

ORDINANCE NO. 21-01-1415

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AMENDING APPENDIX F, OF THE CITY OF NORTH LAUDERDALE CODE OF ORDINANCES, ENTITLED "FEES", BY AMENDING ARTICLE I, SECTION 3 ENTITLED "BUILDING PERMIT AND RELATED FEES" AND SECTION 55 ENTITLED "FIRE PREVENTION AND PROTECTION SERVICE FEES"; TO PROVIDE FOR REVISIONS TO THE FEES SPECIFIED IN THE SPECIFIC SECTIONS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Administration is in the process of implementing a new enterprise system called Energov to streamline the permitting process; and

WHEREAS, in the process of building the fee schedule in the Energov system certain fees have been identified as not applicable in our City and new fees need to be added to accommodate the increased request for certain documents; and

WHEREAS, no increase to any fees is being requested or implemented at this time; and

WHEREAS, the City Commission of the City of North Lauderdale finds that such an amendment to building permit and fire prevention and protection fee schedules is in the best interest of the health, safety, and welfare of the citizens and residents of the City of North Lauderdale.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, THAT:

Section 1. The foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Ordinance amendment upon adoption hereof.

Section 3. Appendix F of the Code of Ordinances, entitled "Fees", Article I, entitled, "Community Development Fee Schedule", Section 3 entitled "Building Permit and Related Fees" and Section 55 entitled "Fire Prevention and Protection Service Fees" of the Code of Ordinances of the City of North Lauderdale, be and the same are hereby amended as provided in **Exhibit "A"** to this Ordinance, which is attached hereto and incorporated herein by reference.

Section 4. Codification. It is the intention of the City Commission of the City of North Lauderdale that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of the City of North Lauderdale, Florida and that the Sections of this Ordinance may be renumbered, re-lettered and the word "Ordinance" may be changed to "Section", "Article" or such other word or phrase in order to accomplish such intention.

Section 5. Severability. If any clause, section or other part of this Ordinance shall be held by any court of competent jurisdiction to be unconstitutional or invalid, such unconstitutional or invalid part shall be considered as eliminated and in no way affecting the validity of the other provisions of this Ordinance.

Section 6. Conflicts. All Ordinances or parts of Ordinances, Resolutions or parts of Resolutions in conflict herewith, be, and the same are hereby repealed to the extent of such conflict.

Section 7. Effective Date. This Ordinance shall become effective at a later date subject to the completion of computer reprogramming per new fee schedule.

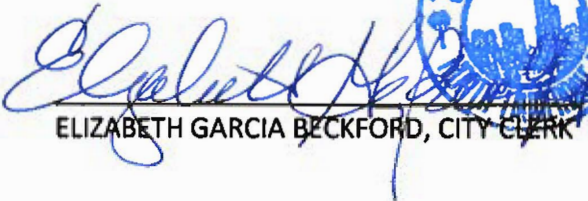
PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, ON THE FIRST READING, THIS 12th DAY OF JANUARY, 2021.

PASSED ADOPTED BY THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, ON THE SECOND AND FINAL READING, THIS 26 DAY OF JANUARY, 2021.


MAYOR ANA ZIADE

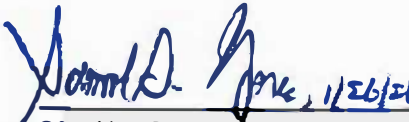

VICE MAYOR MARIO BUSTAMANTE

ATTEST:


ELIZABETH GARCIA BECKFORD, CITY CLERK



APPROVED AS TO FORM:


SAMUEL S. GOREN
CITY ATTORNEY

**CITY OF NORTH LAUDERDALE
COMMUNITY DEVELOPMENT DEPARTMENT**

TO: Mayor and City Commissioners

FROM: Ambreen Bhatti, City Manager

THROUGH: Tammy L. Reed-Holguin, Community Development Director
Dave Sweet, Assistant Fire Chief

DATE: January 26, 2021

SUBJECT: Final Reading and Adoption of Amendment to Appendix F Fees Section 3 Building Permit and Related Fees and Section 55 Fire Prevention and Protection Service Fees

Tonight, we are presenting an Ordinance for your consideration on second reading for adoption to amend the fee schedule in the City's Code of Ordinances to more accurately reflect the commonly used fees.

Upon review of the current fee schedule while preparing to implement the City's new enterprise system for Community Development, Energov, the Fire Department identified a series of fees that they do not utilize. The fire portion of the fee schedule was adopted from Broward County which has responsibility for a wider range of activities at larger facilities such as the seaport and airport. Due to the operation of these facilities, Broward County has a need for inspections related to hazardous materials where we do not. Also, the City does not allow the sale of fireworks so the fees related to firework sales, displays and use are unnecessary. We recommend deleting these fees prior to building the fee schedule in our new enterprise system, Energov.

Secondly, the Building Division, under the direction of our new Building Official, has found it beneficial and has received numerous requests from contractors to issue Certificates of Occupancy and Certificates of Completion for unusual structures and early start letters that we had not previously used. We do not have these items in our fee schedule and due to the increased request for these documents, it is recommended that we add them to our fee schedule.

This item was approved on first reading on January 12, 2021. Tonight, we are presenting for second reading and consideration of adoption.

RECOMMENDATION:

The City Administration recommends Commission's consideration on the second reading and adoption of the proposed Ordinance to amend "Appendix F" of the City's Code of Ordinances related to building permit and fire prevention and protection fees.

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Section 7. Effective Date. This Ordinance shall become effective at a later date subject to the completion of computer reprogramming per new fee schedule.

PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, ON THE FIRST READING, THIS 12th DAY OF JANUARY, 2021.

PASSED ADOPTED BY THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, ON THE SECOND AND FINAL READING, THIS _____ DAY OF _____, 2021.

MAYOR ANA ZIADE

ATTEST:

VICE MAYOR MARIO BUSTAMANTE

ELIZABETH GARCIA BECKFORD, CITY CLERK

APPROVED AS TO FORM:

SAMUEL S. GOREN
CITY ATTORNEY

APPENDIX F FEES

Article I. Community Development Fee Schedule

Sec. 1. Generally.

Sec. 2. Copies of public records.

Sec. 3. Building permit and related fees.

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Sec. 3. - Building permit and related fees.

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(2) *All permits.*

a. Applications processing and plan review fee schedule:

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<i>Estimated Value</i>	Plan Review/ Processing Fee	Second Plan Review	Third Plan Review
1—2,499	\$25.00	\$25.00	\$20.00
2,500—4,999	50.00	35.00	25.00
5,000—10,000	75.00	52.00	44.00
10,001—25,000	105.00	70.00	55.00
25,001—50,000	115.00	90.00	70.00
50,001—100,000	191.00	140.00	100.00
100,001—200,000	233.00	180.00	140.00
200,001—300,000	361.00	280.00	240.00
300,001—600,000	440.00	380.00	340.00
600,001—1,000,000	580.00	540.00	500.00.
1,000,001—5,000,000	1420.00	1,200.00	1,100.00
5,000,001—Above	2,300.00	2,200.00	2,100.00

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i. Related service charges:

1. Preapplication plan review based on time consumed per discipline (per hour), exceptions will be by administrative approval only. Minimum one hour based on current contract rate of plans reviewer.

2. Reinspection100.00

The owner/contractor who receives a red tag notice for failing an inspection shall pay a reinspection fee. No additional inspections will be conducted until the reinspection fee is paid.

3. Minor change of plans after permits are issued per hour, or fraction thereof106.00

If any proposed change represents a major alteration of floor plan and/or configuration of the structure involving extensive reexamination computation, the original permit shall be voided and a new permit applied for. One-half of the original permit fee may be applied to the new permit.

4. Replacement of plans, review each trade106.00

5. Permit card replacement20.00

6. When more than two sets of plans and/or specifications are submitted for review a surcharge of \$5.00 per sheet for each additional set will be added to the permit fee.

7. Zoning inspections30.00

8. Early start letter..... 55.00

(3) *Building certificate of occupancy, certificate of completion, and interim service and facilities fee.* The amounts of the interim services and facilities fee required by [section 82-4](#) and the certificate of occupancy fee and certificate of completion fee shall be in accordance with the following schedule:

a. Residential.

1. Single-family, \$150.00 per living unit.

2. Duplex, triplex and quadruplex, whether covered by a single permit or multiple permits, \$150.00 base fee, plus \$85.00 for each unit.

3. All other multiple dwellings having five or more living units, \$450.00 base fee, plus \$85.00 for each unit over five units.

4. Fire—A fee in the amount specified in [section 55](#) of the city Code of Ordinances will be charged for services of the fire department related to the issuance of certificate of completion or certificate of occupancy.

b. Commercial, industrial or institutional, basic building shell. At the unit rate of \$0.19 per sq. ft. applied to the total square footage of the structures under cover and/or roofed areas, whether such structures are completely and/or partially enclosed, or any part thereof; or at a rate of \$190.00 for each water closet plumbing rough-in, based on actual installed rough-in and/or as indicated on the plans approved by the community development department. The highest rate shall be applicable.

1. Fire—A fee in the amount specified in [section 55](#) of the city Code of Ordinances will be charged for services of the fire department related to the issuance of certificate of completion or certificate of occupancy.

c. Commercial, industrial or institutional, interior work. At the unit rate of \$0.09 per sq. ft., applied to the total square footage of the structure under cover and/or roofed area, whether said structure is completely and/or partially enclosed, or any part thereof, that is applicable to the

building permit issued by the community development director of the city; or at a rate of \$190.00 for each extra water closet rough-in not shown and/or indicated on the plans approved by the community development department of the city. The highest rate shall be applicable.

1. Fire—A fee in the amount specified in [section 55](#) of the city Code of Ordinances will be charged for services of the fire department related to the issuance of certificate of completion or certificate of occupancy.

d. Unusual structures, commercial/residential. \$150.00 flat fee.

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Sec. 55. - Fire prevention and protection service fees.

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- (2) System Testing and Verification Inspection Fees (includes all new and existing systems: all fees shall be paid prior to testing, inspection, retesting and re-inspection—Exception: One and two-family dwellings):

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~~q. Retest fees equal to the original inspection and test fees for the applicable systems or devices shall be charged for each retest required due to a not ready-noncompliance condition.~~

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- (4) *Special permit and license fees* (fees charged for a special permit or license does not include the costs for required pre-inspections, follow-up inspections, or standby fire watch-rescue services):

- a. Pre-inspection when required prior to issuance of a permit or license130.00
- b. Follow-up inspections of permitted or licensed activities required for monitoring for code compliance65.00
- c. Fees for standby fire watch and/or standby rescue services required as a condition of permitting or licensing shall be as specified in this fee schedule, Special Fees section. North Lauderdale Fire Rescue will determine the requirements for standby fire watch and/or standby rescue services.
- d. Special permit fees:
 1. Controlled burn permit, per site (standby fire watch may be required)160.00
 2. ~~Wayside stand permit, per stand160.00~~
 3. ~~Outdoor-indoor seasonal sales of legal sparklers and pyrotechnical items, per site160.00~~
 4. ~~Outdoor-indoor retail sales of legal sparklers and pyrotechnical items, per site (annual renewal required)160.00~~
 5. ~~Firework display permit (includes permits for all public and private outdoor aerial, outdoor ground and indoor pyrotechnical displays.) Standby fire watch by North Lauderdale Fire Rescue Personnel is required at 65.00 per hour (Minimum four hours, additional standby fire rescue apparatus may be required.)150.00~~
- e. ~~Firework display inspections required after hours or on holidays shall require an additional fee of \$65.00 per hour, (or fraction thereof), per inspector. Minimum four hours.~~

~~(5) — Shooter's competency certification fee.~~

- ~~a. — Annual fee, per shooter100.00~~
- ~~b. — All firework displays must be under the direction of a person certified by the North Lauderdale Fire Rescue, Fire Marshal, Fire Chief, or designee as a fireworks "shooter." Shooter's competency certification requires an in person submittal of a written sworn application, signed by the applicant, requesting shooter certification, with all required attachments to establish competency in handling fireworks and determining compliance with applicable state and local codes.~~

(6) *Hazardous process permit fee* (includes permit fees for hot work, cutting, welding, etc)65.00
(additional standby fire watch may be required)

- a. Hazardous materials permit fees.
- b. No person, firm or corporation, shall store, handle, process, or use any hazardous material included under this section, unless and until a valid permit has been issued pursuant to this section. (Annual renewal required).
- ~~c. — Permit fee for the storage, use processing, or handling of all hazardous materials:~~
- ~~d. — Annual permit, (minimum fee)100.00~~
- ~~e. — Additional fee for each type of listed hazardous material at property25.00~~

~~(7) — Fumigation and insect fogging permit fees:~~

- ~~a. — A permit shall be obtained for fumigation or thermal insecticidal fogging which is dangerous, noxious, or poisonous to life or health of human beings, or which constitutes a fire hazard.~~
- ~~b. — Fumigation permit, per site85.00~~

~~(8) — Fee for liquefied petroleum gas storage.~~

- ~~a. — A permit shall be obtained for each installation of liquefied petroleum gas employing a container or an aggregate of interconnected containers over 2,000 gallons water capacity. (Annual renewal required.)~~
- ~~b. — Annual permit fee85.00~~

~~(9) — Fee for permit for explosives, ammunition, and blasting agents which includes storage, manufacturing, sale and use (Annual renewal required.):~~

- ~~a. — No person, firm or corporation shall store, manufacture, sell, or use any explosive, ammunition, or blasting agent unless and until a valid permit has been issued pursuant to this section.~~
- ~~b. — Annual permit fee240.00~~

(10) *Fee for demolition of structures, removal or abandonment of flammable and combustible liquid, or compressed gas tanks, and temporary construction trailers, each*120.00 (standby fire watch may be required).

(11) *Special Event Permit Fees for Outdoor Events* (includes all carnivals, festivals, concerts, and similar outdoor assemblies):

- a. Events with up to a total of five rides, games, or booths, inclusive, (standby fire watch by North Lauderdale Fire Rescue Personnel may be required)65.00
- b. Events with a total of six to ten rides, games or booths, inclusive, (standby fire watch by a North Lauderdale Fire Rescue Personnel may be required)120.00
- c. Events with a total of eleven to fifteen rides, games, or booths, inclusive, (standby fire watch by North Lauderdale Fire Rescue Personnel is required, standby rescue service may be required)160.00

- d. Events with a total of 16 to 20 rides, games, or booths, inclusive, (standby fire watch by North Lauderdale Fire Rescue Personnel is required, standby rescue service may be required)200.00
 - e. Events with a total exceeding 20 rides, games, or booths, inclusive, (standby fire watch by North Lauderdale Fire Rescue Personnel is required, standby rescue service may be required)240.00
- (12) *Special Event Permit Fees for Indoor Standby Events* (includes all special events within the interior of a building, tent, air-supported or membrane structure, or canopy: i.e., circus, concert, festival and similar indoor events):
- ~~a. Events within above stated structures up to 5,000 square feet140.00~~
 - ~~b. Events within above stated structures over 5,000 square feet and up to 10,000 square feet180.00~~
 - ~~c. Events within above stated structures over 10,000 square feet240.00~~
 - a. ~~d.~~ Standby fire-watch by North Lauderdale Fire Rescue Personnel is required for all special events within the interior of a building, tent, air-supported and membrane structure Exception: events within interior of canopy.
 - b. ~~e.~~ Standby fire-watch by North Lauderdale Fire Rescue Personnel may be required for events within the interior of a canopy.
 - c. ~~f.~~ Standby rescue service may be required for all above events.
 - d. ~~g.~~ Miscellaneous special events not classified above (standby fire watch and/or standby rescue service may be required)65.00
- (13) ~~Renewal of Expired Permits.~~
- ~~a. A new permit may be issued within 90 days of the last inspection, upon payment of 130.00.~~
 - ~~b. A pre-permit inspection is required at an additional fee 65.00 per hour or a fraction thereof.~~
 - ~~c. Failure to obtain a permit and/or approval for any construction, alteration, remodeling, renovation, modernization, special permit, special process, special event, wayside stand, fireworks display, hazardous materials, and other similar special permit or license activity, shall result in a fee equal to two times the original fee for any permit, process, event or activity covered under this fee schedule.~~
- * * *
- (15) *Fees for fire or rescue apparatus requested for other miscellaneous functions:*
- a. Minimum fee per apparatus, per hour or fraction thereof; includes one ~~(1)~~ (2) fire rescue person~~150.00~~ 215.00
 - b. Additional fire rescue personnel, per person, per hour or fraction thereof65.00
 - c. Four hour minimum fee ~~may be~~ required.
 - d. Overtime Inspection Fee: For any inspections requested or required to be performed before 8:00 a.m. and after 4:30 p.m., Monday—Friday, or any hour during a weekend or holiday, a special overtime fee will be charged for each inspector required for the inspection.
 - 1. Minimum fee, per inspector, per hour or fraction thereof65.00
 - 2. Four hour minimum fee ~~may be~~ required.
 - e. Outside Consultant-Engineer or Special Inspector Fee Recovery in accordance with the "Florida Fire Prevention Code," whenever deemed necessary.
 - 1. To ensure proper code compliance and/or the installation of fire protection service and for special inspections required for hazardous material facilities and/or processes code

compliance, the North Lauderdale Fire Rescue department may require the services of an outside consultant-engineer or special inspector.

2. The costs for such services, in addition to the normal inspection fee, shall be borne by the applicant or owners of the facility or property.
- f. Illegal burn, hazardous material incident, technical rescue incident, suspicious/incendiary fire or fire/life safety hazard response fee.
1. Minimum fee per response, per fire rescue apparatus, first hour or fraction thereof150.00
 2. Each additional hour or fraction thereof, per fire rescue apparatus150.00
 3. Minimum fee per response, per fire rescue personnel, per hour or fraction thereof65.00
 4. Four hour minimum fee ~~may be~~ required.
 5. Additional costs for replacement of expendable items utilized for incident will be borne by the property owner or other responsible parties; a detailed list will be submitted for full cost recovery following the incident.
- g. Fire investigation, hazardous material incident investigation, or hazardous condition-complaint investigation fees:
1. Minimum fee per each fire investigator/fire inspector per hour or fraction thereof65.00
 2. Additional Fee for each fire rescue apparatus required for assistance with incident investigation, per hour or fraction thereof150.00
 3. Four hour minimum may be required.
- h. Fee for Maximum Capacity Determination Inspection (required or requested), per hour or fraction thereof130.00
- i. False Alarm Response Fees: See City of North Lauderdale Fee Code (sec. 82-304)