

RESOLUTION NO. 2021-14

**A RESOLUTION OF THE CITY OF LINCOLN CITY,
ADOPTING APPLICATION FEE AND ANNUAL FEE FORMULA FOR LICENSED USE
OF THE PUBLIC RIGHT-OF-WAY**

WHEREAS, the City of Lincoln City has previously established fees and charges for applications for temporary licenses and a formula for annual license fees for right-of-way occupancy and use; and

WHEREAS, ORS 294.160 mandates that the City provide an opportunity for public comment when fees or charges are established or increased; and

WHEREAS, on April 12, 2021, the City Council provided an opportunity for public comment on the proposed new fees and charges proposed by Resolution; and

WHEREAS, Council desires to establish new fees and charges and/or increase fees and charges as set forth herein; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LINCOLN CITY, AS FOLLOWS:

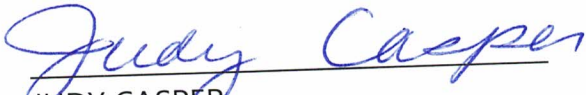
Section 1. The recitals set forth above are true and correct and incorporated herein by this reference.

Section 2. The attached Exhibit A (Fee Formula, Application Fees, and Charges) incorporated herein by this reference is hereby adopted as the current fee formula, fees and charges when a licensed use of public right-of-way is appropriate as determined by the City Council or the City Manager under standards in the Lincoln City Municipal Code Title 4 and 12.


Section 3. The above referenced fee formula, fees and charges will be incorporated into the omnibus fee resolution to be adopted later this year.

Section 4. This Resolution is effective as of the date of its adoption.

1 **PASSED AND APPROVED** by the City Council of the City of Lincoln City,
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3 Oregon, this 12th day of April, 2021.
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8 JUDY CASPER
9 COUNCIL PRESIDENT
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12 ATTEST:
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18 JAMIE YOUNG
19 CITY RECORDER
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21 APPROVED AS TO FORM
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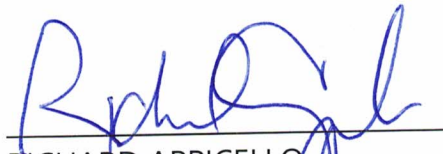
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26 RICHARD APPICELLO
27 CITY ATTORNEY
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Exhibit A

FEE FORMULA, APPLICATION FEES AND CHARGES

(1) Application Fee \$250.00

(2) Annual License Fee Formula

The annual license fee calculation is performed using the following formula:

(1) Determine the exact square footage to be licensed. (Example: 100 square feet).

(2) Obtain the Lincoln County Assessor's combined land value for property immediately adjacent to the right-of-way to be licensed and calculate the cost per square foot. (Example: property at \$500,000 assessed value for 5000 square feet equals \$100.00 per square foot.).

(3) Divide the number by a 20-year amortization period. (Example: 100 square feet at \$100.00 per square foot is \$10,000 divided by 20 equals a \$500.00 annual license fee).

Notwithstanding the formula above, if the license is only for installation of coastal native vegetation, no annual fee or application fee shall be required.

(3) Recording Charges: Actual Recording Cost and one hour City Recorder loaded hourly rate