

AS AMENDED ON DECEMBER 18, 2006

RESOLUTION NO. 1470

A RESOLUTION OF THE COUNCIL OF THE CITY OF SALISBURY, MARYLAND
ADOPTING AN ANNEXATION FEE SCHEDULE

WHEREAS, the Mayor and City Council of the City of Salisbury believe that the City has a vital interest in the growth, development, and land use of areas in the general vicinity of its municipal limits, and, thus, it is in the best interests of the City to annex land to the City where the City's interests in rational and thoughtful municipal growth can be advanced, and land adjacent to the City, that is to be developed for urban purposes, can be made part of the City and can, thus, receive the benefit of municipal services; and

WHEREAS, the Mayor and City Council recently adopted an annexation study, which recommends that the City Council adopt an annexation procedure which provides for the Council to make certain findings for each proposed annexation in determining whether the proposed annexation is appropriate for the City:

WHEREAS, the new procedure for processing requests for annexation to the City will involve a significant investment of staff time as well as legal expense on the part of the City; and

WHEREAS, the owners of property requesting annexation realize a benefit by having their property annexed to the City; and

WHEREAS, the Mayor and City Council of the City of Salisbury have established a policy that "growth pays for growth";

NOW, THEREFORE, BE IT RESOLVED that the Salisbury City Council adopts the following fee schedule for annexation requests:

Size of Area to Be Annexed	Fee
One acre or less	\$ 500
More than one acre but less than five (5) acres	2,000
Five (5) acres or more but less than ten (10) acres	10,000
Ten (10) acres or more but less than twenty-five (25) acres	25,000
Twenty-five (25) acres or more but less than fifty (50) acres	35,000
Fifty (50) acres or more	50,000

AND, BE IT FURTHER RESOLVED that:

- 1) the above fee shall be paid to the City at the time that the annexation petition is filed with the City Administrator (for annexation petitions that have been filed prior to the effective date of this resolution, the annexation fee shall be paid prior to the introductory review by the City Council);
- 2) the above fee shall be placed in escrow by the City and shall be used to reimburse its costs for professional, legal and staff services in reviewing the proposed annexation, negotiating an annexation agreement, preparing an annexation plan,

- advertising, and holding a public hearing;
- 3) the applicant will be reimbursed any amounts remaining in the escrow account upon the completion of the annexation process;
 - 4) if the amount placed in escrow is not sufficient to cover the City's costs, the deficit will be paid to the City by the developer prior to the public hearing on the annexation;
 - 5) the owners of properties, who are solicited by the City for annexation to fill gaps in the City limits, to promote efficiencies in the delivery of City services, or to resolve environmental problems, may not be required to pay the above annexation fee;
 - 6) if the area to be annexed includes several properties, the fee shall be based on the size of the entire area to be annexed.

THE ABOVE RESOLUTION was introduced and duly passed at a meeting of the Council of the City of Salisbury, Maryland held on ____ day of _____, 2006 and is to become effective for any area that has not been scheduled for an annexation public hearing as of January 1, 2007.

ATTEST:

Brenda J. Colegrove
CITY CLERK

Michael P. Dunn
PRESIDENT, City Council

APPROVED by me this ____ day of _____, 2006.

Barrie P. Tilghman
MAYOR, City of Salisbury