

Ordinance 05-25

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF WESTFIELD AMENDING THE INSPECTION FEES AND OTHER APPLICABLE FEES FOR INFRASTRUCTURE THAT IS INSPECTED BY THE TOWN OF WESTFIELD OR ITS REPRESENTATIVES

WHEREAS, the Town of Westfield, Indiana (the "Town") is governed by the Town Council (the "Council"); and

WHEREAS, the Town's Department of Public Works (the "Department") provides certain services related to public infrastructure, including inspection services and plan review services; and

WHEREAS, the Town incurs costs for providing such inspection services and plan review services; and

WHEREAS, the Council adopted Ordinance 03-23, which established inspection fees and plan review fees related to public infrastructure improvements and the services provided by the Town in connection therewith; and

WHEREAS, Exhibit "A", and Table A1 thereto, of Ordinance 03-23 set forth the inspection fees and plan review fees; and

WHEREAS, the Town has examined the inspection fees and plan review fees established in Ordinance 03-23; and

WHEREAS, as a result of the Town's examination, the Town has determined that the Town's inspection fees and plan review fees should be adjusted; and

WHEREAS, the Council has determined that it would be in the best interests of the Town if the inspection fees and plan review fees were increased to more fully compensate the Town for the costs incurred by the Town in providing the inspection services and the plan review services; and

WHEREAS, the Town has consulted with its financial advisor and finds that the changes contemplated hereby are reasonable, non-discriminatory and just; and

WHEREAS, the Council desires to amend Ordinance 03-23 consistent with the determinations of its examination; and

WHEREAS, the Town has given proper notice of the changes to the inspection fees and plan review fees;

NOW, THEREFORE, BE IT ORDAINED, by the Town Council of the Town of Westfield, meeting in regular session, that:

Section 1. Exhibit "A" of Ordinance 03-23 is hereby amended by deletion of the language that is stricken through and by the addition of the language that is underlined, as follows:

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III. Inspection Fees

The inspection fee schedule in Table A1 of this Ordinance shall be instituted for the ~~administrative~~ administration and management of the required inspections as set forth in ~~this Ordinance~~ the Code of the Town of Westfield. Developers shall be responsible ~~to pay for~~ paying all inspection fees as invoiced by the Westfield Public Works Department before any performance bonds or maintenance bonds may be released. Televising requirements for the release of maintenance bonds on storm sewers and sanitary sewers shall be paid before the release of the maintenance bond is approved. Inspections not related to new development shall be paid by the property owner.

IV. Construction Plan Review Fee

A full set of construction plans must be sent to the Public Works Department for review for all projects that include public improvements. Construction plans, reviewed by the Westfield Public Works Department, shall require a fee, as follows:

<u>Number of Sheets</u>	<u>Review Fee</u>
1 to 20	\$1,250.00 <u>\$1,325</u>
21 to 40	\$1,500.00 <u>\$1,590</u>
41 to 60	\$1,750.00 <u>\$1,855</u>
61 to 80	\$2,000.00 <u>\$2,120</u>
Each additional 20 sheets	\$250.00 <u>\$265</u>

An additional fee of ~~\$250.00~~ \$265 shall be imposed if the erosion and sedimentation control plans that are submitted for separate review.

Fire service plans submitted for review shall be assessed a ~~\$250.00~~ \$265 review fee.

Section 2. Table A1 of Exhibit "A" of Ordinance 03-23 is hereby amended by deletion of the language that is stricken through and by the addition of the language that is underlined, as follows:

**Town of Westfield – Department of Public Works
Required Inspections for Dedicated Public
Improvements**

Table A1

Erosion Control Inspections	Inspection Fee
Perimeter Control Installation (to be completed prior to any grading)	\$-35\$ 37 per hour
Monthly Erosion Control Measure Inspection	\$-35\$ 37 per hour
Removal of Erosion Control Measures (maintenance bond acceptance)	\$-35\$ 37 per hour
As Site Conditions Warrant	\$-35\$ 37 per hour
Following Rainfall Events and Snow/Ice Thaw Events	\$-35\$ 37 per hour
Maintenance Bond Acceptance	\$-35\$ 37 per hour
Streets and Curbs	
Sub grade Evaluation (Proof Roll)	\$-35\$ 37 per hour
Placement of Curb Under drains	\$-35\$ 37 per hour
Curb Placement	\$-35\$ 37 per hour
Placement of Engineered Fill	\$-35\$ 37 per hour
Soil Stabilization/Modification	\$-35\$ 37 per hour
Stone Base Inspection	\$-35\$ 37 per hour
Asphalt Base Placement	\$-35\$ 37 per hour
Asphalt Binder Placement	\$-35\$ 37 per hour
Tack Coat Placement	\$-35\$ 37 per hour
Asphalt Surface Placement	\$-35\$ 37 per hour
Asphalt Quantity Verification	\$ Actual Cost
Concrete Pavement	\$-35\$ 37 per hour
Sidewalk	\$-35\$ 37 per hour
Street Lights	\$-35\$ 37 per hour
Maintenance Bond Acceptance	\$-35\$ 37 per hour
Final Acceptance (maintenance bond release)	\$-35\$ 37 per hour
Storm Sewers	
Daily Inspection (during actual installation)	\$-35\$ 37 per hour
Detention Pond and Related Facilities	\$-35\$ 37 per hour
Maintenance Bond Acceptance	\$-35\$ 37 per hour
Televising Efforts	\$ Actual Cost
Final Acceptance (maintenance bond release)	\$-35\$ 37 per hour
Sanitary Sewers	
Service Lateral/Connection Inspections (lateral hook up)	\$-35\$ 37 per hour
Daily Inspection – within development (during actual installation)	\$-35\$ 37 per hour
Daily Inspection – off-site improvements (during actual installation)	\$-35\$ 37 per hour
Deflection and Leakage Testing	\$-35\$ 37 per hour
Televising Efforts	\$ Actual Cost
Maintenance Bond Acceptance	\$-35\$ 37 per hour
Final Acceptance (maintenance bond release)	\$-35\$ 37 per hour
Monumentation	
Subdivision Boundary (maintenance bond release)	\$-35\$ 37 per hour
Road Control (maintenance bond release)	\$-35\$ 37 per hour

Water Mains

Fire Service Inspections	\$ 35 \$ 37 per hour
Service Connection Inspections (meter pit installations)	\$ 35 \$ 37 per hour
Daily Inspection – within development (during actual installation)	\$ 35 \$ 37 per hour
Daily Inspection – off-site improvements (during actual installation)	\$ 35 \$ 37 per hour
Pressure and Leakage Testing	\$ 35 \$ 37 per hour
Bacteriological Testing	\$ Actual Cost
Maintenance Bond Acceptance	\$ 35 \$ 37 per hour
Final Acceptance (maintenance bond release)	\$ 35 \$ 37 per hour

Miscellaneous Inspections

Auxiliary Lane Improvements	\$ 35 \$ 37 per hour
Exterior Road Improvements	\$ 35 \$ 37 per hour
Other Items (per Westfield Construction Standards or <u>Town Code</u>)	\$ 35 \$ 37 per hour

Section 3. All portions of Ordinance 03-23 not expressly amended by this Ordinance shall remain in full force and effect.

Section 4. The actions of the Town and Department staff working under the provisions of this Ordinance are to be deemed in conformity with Town policy.

Section 5. Any current Town or Department policy in effect contrary to the provisions of this Ordinance shall be deemed void. Any portion of this Ordinance that may be later deemed invalid shall not affect the remaining provisions.

Section 6. This Ordinance shall become effective on January 1, 2006. All ordinances or parts thereof in conflict herewith are hereby ordered repealed as of the effective date of this Ordinance.

ALL OF WHICH IS ORDAINED this 10 day of Oct, 2005.

WESTFIELD TOWN COUNCIL

Voting For

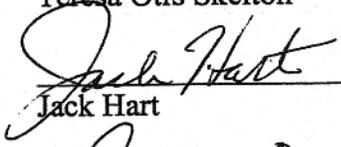
Voting Against

Abstain

Teresa Otis Skelton

Teresa Otis Skelton

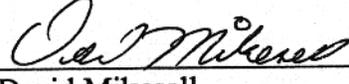
Teresa Otis Skelton



Jack Hart

Jack Hart

Jack Hart



David Mikesell

David Mikesell

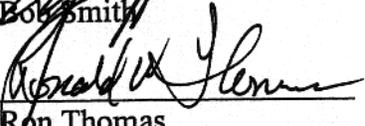
David Mikesell



Bob Smith

Bob Smith

Bob Smith

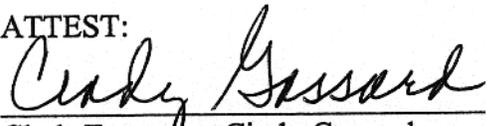


Ron Thomas

Ron Thomas

Ron Thomas

ATTEST:



Clerk-Treasurer, Cindy Gossard

This ordinance prepared by
David McGimpsey, Bingham McHale Law Firm