

**ORDINANCE NO. 22-03**

**AN ORDINANCE OF THE CITY OF NEWBERRY, FLORIDA, AMENDING ORDINANCE NO. 32-01, IN ITS ENTIRETY, WHICH PROVIDES FOR BUILDING PERMIT AND BUILDING PERMIT RELATED FEES; ESTABLISHING MINIMUM AND MAXIMUM FEES; ESTABLISHING PERMIT FEES FOR NEW BUILDINGS AND ADDITIONS; ESTABLISHING FEES FOR ELECTRICAL WORK; ESTABLISHING FEES FOR GAS WORK; ESTABLISHING FEES FOR MECHANICAL WORK; ESTABLISHING FEES FOR PLUMBING WORK; MISCELLANEOUS PERMITS AND SERVICES; ESTABLISHING PLAN REVIEW FEES; ESTABLISHING PLAN MODIFICATION FEES; ESTABLISHING MASTER FILE-RELATED FEES; ESTABLISHING FEES FOR NON-ROUTINE INSPECTIONS; ESTABLISHING PERMIT REPLACEMENT FEES; ESTABLISHING PERMIT FEE REFUND SCHEDULE; PROVIDING AN EFFECTIVE DATE; AND REPEALING ALL ORDINANCES IN CONFLICT**

**WHEREAS**, Section 166.222, Florida Statutes, authorizes the governing body of a municipality to provide a schedule of reasonable inspection fees in order to defer the costs of inspection and enforcement of the provisions of the building code;

**WHEREAS**, Article II, Division 1, Section 5-55 of Chapter 5 of the Code of the City of Newberry, Florida provides for the establishment of building and related permit fees by ordinance of the City Commission;

**WHEREAS**, the City of Newberry Building Official has reviewed and recommended approval of the fees proposed in this ordinance; and

**WHEREAS**, the City Commission has determined that the fees established in this ordinance are necessary to defray the costs of inspections and enforcement of the building code and are adequate in allocating the costs of processing applications, reviewing plans and providing inspection services.

**NOW, THEREFORE, BE IT ORDAINED BY THE PEOPLE OF THE CITY OF NEWBERRY, FLORIDA**, as follows:

**Section 1.** Pursuant to Article II, Division 1, Section 5-55 of Chapter 5 of the Code of Ordinances of the City of Newberry, Florida (hereinafter called the “Code of Ordinances”), the following fees listed within Attachment “A”, entitled “Fee Schedule”, which is attached hereto this ordinance and made a part hereof, are established as minimum and maximum amounts for any building or building related permit or service:

The minimum Fee shall be \$85.00 unless otherwise specified in this ordinance. There shall be no maximum fee unless otherwise specified within the ordinance.

*Second Reading  
September 22, 2003*

**Section 2.** Pursuant to the Code of Ordinances, the following building permit fees listed within Attachment “A”, entitled “Fee Schedule”, which is attached hereto this ordinance and made a part hereof, are established for any new building or enclosed addition regardless of the method of construction, manner of placement, or relocation from another site.

In determining the value of construction, (unless otherwise provided for within Attachment “B”, entitled “Fee Conversion Table”, which is attached hereto this ordinance and made a part hereof), such value shall be determined with reference to the Applicable Building Valuation Data, including regional modifiers, for all areas under roof according to type of construction and occupancy classification, as published in the most current issue of Building Safety, a magazine published by the International Code Council. The most current issue of the Applicable Building Valuation Data (including regional modifiers) shall be attached hereto this ordinance and made a part hereof. Such applicable copy of Building Safety shall be available for inspection and review at all times in the City Building Department.

For those types of structures which are not covered by the Building Valuation Data, as specified above, such valuations shall be based upon the above stated Fee Conversion Table, or , if not listed, shall be based upon the contractor’s cost estimate subject to the following:

In those instances in which valuation is based upon the contractor’s estimate, the contractor shall provide such verification as the Building Official may require, such as the written contract between the contractor and owner. If the contractor fails to provide such verification, the building official may, in his or her sole discretion, determine the valuation base upon value of construction of the proposed work.

**Section 3.** When the permit holder withdraws the application, fees paid for building permits shall be refunded as follows:

<b>TIME OF REQUEST FOR REFUND</b>	<b>Refund</b> (No refund shall be given for the first \$50.00 in fees, unless permit was issued in error by Building Department)
After issuance of permit and before commencement of work	Eighty (80) percent (provided the permit was issued within the six(6) months immediately preceding request)
After commencement of work and before the first inspection	Seventy-five (75) percent (provided the permit was issued within the six (6) months immediately preceding request and all work included in the scope of work and already performed on the site is removed)
Permit issued for six (6) month or longer, regardless of state of construction	No refund

**Section 4.** Effective Date. This Ordinance shall take effect immediately upon its final passage.

**Section 5.** Repealer, All ordinances or parts of ordinance in conflict herewith are to the extent of such conflict hereby repealed.

First reading was held on the \_\_\_\_\_ day of \_\_\_\_\_ 2003.

The second and final reading was held on the \_\_\_\_\_ day of \_\_\_\_\_ 2003.

**PASSED** this \_\_\_\_\_ day of \_\_\_\_\_ 2003.

Attest:

CITY COMMISSION OF THE  
CITY OF NEWBERRY, FLORIDA

\_\_\_\_\_  
Gayle B. Pons, City Clerk

\_\_\_\_\_  
Ben Pardo, Chairman - City Commission

Approved by me as Mayor of the City of Newberry, Florida  
this \_\_\_\_\_ day of \_\_\_\_\_ 2003.

\_\_\_\_\_  
Grady W. Hartzog, Mayor