieson
Way
Viera, FL 32940

Consent

F.6.

5/18/2021

Subject:

Board Policy Review, Re: BCC-41, Waiver of Development Review and Permit Fees.

Fiscal Impact:

Application fees vary.

Dept/Office:

Planning and Development

Requested Action:

It is requested that the Board of County Commissioners continue Board Policy BCC-41, Waiver of Development Review and Permit Fees.

Summary Explanation and Background:

Pursuant to BCC-31, Sunset Review of Programs, Services, Ordinances, Policies, and Administrative Orders, staff has reviewed BCC-41 and requests continuance of the Policy to May 4, 2024. BCC-31 requires the review of Board Policies every three years to determine if a policy is relevant. BCC-41 is relevant in that it provides a mechanism for the County Manager, or designee, to waive fees for development review and permit fees under certain circumstances as follows:

1. The project for which the development order is sought was created due to a physical or material change in the property caused by an action of the Board of County Commissioners, or an action taken as directed by the Board of County Commissioners.
2. The project for which the development order is sought was created due to a physical or material change in the property caused by an action of a Federal, State, or regional governmental agency based upon a request by the Board of County Commissioners.

Any applicant who requests a waiver which is denied by the County Manager, or designee, may appeal that decision to the Board of County Commissioners within 30 days after the date of the decision, but not thereafter.

After review by staff, there are no substantive changes being recommended to the current policy.

Clerk to the Board Instructions:

Please forward the signed original BCC-41 to the County Manager's Office.



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May 19, 2021

M E M O R A N D U M

TO: Frank Abbate, County Manager

RE: Item F.6., BCC-41, Waiver of Development Review and Permit Fees

The Board of County Commissioners, in regular session on May 18, 2021, approved the request to continue Board Policy BCC-41, Waiver of Development Review and Permit Fees. Enclosed is the executed BCC-41 Policy.

Your continued cooperation is greatly appreciated.

Sincerely yours,

BOARD OF COUNTY COMMISSIONERS
RACHEL M. SADOFF, CLERK

A handwritten signature in cursive script, reading "Kimberly Powell".

Kimberly Powell, Clerk to the Board

/ns

Encl. (1)

cc: Planning and Development



BOARD OF COUNTY COMMISSIONERS

POLICY

Number: BCC-41

Cancels: May 8, 2018

Approved: May 18, 2021

Originator: Planning & Development

Review: May 18, 2024

TITLE: Waiver of Board of Adjustment Application Fees

I. Objective

To provide for the administrative waiver by the County Manager, or designee, of fees for development review and permits under certain circumstances.

II. Definitions

For the purposes of this policy, the following definitions shall apply:

- A. Development review and permit fees – Fees associated with the review and issuance of a development order issued by Brevard County.
- B. Development order – A site plan, subdivision plat, building permit, sign permit, or other similar approval required for construction or development by Brevard County.


III. Directives

- A. The County Manager, or designee, is hereby authorized to grant waivers of review and permit fees, as defined above, in the following circumstances.
 - 1. The project for which the development order is sought was created due to a physical or material change in the property caused by an action of the Board of County Commission, or an action taken as directed by the Board of County Commissioners.
 - 2. The project for which the development order is sought was created due to a physical or material change in the property caused by an action of a Federal, State, or regional governmental agency based upon a request by the Board of County Commissioners.
- B. Any request for a waiver which is denied by the County Manager, or designee, may appeal that decision to the Board of County Commissioners within 30 days after the date of the decision, but not thereafter.

IV. Reservation of Authority

The authority to issue or revise this policy is reserved to the Board of County Commissioners

ATTEST:



for

Rachel Sadoff, Clerk



Rita Pritchett, Chair
Board of County Commissioners
Brevard County, Florida
As approved by the Board on May 18, 2021