

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 follows¹:

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

¹CODING: 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.

1
2
3
4
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 1. Structural 3.60%

2 2. Electrical 1.20%

3 3. Plumbing 1.00%

4 4. Mechanical 1.00%

5 New commercial construction based on total cost of construction

6 including all systems.

7 1. Structural 1.60%

8 2. Electrical 0.30%

9 3. Plumbing 0.25%

10 4. Mechanical 0.25%

11 Commercial additions/alterations based on total cost of

12 construction including all systems

13 1. Structural 3.00%

14 2. Electrical 1.65%

15 3. Plumbing 1.00%

16 4. Mechanical 1.35%

17 T. *Structural permit fees.*

18 1. Screen enclosures.

19 i. Pool 200.00

20 ii. Patio under roof 100.00

21 iii. Wind breaker system 150.00

22 2. Signs.

23 i. Monument 150.00

24 ii. Wall 100.00

25 3. Slab on grade.

26 i. Generator/patio under two hundred fifty (250)

27 square feet 75.00

28 ii. Concrete/paver driveways under four hundred (400)

29 square feet 125.00

30 4. Shutters, per floor.

31 i. Panels 150.00

32 ii. Accordion 100.00

33 5. Store fixtures 100.00

6. Stocking permit prior to certificate of occupancy
100.00
7. Construction trailers 110.00
8. Fences.
- i. Wood/chain link/vinyl 100.00
9. Sheds up to one hundred (100) square feet 75.00
10. Roof.
- i. Roof, first three thousand (3,000) square feet
- i. Shingle roof 225.00
- ii. Flat roof 225.00
- iii. Tile roof 300.00
- iv. Over three thousand (3,000) square feet, per
square foot 0.20
- U. *Mechanical permit fees.*
1. AC changeouts.
- i. Commercial 150.00
- ii. Residential 100.00
2. Reroofing.
- i. Anchor AC equipment to stands—First two (2)
75.00
- ii. Each additional stand 20.00
3. Commercial hood system 275.00
- i. Smoke evaluation test 100.00
4. Fire suppression system 300.00
5. Process piping 100.00
6. Walk-in cooler 175.00
- V. *Plumbing permit fees.*
1. Backflow certification 55.00
2. Fire sprinkler.
- i. Base unit, first forty-nine (49) heads 150.00
- ii. Each additional unit 75.00
- iii. Each head over fifty (50) heads 5.00
3. Reserved.
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 3rd day of APRIL, 2019.

PASSED ON SECOND READING THIS 17TH day of APRIL, 2019.

ATTEST:

JOSEPH J. KAVANAGH
CITY CLERK

MAYOR ANTHONY N. CAGGIANO

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

Simone	<u>YES</u>
Arserio	<u>ABSENT</u>
Schwartz	<u>YES</u>
Ruzzano	<u>YES</u>
Caggiano	<u>YES</u>

Simone	_____
Arserio	_____
Schwartz	_____
Ruzzano	_____
Caggiano	_____