

DEADLINES - Applications are to be submitted to the Clerk's Office by the following deadlines:

- * Regular applications are due **15 days prior** to the next regularly scheduled Plan Commission meeting.
- * Public Hearing applications are due **28 days prior** to the next regularly scheduled Plan Commission meeting

A complete submittal includes one set of the following documents:

- Completed and signed Plan Commission Agenda Application and Professional Services Reimbursement Form.
- Application fee with check made payable to the City of Delafield.
- Any other documents as requested by the City Planner. **NOTE: If submitting plans larger than 11" x 17", please submit one (1) set of full-size plans which shall be folded as well as one reduced size copy.*

Plan Commission meetings are held the last Wednesday of the month at 7PM at City Hall in the Council Chambers unless otherwise noted. Applicants **MUST** be in attendance at the meeting or action **WILL NOT** be taken by the Plan Commission. Please contact City Planner Roger Dupler with any questions regarding this application at 262-505-3258, rtdupler@gmail.com.

~ INCOMPLETE SUBMITTALS WILL NOT BE POSTED TO THE AGENDA ~

PROPERTY OWNER INFORMATION

Name: _____

Signature: _____

Mailing Address: _____

| | | | | |
|--|------------|------|-------|-----|
| | Suite/Unit | City | State | Zip |
|--|------------|------|-------|-----|

Phone - Day: _____ Phone - Evening: _____

E-Mail Address: _____

APPLICANT INFORMATION

(Skip if it is the same as above)

Name: _____

Mailing Address: _____

| | | | | |
|--|------------|------|-------|-----|
| | Suite/Unit | City | State | Zip |
|--|------------|------|-------|-----|

Phone - Day: _____ Phone - Evening: _____

E-Mail Address: _____

**FOR OFFICE USE ONLY:
DATE SUBMITTED**

Please check the box by the item you are applying for.

| <u>TYPE OF REVIEW APPLICANT IS REQUESTING</u> | | <u>FEE</u> |
|---|--|---|
| TAX KEY: DELC | | <i>(must be filled in by the applicant)</i> |
| <input type="checkbox"/> | Conceptual Project Presentation SUBMITTAL DOCUMENTS <ul style="list-style-type: none"> • Written explanation of project • Scaled site plan (1" - 100 or larger scale) | \$0 |
| <input type="checkbox"/> | Certified Survey Map (CSM) SUBMITTAL DOCUMENTS – Zoning Code Section 18.31 <ul style="list-style-type: none"> • Certified Survey Map • Title Report | \$200 |
| <input type="checkbox"/> | Conditional Use Public Hearing / Permit SUBMITTAL DOCUMENTS – Zoning Code Section 17.40-42 <ul style="list-style-type: none"> • Scaled site plan (1" - 100 or larger scale) showing: <ul style="list-style-type: none"> • Property boundaries and dimensions, yard setbacks and easements • Existing building and proposed buildings elevations and floor plan • Existing and proposed driveways and off-street parking areas • Existing and proposed vegetation • Any additional information requested | \$250 |
| <input type="checkbox"/> | Conditional Use Public Hearing / Permit for Planned Developments General Development Plan (GDP) SUBMITTAL DOCUMENTS – Zoning Code Section 17.75-76 <ul style="list-style-type: none"> • Title Report • General site plan • General landscape plan • Building elevation plans (if available) • General grading and storm water management plan • Any additional information requested | \$250 |
| <input type="checkbox"/> | Conditional Use Public Hearing / Permit for Planned Developments Specific Implementation Plan (SIP) SUBMITTAL DOCUMENTS – Zoning Code Section 17.75-76 <ul style="list-style-type: none"> • Detailed site plan • Detailed landscape plan • Building elevation plans • Sign plans and colored rendering • Colored rendering of the building • Lighting plan (if required) • Construction site erosion control plan (if required) • Grading and storm water management plan (if required) • Any additional information requested | \$350 |

Please check the box by the item you are applying for.

| | | |
|--------------------------|---|---------------------------------|
| <input type="checkbox"/> | <p>Site Plan and Appearance Review SUBMITTAL DOCUMENTS – Zoning Code Section 17.28-29</p> <ul style="list-style-type: none"> • Detailed site plan • Sign plans and colored rendering • Colored rendering of the building • Lighting plan (if required) • Construction site erosion control plan (if required) • Grading and storm water management plan (if required) • Scaled site plan (1" - 100 or larger scale) showing: <ul style="list-style-type: none"> • Property boundaries and dimensions, yard setbacks and easements • Existing building and proposed buildings elevations and floor plan • Existing and proposed driveways and off-street parking areas • Existing and proposed vegetation • Any additional information requested | <p>\$150</p> |
| <input type="checkbox"/> | <p>Extraterritorial Certified Survey Map – Zoning Code Section 18.31</p> <ul style="list-style-type: none"> • Certified Survey Map | <p>\$75</p> |
| <input type="checkbox"/> | <p>Final Plat – Less than 20 acres – Zoning Code Section 18.27-28 SUBMITTAL DOCUMENTS</p> <ul style="list-style-type: none"> • Approved Preliminary Plat | <p>\$190</p> |
| <input type="checkbox"/> | <p>Final Plat – More than 20 acres – Zoning Code Section 18.27-28 SUBMITTAL DOCUMENTS</p> <ul style="list-style-type: none"> • Approved Preliminary Plat | <p>\$190 + \$2 per acre</p> |
| <input type="checkbox"/> | <p>Preliminary Plat – Less than 20 acres – Zoning Code Section 18.25-26 SUBMITTAL DOCUMENTS</p> <ul style="list-style-type: none"> • Preliminary Plat • Title Report | <p>\$250</p> |
| <input type="checkbox"/> | <p>Preliminary Plat – More than 20 acres – Zoning Code Section 18.25-26 SUBMITTAL DOCUMENTS</p> <ul style="list-style-type: none"> • Preliminary Plat • Title Report | <p>\$250 + \$2 per acre</p> |
| <input type="checkbox"/> | <p>Zoning / Comprehensive Plan Amendment</p> <p>From: _____ to _____</p> <p>SUBMITTAL DOCUMENTS – Zoning Code Section 17.87-88</p> <ul style="list-style-type: none"> • Plat of Survey with legal description • Concurrent approval requested by (please check one): <ul style="list-style-type: none"> <input type="checkbox"/> Certified Survey Map <input type="checkbox"/> General Development Plan (GDP) <input type="checkbox"/> Preliminary Plat <input type="checkbox"/> Conditional Use • If applying for a Comprehensive Plan Amendment also include the following: <ul style="list-style-type: none"> <input type="checkbox"/> Written justification sighting Comprehensive Plan Goals and Objectives to support requested action | <p>\$250</p> |



PROFESSIONAL SERVICES REIMBURSEMENT AGREEMENT

Pursuant to section 3.16 of the Municipal Code, the undersigned agrees to reimburse the City of Delafield for costs, expenses and fees charged the City of Delafield by the City Attorney, City Engineer, City Planner or other professional consultants retained by the City, and which services relate to the following:

PROJECT NAME: _____

PROJECT ADDRESS: _____

SEND ALL INVOICES TO: _____
(NAME & ADDRESS)

TAX KEY NO.: _____

I represent and warrant to the City that I am authorized to execute this Agreement on behalf of the Applicant and/or Property Owner, and in those cases where the Applicant and/or Property Owner is a corporation, limited liability company, partnership or other business entity (herein collectively "Business Entity"), I represent and warrant that the Business Entity is authorized to do business in the State of Wisconsin, is a Business Entity in good standing, and that I have been authorized to execute and bind the Business Entity to the terms and conditions of this Agreement.

RESPONSIBLE PARTIES OR PARTY

APPLICANT NAME, MAILING ADDRESS, SIGNATURE & DATE:

| | | |
|--------------|-------------------------------|------|
| Printed Name | Signature (<i>Required</i>) | Date |
|--------------|-------------------------------|------|

| | | | |
|-----------------|------|-------|-----|
| Mailing Address | City | State | Zip |
|-----------------|------|-------|-----|

| | | |
|-------|-----|--------|
| Phone | Fax | E-mail |
|-------|-----|--------|

PROPERTY OWNER NAME, MAILING ADDRESS, SIGNATURE & DATE (If different than that of the Applicant):

| | | |
|--------------|-------------------------------|------|
| Printed Name | Signature (<i>Required</i>) | Date |
|--------------|-------------------------------|------|

| | | | |
|-----------------|------|-------|-----|
| Mailing Address | City | State | Zip |
|-----------------|------|-------|-----|

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|-------|-----|--------|
| Phone | Fax | E-mail |
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ORDINANCE NO. 604

AN ORDINANCE REPEALING SECTION 2.12, AND CREATING SECTION 3.15 OF THE MUNICIPAL CODE OF THE CITY OF DELAFIELD, WAUKESHA COUNTY, WISCONSIN RELATING TO CHARGE BACK OF ENGINEERING, LEGAL AND OTHER FEES TO PROPERTY OWNERS

THE COMMON COUNCIL OF THE CITY OF DELAFIELD, WAUKESHA COUNTY, WISCONSIN, DOES ORDAIN AS FOLLOWS:

SECTION 1: Section 2.12 of the Municipal Code is repealed.

SECTION 2: 3.15 is created to read as follows:

3.15 CHARGE BACK OF ENGINEERING, LEGAL AND OTHER FEES TO PROPERTY OWNERS.

- (1) **FEES OF CITY PROFESSIONALS CHARGED BACK.** Whenever either the City Council, City Administrator, City Clerk or other City official has authorized an individual and/or a property owner in the City to contact or consult with the City Attorney, Engineer, Planner, Economic Development Consultant, or whenever the City Council, City Administrator, City Clerk or other City official, in the performance of their official duties and responsibilities, contacts or consults with the City Attorney, Engineer, Planner, Economic Development Consultant, or any other of City's Professional Staff, then the costs, fees and expenses associated with that contact or consultation shall be charged to the individual and/or property owner requesting or receiving the benefit of that contact or consultation, provided that the costs, fees and expenses do not result from a service provided to the residents of the City as a whole.
- (2) **SIGNED REIMBURSEMENT NOTICE.** Any individual and/or property owner who is subject to charges for fees or other professional services as provided in this section, shall be required to sign a written notice acknowledging the obligation to reimburse the City for professional fees and charges as provided herein. The failure of the applicant and/or property owner to sign the reimbursement notice shall not relieve the individual or property owner of their responsibility for reimbursement to the City for professional fees and expenses incurred as provided in this section.
- (3) **PAYMENT AND OBJECTIONS.** The City Clerk shall invoice each individual and/or property owner for professional charges as provided for herein, and the individual and/or property owner shall be responsible for payment of the invoice within thirty (30) days of the date of the invoice, or, in the event of an appeal as provided in this section, within thirty (30) days of the date of the Council's decision resolving the appeal.

Any property owner receiving an invoice as provided in this section, may, during the thirty (30) day period of time provided for payment, file with the City Clerk a written notice objecting to all or a portion of the invoice. Any written objection shall be submitted to the City Administrator, who shall attempt to resolve the objection with the individual and/or property owner. If the objection cannot be resolved within a reasonable period of time, the City Administrator shall notify the City Council and a hearing shall be scheduled as provided in subsection (6), below.

If a hearing is conducted as provided in subsection (6) below, the determination of the City Council as to the objection shall be final. The individual and/or property owner may, within thirty (30) days following issuance of the written decision, seek a judicial review of that decision. If a judicial review is not initiated within the thirty (30) day period of time allowed in this section, all further judicial reviews shall be barred. It is a condition to the maintenance of an appeal seeking a judicial review that any invoice issued under this section shall be paid when the invoice

becomes due. If there is a default in the making of any payment, the appeal seeking judicial review shall be dismissed.

(4) **INTEREST ON SPECIAL ASSESSMENTS OR SPECIAL CHARGES.** In order to recover the entire cost of any work or improvement to be paid pursuant to this section the City shall charge interest at the rate of 1.5% per month for any amounts not paid within thirty (30) days of the date that the City Clerk invoices the individual and/or property owner.

(5) **APPEAL TO CITY COUNCIL.** Upon receipt of an objection to any invoice issued to an individual or property owner for professional charges as provided in this section, and upon notice to the City Council that the objection has not been resolved administratively, the City Council shall hold a hearing regarding the objection at its next scheduled meeting or as soon as possible thereafter.

The property owner shall receive notice of the hearing, and shall be afforded an opportunity to appear in person, and/or by counsel. The City Council shall, after conducting a hearing on the objection, act on the objection. Written notice of the City Council's decision as to the objection shall be provided to the property owner.

(7) **PLACEMENT ON TAX ROLL.** In the event payment of any invoice which is due, remains unpaid as of October 30 of each year, the amount of the invoice together with any accrued interest thereon shall be placed by the City Clerk on the tax roll of the benefitted property, as a charge for current services provided the property owner in accordance with the provisions of Wis. Stat. § 66.0627.

SECTION 3: All ordinances or parts of this ordinance conflicting or contravening the provisions of this ordinance are hereby repealed.

SECTION 4: This Ordinance shall become effective upon passage and publication as required by law.

Dated this 6th day of July, 2010.

CITY OF DELAFIELD

Ed McAleer, Mayor

ATTEST:

Gina C. Gresch, MMC/ WCPC
City of Delafield Clerk-Treasurer
Waukesha County

Date Adopted: July 6, 2010
Date Published: July 13, 2010
Effective Date: July 14, 2010