

CITY OF MARGATE, FLORIDA

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE AMENDING THE CODE OF THE CITY OF MARGATE, FLORIDA, CHAPTER 9 - BUILDINGS, ARTICLE III.-FEES, SECTION 9-21. - SCHEDULE OF PERMIT FEES; PROVIDING FOR TRANSACTION CONVENIENCE FEES ON THE PAYMENT OF STATUTORY FEES; PROVIDING FOR REPEAL; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF MARGATE, FLORIDA:

**SECTION 1:** The Code of Ordinances of the City of Margate, Florida, Chapter 9 - Buildings, Article III.-Fees, is hereby amended to read as follows<sup>1</sup>:

ARTICLE III. - FEES

Sec. 9-21. - Schedule of permit fees.

The fees established for the obtaining of certain structural, plumbing, electrical, mechanical, and various other permits are hereby established as follows:

- (1) *Payment of fees required.* Any person requiring a permit, in addition to any application therefor and before such permit is issued, shall pay all fees as required by this article. Permit and bond fees shall be determined in the manner set forth in this article. Permit fees for unscheduled improvements to property and installations shall be based on cost, pursuant to this section. City permit and bond fees shall be waived for permits issued for projects funded by the City of Margate general fund or

<sup>1</sup>CODING: Words in ~~struck-through~~ text are deletions from existing text; words in underscored text are additions to existing text, and **shaded** text reflect changes between First and Second Readings.

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5 City of Margate enterprise funds at the time of permit.  
6 Instead, the appropriate fee shall be accounted for by  
7 the building official annually in an appropriate building  
8 department operating account. Non-city permit fees in  
9 this article shall not be waived.

10 (2) *Payment, inspection included in fees.* Permit fees shall  
11 include payment for the permit and for inspection of the  
12 work for which the permit was obtained after the same  
13 shall have been completed. If, upon such inspection, the  
14 designated inspector finds that the work does not conform  
15 to or comply with the provisions of this chapter, the  
16 inspector shall notify the contractor or owner of the  
17 corrections required. When the inspector is notified that  
18 the corrections have been made, he shall again inspect the  
19 work.

20 (3) *Additional inspections.* When additional inspection trips  
21 are necessary due to any one (1) of the following reasons,  
22 a charge in accordance with this section shall be made for  
23 each such trip:

24 a. Condemned work, resulting from faulty construction;

25 b. When work does not comply with the building code or  
26 the approved plans;

27 c. Work not ready for inspection when called. Payment of  
28 fees for reinspection due to correction of workmanship or  
29 other violations shall be made to the city by the permit  
30 holder before any further reinspection for that discipline  
31 is made or any further permits are issued to the person or  
32 firm owing same.

33 (4) *Violation of permit.* Any person who commences work without  
34 a valid permit shall be charged a two-hundred-dollar fee  
35 or double permit fee, whichever is greater.

36 (5) *When permit not required.* No permit will be required for  
37 general maintenance or repairs which do not result in a  
38 change in occupancy as defined by the Florida Building  
39 Code and the value of the complete job is less than one  
40 thousand five hundred dollars (\$1,500.00) in labor and  
41 materials, as determined by the building official.

1 (6) *Premises permit fee.* In accordance with provisions of the  
2 Florida Building Code, premises shall be defined as  
3 existing buildings, structures, and facilities located on  
4 one (1) parcel of land all of which are under one (1)  
5 ownership or under control of the same lessee may pay to  
6 the city an annual master and subsidiary premises permit  
7 fee in lieu of other fees to facilitate routine  
8 maintenance or emergency services or repair of service  
9 systems. Such fee shall be paid to the city on or before  
10 October 1 of each year, and each such permit may be  
11 renewed annually at the discretion of the chief building  
12 official. No provision shall be made for the partial  
13 payment of either a master or subsidiary premises permit  
14 fee.

15 a. *Calculation of the master permit fee .* Each firm or  
16 organization which obtains an annual master premises  
17 permit shall include in its application for such permit  
18 the total number of maintenance personnel, including  
19 helpers and trainees thereunder assigned to building,  
20 electrical, plumbing or mechanical work. The master  
21 premises permit fee shall be one thousand two hundred  
22 dollars (\$1,200.00).

23 b. *Calculation of the subsidiary premises permit fee.*  
24 Each firm or organization which utilizes decentralized  
25 locations in addition to the main location described in  
26 subsection a. above may additionally apply for a  
27 subsidiary premises permit for each such decentralized  
28 location. Such application for a subsidiary premises  
29 permit shall include the same information required in  
30 subsection a. above. The subsidiary premises permit fee  
31 shall be four hundred dollars (\$400.00).

32 (7) *Estimated costs.*

33 a. *Estimated costs.* For the purpose of arriving at the  
34 building permit fee, building estimated costs includes all  
35 systems. A verified contract figure (including all  
36 systems) may be used for the purpose of determining the  
37 building permit fee; or the estimated total construction  
38 cost (including all subtrades) of the building may be  
39 computed per the latest edition of "Cost Data," as  
40 published by the R.S. Means Company, Inc., in accordance  
41 with this section, whichever is greater. This figure will  
42 then be used to compute the building permit fee only.  
43 Separate subtrade permit fees are to be calculated in  
44 accordance with this section.

b. *Engineering, mechanical, plumbing, gas and electrical estimated costs.* A verified contract figure may be used for the purpose of determining permit fees or the estimated total construction cost of work may be computed per the latest edition of "Cost Data," as published by the R.S. Means Company, Inc., in accordance with this section, whichever is greater.

c. *Adoption and updating of fee schedule standards.* The latest edition of "Cost Data," as published by the R.S. Means Company, Inc., is hereby adopted and incorporated by reference into the Code of Ordinances of the city. The standards set forth therein shall be used by the building official in determining the estimated costs set forth in this section.

(8) Transaction Convenience Fees on the Payment of Statutory Fees.

The Margate City Commission, in the interest of convenience to its customers, desires to make accessible the ability to obtain certain permits and services; including but not limited to, structural, plumbing, electrical, mechanical, and various other permits, by accepting payment via credit card, charge card, and bank debit card. In order to help defray the costs incurred by the City by authorizing payment by credit card, charge card, or bank debit card and pursuant to Subsection 215.322(5), Florida Statutes, a convenience fee may be imposed upon the payment of applications, permits, inspections, license fees, or other statutorily prescribed revenues, hereinafter referred to as "Statutory Fees." Convenience fees shall be imposed as follows:

1. a convenience fee in the amount of 2.2% may be added to the transaction amount when the payment of Statutory Fees is made by approved credit card, charge card, or bank debit card, however, that in no event shall the convenience fee be less than \$2.00. A convenience fee in the amount of \$3.95 per transaction shall be added to each transaction when the payment of Statutory Fees is made by approved bank debit card.
2. Pursuant to Subsection 215.322(5), Florida Statutes, the City shall post a notice of a convenience fee to be applied to payments made by credit card, charge card, or a bank debit card and

the current convenience fee at a conspicuous location within the office(s) for the City and on the City website.

3. The convenience fee shall be separate and in addition to the Statutory Fee, shipping and handling costs and any other fee authorized by statute or administrative code and is not refundable.

(§9) [Fee schedule.] The following fees are to be paid as provided in this section:

BASIC FEES TO COVER COST OF SERVICES

A. *Permit application fee.*

1. Nonrefundable processing fee, each discipline, credited toward permit fee ..... \$ 75.00

B. *Plans examination, each discipline.*

1. First review ..... 75.00

2. Rereview, each ..... 75.00

3. After four (4) reviews—Four (4) times the cost of plan review fee ..... 300.00

4. Prepermit plan review, each discipline ..... 90.00

C. *Changes/revisions to permit.*

1. Change of contractor ..... 75.00

2. Change of plans/revisions ..... 75.00

i. Plus additional permit fees—Verification of additional cost of job including all systems

3. Product approval/shop drawings after permit is issued ..... 75.00

D. *Conference with plan reviewer per hour or portion thereof* ..... 125.00

E. *Renew expired permit* ..... 100% of original permit fee

F. *Permit extension prior to expiration* ..... 75.00

G. *State/county/education and code updates.*

1. Training and education per one thousand dollars (\$1,000.00) of value ..... 0.30

2. Broward County Board of Rules and Appeals per one thousand dollars (\$1,000.00) of value ..... 0.65

Minimum ..... 2.00

3. Building Code and Administration Fund, one and one-half (1.5) per cent of permit cost—Minimum ..... 2.00
4. Department of Community Affairs, one (1.0) per cent of permit cost—Minimum ..... 2.00
- H. *Certificates.*
1. Certificate of occupancy, residential ..... 100.00
2. Multiunit, first unit ..... 75.00
- i. Each additional unit ..... 50.00
3. Certificate of occupancy, commercial ..... 125.00
4. Temporary/partial certificate of occupancy ..... 125.00
5. Certificate of completion, shell buildings ..... 150.00
6. Certificate of completion, others ..... 75.00
- I. *Record maintenance fees.*
1. Contractor registration fee ..... 20.00
- i. Contractor maintenance fee, yearly ..... 15.00
2. Records retention fee storage for life of the building, each permit ..... 75.00
- J. *Records research and copies.*
1. Records search/retrieval, minimum ..... 30.00
- i. Research taking longer than fifteen (15) minutes: Actual cost of labor and overhead associated with duplication and research
- K. *Copies.*
1. Plan replacement, per sheet ..... 10.00
2. Permit card replacement ..... 25.00
3. One-sided sheet, each 8½ × 11 ..... 0.15
4. Two-sided sheet, each 8½ × 11 ..... 0.15
5. Certified copy, each 8½ × 11 ..... 1.00
- L. *Inspection fees.*
1. Minimum inspection fee ..... 75.00
2. Business tax inspections, all disciplines ..... 300.00
3. Overtime inspections.
- i. First three (3) hours, minimum, including travel ..... 300.00
- ii. Each additional hour or fraction thereof ..... 100.00

- 1           4. Reinspection fees.
- 2           i. First reinspection ..... 50.00
- 3           ii. Second reinspection ..... 75.00
- 4           iii. Third reinspection ..... 100.00
- 5           5. Forty-year building safety inspection report review
- 6           ..... 350.00
- 7   M. *Special inspector*, per \$1,000.00 of value ..... 0.45
- 8                                   BASIC PERMIT FEES
- 9   N. *Work started without a permit* ..... 200.00 or double permit
- 10   fee whichever is greater
- 11   O. *Demolition, per discipline.*
- 12       1. Residential ..... 125.00
- 13       2. Commercial/multistory ..... 150.00
- 14   P. *PODS* ..... 25.00
- 15   Q. *Amusement events, per discipline* ..... 125.00
- 16       1. Tents.
- 17           i. First five (5) tents ..... 75.00
- 18           ii. Each additional tent ..... 10.00
- 19   R. *Solar.*
- 20       1. Solar electric panels, including electric and
- 21       structural ..... 200.00
- 22       2. Solar thermal, including plumbing and structural ..... 250.00
- 23       250.00
- 24       3. Photovoltaic, including structural, electrical and
- 25       plumbing ..... 300.00
- 26   S. *Minimum permit fee*, first one thousand dollars (\$1,000.00)
- 27   of valuation requiring one (1) inspection ..... 75.00
- 28   New residential construction based on total cost of
- 29   construction including all systems.
- 30       1. Structural ..... 1.60%
- 31       2. Electrical ..... 0.25%
- 32       3. Plumbing ..... 0.20%
- 33       4. Mechanical ..... 0.20\$
- 34   Residential additions/alterations based on total cost of
- 35   construction including all systems.

1. Structural ..... 3.60%  
 2. Electrical ..... 1.20%  
 3. Plumbing ..... 1.00%  
 4. Mechanical ..... 1.00%

New commercial construction based on total cost of construction  
 including all systems.

1. Structural ..... 1.60%  
 2. Electrical ..... 0.30%  
 3. Plumbing ..... 0.25%  
 4. Mechanical ..... 0.25%

Commercial additions/alterations based on total cost of  
 construction including all systems

1. Structural ..... 3.00%  
 2. Electrical ..... 1.65%  
 3. Plumbing ..... 1.00%  
 4. Mechanical ..... 1.35%

T. *Structural permit fees.*

1. Screen enclosures.

i. Pool ..... 200.00  
 ii. Patio under roof ..... 100.00  
 iii. Wind breaker system ..... 150.00

2. Signs.

i. Monument ..... 150.00  
 ii. Wall ..... 100.00

3. Slab on grade.

i. Generator/patio under two hundred fifty (250)  
 square feet ..... 75.00  
 ii. Concrete/paver driveways under four hundred (400)  
 square feet ..... 125.00

4. Shutters, per floor.

i. Panels ..... 150.00  
 ii. Accordion ..... 100.00

5. Store fixtures ..... 100.00



- 1 6. Stocking permit prior to certificate of occupancy .....  
2 100.00
- 3 7. Construction trailers ..... 110.00
- 4 8. Fences.
- 5 i. Wood/chain link/vinyl ..... 100.00
- 6 9. Sheds up to one hundred (100) square feet ..... 75.00
- 7 10. Roof.
- 8 i. Roof, first three thousand (3,000) square feet
- 9 i. Shingle roof ..... 225.00
- 10 ii. Flat roof ..... 225.00
- 11 iii. Tile roof ..... 300.00
- 12 iv. Over three thousand (3,000) square feet, per
- 13 square foot ..... 0.20
- 14 U. *Mechanical permit fees.*
- 15 1. AC changeouts.
- 16 i. Commercial ..... 150.00
- 17 ii. Residential ..... 100.00
- 18 2. Reroofing.
- 19 i. Anchor AC equipment to stands—First two (2) .....  
20 75.00
- 21 ii. Each additional stand ..... 20.00
- 22 3. Commercial hood system ..... 275.00
- 23 i. Smoke evaluation test ..... 100.00
- 24 4. Fire suppression system ..... 300.00
- 25 5. Process piping ..... 100.00
- 26 6. Walk-in cooler ..... 175.00
- 27 V. *Plumbing permit fees.*
- 28 1. Backflow certification ..... 55.00
- 29 2. Fire sprinkler.
- 30 i. Base unit, first forty-nine (49) heads ..... 150.00
- 31 ii. Each additional unit ..... 75.00
- 32 iii. Each head over fifty (50) heads ..... 5.00
- 33 3. Reserved.
- 34 4. Fuel system ..... 150.00

5. Irrigation systems.
  - i. Residential ..... 100.00
  - ii. Commercial ..... 150.00
  - iii. Wells/waterway ..... 100.00
6. LP gas ..... 75.00
7. Swimming pools.
  - i. Residential ..... 150.00
  - ii. Commercial ..... 200.00
  - iii. Add for special features, spas, heaters, etc., each ..... 50.00
8. Water heater changeout ..... 75.00
- W. *Electric permit fees.*
  1. Fire alarm system, per floor ..... 100.00
  2. Generator.
    - i. Residential ..... 75.00
    - ii. Commercial ..... 100.00
  3. Low voltage.
    - i. Residential ..... 75.00
    - ii. Commercial ..... 125.00
  4. Service changes.
    - i. AC disconnect, first ..... 75.00
    - ii. Each additional ..... 25.00
    - iii. Residential service change ..... 125.00
    - iv. Commercial service change ..... 250.00
  5. Site lighting.
    - i. First three (3) standards ..... 100.00
    - ii. Over three (3) standards, each ..... 25.00
  6. Smoke detectors, multifamily, per floor ..... 100.00
  7. Swimming pools.
    - i. Residential ..... 100.00
    - ii. Commercial ..... 200.00
    - iii. Alarm ..... 50.00
    - iv. Heaters, first ..... 75.00
    - i. Each additional heater ..... 25.00

- v. Screen enclosure bond ..... 50.00
- vi. Fence/other elements bond ..... 50.00
- 8. Temporary power.
  - i. Temp. power testing ..... 100.00
  - ii. Temp. power pole ..... 100.00

*Computation of fees:* Computation of fees in compliance with this section shall be based upon total project valuation irrespective of the number of individual structures that are required, when all of the following conditions are found to be present by the building official:

1. The total land area upon which the building project is proposed is in one (1) ownership.
2. The building project has received a single site plan approval pursuant to the zoning and development regulations for the total land area.
3. Simultaneous permits are obtained for the entire building project.
4. The total building project is initiated and maintained under control of a single or unified licensed contractor.

~~(109)~~ *Temporary sales model permit fees.*

- a. Any person, firm, corporation or other entity desiring to construct a temporary model building for sales and advertising purposes shall be required to make written application to the city commission for approval thereof.
- b. If the temporary model is approved by the building department, the building official shall charge a permit fee therefor in accordance with the schedules set forth in this article for permanent structures. Such temporary sales model shall be removed at the owner's sole expense prior to the issuance of any certificate of occupancy.

~~(1110)~~ *Reserved.*

~~(1211)~~ *Procedure of obtaining refunds of building permit fees.*

- a. Any person, firm, corporation or other entity who has obtained a building permit and paid the required building permit fees in connection with obtaining said permit under this article may apply

1 for and request a refund of said fees only if all  
2 of the following conditions are met:

3 (i) The building permit to which the refund  
4 request relates was received by the applicant  
5 within the six (6) months immediately  
6 preceding the date of application for the  
7 refund; and

8 (ii) The project or work for which the building  
9 permit was issued has not commenced; and

10 (iii) Application for refund is made in writing on  
11 forms supplied by the city's building  
12 department and accompanied by the building  
13 permit, as well as the job card, related to  
14 the refund being requested; and

15 (iv) The person, firm, corporation or other entity  
16 applying for the refund is the same person,  
17 firm, corporation or other entity, as the  
18 case may be, who applied for the building  
19 permit for which the refund is being  
20 requested; and

21 (v) The person, firm, corporation or other entity  
22 applying for the refund has not been cited  
23 for doing any work without a building permit  
24 within the city within the past twelve (12)  
25 months immediately preceding the date of  
26 application for the refund.

27 b. Upon receipt of a completed application for a  
28 refund of building permit fees, the director of  
29 the building department, or designee, shall review  
30 said application and take the necessary steps to  
31 ensure that all of the conditions set forth in  
32 subsection a. above have been satisfied with  
33 respect to such application.

34 c. After making a determination that all of the  
35 conditions set forth in subsection a. above have  
36 been satisfied as to a particular application, the  
37 director of the building department, or designee,  
38 shall approve the applicant's request for a refund  
39 of the building permit fee; provided that the  
40 amount of the refund shall be limited to the  
41 amount of the building permit fee which was  
42 previously paid by the applicant for said building  
43 permit, less a refund processing fee equal to one  
44 hundred dollars (\$100.00).

**SECTION 3:** All ordinances or parts of ordinances in conflict herewith are repealed to the extent of such conflict.

**SECTION 4:** If any section, sentence, clause, or phrase of this Ordinance is held to be invalid or unconstitutional by a court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this Ordinance.

**SECTION 5:** It is the intention of the City Commission that the provisions of this ordinance shall become and be made a part of the City of Margate Code, and that the sections of this Ordinance may be renumbered or relettered and the word "ordinance" may be changed to "section", "article" or such other appropriate word or phrase in order to accomplish such intentions.

**SECTION 6:** This Ordinance shall become effective immediately upon adoption at its second reading.

PASSED ON FIRST READING THIS \_\_\_\_ day of \_\_\_\_\_ 2019.

PASSED ON SECOND READING THIS \_\_\_\_ day of \_\_\_\_\_ 2019.

ATTEST:

\_\_\_\_\_  
JOSEPH KAVANAGH  
CITY CLERK

\_\_\_\_\_  
MAYOR ANTHONY N. CAGGIANO

RECORD OF VOTE - 1ST READING      RECORD OF VOTE - 2ND READING

Simone \_\_\_\_\_  
Arserio \_\_\_\_\_  
Schwartz \_\_\_\_\_  
Ruzzano \_\_\_\_\_  
Caggiano \_\_\_\_\_

Simone \_\_\_\_\_  
Arserio \_\_\_\_\_  
Schwartz \_\_\_\_\_  
Ruzzano \_\_\_\_\_  
Caggiano \_\_\_\_\_