



cityofnovi.org

CITY of NOVI CITY COUNCIL

Agenda Item 7
May 20, 2013

SUBJECT: Approval of a resolution to establish a fee for processing, review and public hearing for Special Land Use approval for the sale of alcohol for consumption on premises.

SUBMITTING DEPARTMENT: Department of Community Development, Planning Division *Bms*

CITY MANAGER APPROVAL: *[Signature]*

BACKGROUND INFORMATION:

The City Council is considering approval of zoning ordinance language for an administrative special land use and public hearing process by a committee represented by members of the Community Development, Public Services, and Assessing Departments for any new liquor license application, or for those applications that request an amendment to a site plan. The results of the special land use consideration and the public hearing process will be forwarded to the City Council for consideration to approve, deny, or approve with special conditions. Any existing use that already has a license would be "grandfathered" (i.e., "legal nonconforming" under the terms of the zoning ordinance), until there is a new application or a site plan amendment. This administrative public hearing process is contained in a new Section 2525 of the zoning ordinance.

At the City Council's first reading of the ordinance modifications on May 6th, the packet contained information on a suggested fee for such applications. The fee for the administrative special land use review is recommended to be \$500 (regardless of the size of the site), which is consistent with other small-scale special land use review fees in Novi. The fee will help the city cover the costs of advertising the public hearing in the local newspaper and providing mailings to property owners and residents within 300 feet of the request. The fees would also cover staff time in preparation for the hearing, holding the hearing and preparing the recommendation to the City Council.

Staff surveyed other communities for fees charged in the review for special land use consideration of liquor license approval and found the following range of fees:

- City of Birmingham \$2650 + postage + \$200 annual review
- City of Livonia \$600 minimum
- Royal Oak \$1500
- Grand Rapids \$1650

Staff believes the recommended \$500 fee is reasonable and competitive with our peer communities.

RECOMMENDED ACTION: Approval of a resolution to establish a fee for processing, review and public hearing for Special Land Use approval for the sale of alcohol for consumption on premises.

	1	2	Y	N
Mayor Gatt				
Mayor Pro Tem Staudt				
Council Member Casey				
Council Member Fischer				

	1	2	Y	N
Council Member Margolis				
Council Member Mutch				
Council Member Wrobel				

SUGGESTED FEE RESOLUTION

CITY OF NOVI

COUNTY OF OAKLAND, MICHIGAN

FEE RESOLUTION FOR ADMINISTRATION SPECIAL LAND USE PROCEDURES

Minutes of a Meeting of the City Council of the City of Novi, County of Oakland, Michigan, held in the City Hall of said City on _____, _____, at ____ o'clock P.M. Prevailling Eastern Time.

PRESENT: Councilmembers _____

ABSENT: Councilmembers _____

The following preamble and Resolution were offered by Councilmember _____ and supported by Councilmember _____.

WHEREAS, the City of Novi City Council has established Special Land Use Review procedures for any land use that requires a license from the Michigan Liquor Control Commission (LCC) for the consumption of beer, wine, or alcoholic beverage on-premises and any expansion or other changes in such a land use; and,

WHEREAS, City Administration will provide notification of Special Land Use Review Public Hearings as required by ordinance and the established fee will defray the cost to the City for the publication and mailing of such notices; and,

WHEREAS the fee for acts and services performed by the City in carrying out its duties under state statutes and local ordinances are set by resolution of the City Council of the City of Novi; and

WHEREAS, the City Council has reviewed the following fee and determined that the amount provided therein is reasonable for the designated purpose.

NOW THEREFORE, IT IS THEREFORE RESOLVED that the City Council of the City of Novi shall, and hereby does adopt the following fee effective as of June 1, 2013:

Fee for Liquor License Special Land Use Review and Public Hearing: \$500.

AYES:

NAYS:

RESOLUTION DECLARED ADOPTED.

Maryanne Cornelius, City Clerk

CERTIFICATION

I hereby certify that the foregoing is a true and complete copy of a resolution adopted by the City Council of the City of Novi, County of Oakland, and State of Michigan, at a regular meeting held this _____ day of _____, 2013, and that public notice of said meeting was given pursuant to and in full compliance with Act No. 267, Public Acts of Michigan, 1976, and that the minutes of said meeting have been kept and made available to the public as required by said Act.

Maryanne Cornelius, City Clerk
City of Novi