

34 **Section 2. Town Code Amended.** Section 14-29 – “Permit Fees” is hereby
35 amended as follows:

36 Sec. 14-29. Permit Fees.

37 (a) ~~For all buildings, structures, additions and alterations requiring a building permit as~~
38 ~~called for in Section 105 of the Florida Building Code, a fee for each building permit~~
39 ~~shall be paid as required, in accordance with the following fee schedule:~~

40 (1) ~~The minimum fee for any one permit shall be \$80.00.~~

41 (2) ~~For all construction activity where the construction costs are greater than~~
42 ~~\$1,000.00 but less than \$1,250,000.00, the fee shall be \$80.00 plus 2.3 percent~~
43 ~~of the cost of construction.~~

44 (3) ~~For all construction activity where the construction costs are \$1,250,000.00 or~~
45 ~~more, but less than \$3,000,000, the fee shall be calculated as in (1) + (2) plus~~
46 ~~1.6 percent of the cost of construction from \$1,250,000.00 up to \$3,000,000.00.~~

47 (4) ~~For all construction activity where the construction costs are \$3,000,000.00 or~~
48 ~~greater, the fee shall be calculated as in (1) + (2) + (3) plus 1.3 percent of the~~
49 ~~cost of construction greater than \$3,000,000.00.~~

50 (5) ~~Electrical, mechanical and plumbing permit fees shall be calculated in~~
51 ~~accordance with (1) through (4) above, except that when such electrical,~~
52 ~~mechanical or plumbing permit is a sub-permit to a master permit, the fee for the~~
53 ~~sub-permit shall be \$80.00 provided the cost of the electrical, mechanical or~~
54 ~~plumbing work is included in the overall cost of construction included in the~~
55 ~~master permit.~~

56 (6) ~~For purposes of this section, the cost of construction is calculated as no less than~~
57 ~~\$250.00 per gross square foot for multi-family and commercial developments and~~
58 ~~no less than \$150.00 per gross square foot for single family homes for new~~
59 ~~construction or substantial improvements as defined in the Florida Building Code.~~

60 (7) ~~The town reserves the right to conduct an audit of the construction costs for new~~
61 ~~construction or substantial improvements as defined in the Florida Building Code~~
62 ~~at the conclusion of the construction, based on a determination by the building~~
63 ~~official that the valuation is underestimated on the application. If a discrepancy is~~
64 ~~found, the applicant shall pay the difference in the building permit fee, if any, prior~~
65 ~~to issuance of the temporary certificate of occupancy. Applicant may provide~~
66 ~~evidence of final cost of construction and the Town will adjust the fee accordingly.~~

67

68 ~~(b) *Other specialized operations.* For other specialized operations for which permits are~~
69 ~~required, and the specialized operations are not specifically noted in this fee~~
70 ~~schedule, including but not limited to the moving of buildings or structures, the~~
71 ~~demolition of buildings or structures, the installation of driveways or sidewalks, the~~
72 ~~installation of underground fuel tanks, the installation of drainage facilities, the~~
73 ~~construction of roadways and site improvements, and the issuance of temporary~~
74 ~~structure or special event permits, the fee schedule listed above shall be applicable.~~

75 ~~(c) *Failure to obtain permit.* When work for which a permit is required is started prior to~~
76 ~~the obtaining of the permit, the applicant for a permit shall be required to pay \$100.00~~
77 ~~plus double the regular permit fee, as the cost of the permit. The payment of such~~
78 ~~double fee plus \$100.00 shall not relieve any person from fully complying with all the~~
79 ~~requirements of all applicable regulations and codes; nor shall it relieve them from~~
80 ~~being subject to any of the penalties therein. The double fee requirement shall be~~
81 ~~applicable to sub-permits and to all divisions of the building department.~~

82 ~~(d) *Reinspection fee.* A re-inspection fee shall be charged when extra inspection trips~~
83 ~~are necessary due to:~~

84 ~~(1) Wrong address being given on request for inspection;~~

85 ~~(2) Prior rejection of work due to faulty construction;~~

86 ~~(3) Work not being ready for inspection at time specified;~~

87 ~~(4) Failure to call for final or other inspections;~~

88 ~~(5) Required corrections not being made or completed at time specified.~~

89 ~~A fee of \$80.00 shall be charged for the first re-inspection. The Building Official may~~
90 ~~apply Florida Statutes Section 553.80(2)(c) for each subsequent re-inspection. The~~
91 ~~payment of re-inspection fees may be required before any further permits will be~~
92 ~~issued to the person owing same, and further inspections may be refused until~~
93 ~~payment of re-inspections fees has been made. The re-inspection fee requirement~~
94 ~~shall be applicable to all divisions of the building department.~~

95 ~~(e) *Application processing fee.*~~

96 ~~(1) A non-refundable fee may be charged at the time of submitting a permit~~
97 ~~application. The fee shall be \$80.00 or 25 percent of the building permit fee,~~
98 ~~whichever is greater. The fee paid will be deducted from the total permit fee at~~
99 ~~time of issuance of the permit.~~

100

101 ~~(2) A non-refundable fee shall be charged for reviewing plans on all new construction~~
102 ~~(or major remodeling) of multi-family residential structures and/or commercial~~
103 ~~structures. The fee shall be 25 percent of the estimated building permit fee. The~~
104 ~~fee will be deducted from the total permit fee at time of issuance of the permit.~~

105 ~~(3) A non-refundable zoning plan review fee of \$200.00 shall be charged at the time~~
106 ~~of application, for those projects requiring zoning review. This fee is in addition~~
107 ~~to the building permit fee and is not deductible from the building permit fee.~~

108 ~~(4) A non-refundable fee shall be charged for a preliminary review of plans and~~
109 ~~documentation prior to the submitting for a permit. The fee shall be calculated~~
110 ~~per subsection 14-29(g)(6) and (7).~~

111 ~~(f) *Fee for changes after permit has been issued.*~~

112 ~~(1) When changes in the plans and/or specifications are requested after the permit~~
113 ~~has been issued, and the changes do not result in an increase in the scope of~~
114 ~~the original project, the fee for review of said changes shall be based upon review~~
115 ~~time, hourly per trade, in accordance with subsection 14-29(g)(6) and (7).~~

116 ~~(2) When changes or revisions are requested after the permit has been issued, which~~
117 ~~result in an increase of square footage and/or the cost of construction, the fee for~~
118 ~~the additional work shall be calculated in accordance with the fee schedule for a~~
119 ~~new permit, in accordance with this section.~~

120 ~~(g) *Refunds, time limitation.* The fees charged pursuant to this section may be refunded~~
121 ~~by the town manager subject to the following:~~

122 ~~(1) No refund shall be made where any work has commenced, except where~~
123 ~~duplicate permits have been issued for the same work, in which case a refund~~
124 ~~may be granted to the initial permit holder provided the duplicate permits were~~
125 ~~issued within 90 days of each other.~~

126 ~~(2) No refunds shall be made where permit has become void as provided by section~~
127 ~~405.4 of the Florida Building Code.~~

128 ~~(3) No refunds shall be made on permit fees of \$80.00 or less.~~

129 ~~(4) Fifty percent refunds may be granted to a permit holder whose permit is canceled~~
130 ~~by owner authorization where work has commenced and such owner selects a~~
131 ~~second contractor to complete the work. The second contractor shall pay a full~~
132 ~~fee to complete the work unless the first contractor waives his opportunity to a~~
133 ~~refund in writing, in which case, the second contractor is entitled to a permit to~~
134 ~~cover the same work for a cost of 50% of the prevailing fee schedule.~~

135 ~~(5) A full refund may be granted to a permit holder who takes out a permit covering~~
136 ~~work outside the jurisdictional permitting and inspection area.~~

137 ~~(h) Other fees.~~

138 ~~—(1) Demolition: \$80.00 per discipline (trade) inspecting.~~

139 ~~—(2) Certificate of completion: \$80.00.~~

140 ~~—(3) Certificate of occupancy: \$120.00.~~

141 ~~—(4) Temporary certificate of occupapncy: \$365.00 per period of temporary certificate.~~

142 ~~—(5) Duplicate permit card with list of passed inspections: \$50.00~~

143 ~~—(6) Special services:~~

144 ~~— a. \$100.00 per hour, normal business hours (1 hour minimum).~~

145 ~~— b. \$150.00 per hour outside normal business hours (3 hour minimum).~~

146 ~~— This fee is limited to client requested services outside the normal permitting and~~
147 ~~inspection process, and any such fee shall be estimated and agreed upon in~~
148 ~~advance.~~

149 ~~(7) Professional engineer review of structural drawings: \$150.00 per hour.~~

150 ~~(i) State and county fees.~~

151 ~~(1) \$0.01 per sq. ft. added to every building permit for the State of Florida to study~~
152 ~~the building code requirements for radon gas plus certification and regulation of~~
153 ~~building officials, inspectors, and plans examiners. This surcharge relates to new~~
154 ~~construction and under roof floor area being added, altered, or renovated.~~

155 ~~(2) Building code compliance fee (Miami-Dade Code Compliance): \$0.60 per every~~
156 ~~\$1,000.00 of value of construction.~~

157 ~~(j) Waiver of fees and expedited permitting and development review. The town~~
158 ~~commission may by resolution waive building permit fees and other fees as provided~~
159 ~~herein, and provide for expedited permitting and development review for certain~~
160 ~~programs.~~

161 ~~(k) Reduction of building permit fees for condominiums. The permit fees for construction~~
162 ~~activity relating to condominium building recertifications, or any necessary structural~~
163 ~~and/or life safety repairs, as determined by the building official, shall be reduced by~~
164 ~~30 percent.~~

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165 (a) *Levied*. Permits, inspections and other fees of the building department of the Town
166 are hereby levied and imposed and shall apply to building, plumbing, electrical and
167 mechanical permits and other activities undertaken by that department as specified
168 in appendix A. Permit fee line items include, but are not limited to: Building, plumbing,
169 electrical, and mechanical as well as those line items associated with planning, fire,
170 and public works. In addition, all permits will include line items for outside agencies;
171 State of Florida, Department of Business and Professional Regulation (DBPR),
172 Building Code Administrators and Inspectors (BCAI), and Miami Dade County
173 Building Code Compliance Office (BCCO). The Town Commission may direct the
174 Town Manager to waive building permit fees that include building, planning, public
175 works, parking, fire, and environmental permits that are directly related to Town
176 projects.

177 (b) *Double fees*. Any person who commences any work on a building, structure,
178 electrical, gas, mechanical or plumbing systems before obtaining the building
179 official's approval or the necessary permits shall be subject to a penalty of 100
180 percent of the required permit fee, in addition to the required permit fees, plus a
181 penalty for the first, second and subsequent offenses as outlined in appendix A.

182 (c) *Reinspection fees*.

183 (1) With respect to inspections, if the Town finds it necessary, in order to enforce
184 compliance with the Florida Building Code, to conduct an inspection, after an
185 initial inspection and one subsequent reinspection, of any project or activity for
186 the same code violation specifically and continuously noted in each rejection,
187 including, but not limited to, egress, fire protection, structural stability, energy,
188 accessibility, lighting, ventilation, electrical, mechanical, plumbing, and gas
189 systems, or other requirements identified by the rule of the Florida Building
190 Commission, a fee of four times the cost of initial inspection or first reinspection,
191 whichever is greater, for each subsequent reinspection shall be paid. The
192 inspection cost is determined by multiplying the actual time spent by the inspector
193 by the inspection fee hourly rate, as specified in appendix A.

194 (2) Payment of the reinspection fee shall be required before any subsequent permits
195 are issued to the person or entity owing same. Further inspections shall be
196 withheld until payment of reinspection fees has been made.

197 (d) *Lost plans fee*. When permitted set of plans are lost by the applicants, owners,
198 contractors, or any of their representatives, a recertification fee will be required to
199 reproduce, stamp and approve a new set of plans as a field copy. Such fee shall be
200 based on a cost per page as specified in appendix A, plus an administrative
201 processing fee as outlined in appendix A.

202 (e) *Revised plans processing fee*. The charge for plans processing of revisions to a
203 permitted set of plans shall be as specified in appendix A, plus an administrative
204 processing fee as outlined in appendix A.

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- 205 (f) *Lost permit card fee.* After a permit has been issued, if the permit inspection card
 206 has been lost, a replacement fee as specified in appendix A shall be charged.
- 207 (g) *Inspection fee.* The inspection fee shall be as specified in appendix A.
- 208 (h) *Plans re-review fee.* When extra plans reviews are due to the failure to correct
 209 Florida Building Code discipline requirements specifically and continuously noted in
 210 each rejection, including, but not limited to, egress, fire protection, structural stability,
 211 energy, accessibility, lighting ventilation, electrical, mechanical, plumbing, and gas
 212 systems, or other requirements identified by the rule of the Florida Building
 213 Commission, in compliance with F.S. § 553.80(2)(b), each time after the third such
 214 review that plans are rejected for the same code requirement, a fee shall be charged,
 215 per discipline, as determined in appendix A.
- 216 (i) *Expedited plans review and inspection fee.* Upon request from the applicant, the
 217 department may schedule an expedited plan review or inspection, on an overtime
 218 basis by Town staff. When such service is provided, a fee as specified in appendix
 219 A shall be charged, in addition to the regular permit fee and other applicable fees.
 220 Expedited plan review service may be requested by the applicant at a charge, per
 221 discipline, as determined in appendix A, in addition to the other applicable fees
 222 required for the work.
- 223 (j) *Permits for work not identified in appendix A.* If it is determined that no specific fee
 224 category directly matches a permit application request, the building official may
 225 identify a category that closely matches the level of effort or determine what the work
 226 will be charged at based on the time dedicated for plans review and inspection. The
 227 building official may require an upfront fee and a deposit to cover the estimated cost
 228 of the services to be provided.
- 229 (k) *Town projects.* The cost of enforcing state statutes, the building code, or the Town's
 230 land development regulations on Town-related projects will be reimbursed based on
 231 the actual time spent in the processing, review and inspection of such projects. The
 232 payment will be due prior to issuance of the certificate of occupancy or completion
 233 for the project. Fees shall be based on the permit fee schedule in place at the time
 234 of the permit application submittal and should be paid accordingly.
- 235 (l) *[Annual adjustment of rates.]* The rates in appendix A pertaining to this division will
 236 be administratively adjusted annually to reflect increase(s) or decrease(s) in the
 237 Consumer Price Index for all urban consumers, CPI-U.
- 238 (m) *Electronic concurrent plan processing.* To create a more efficient permitting
 239 process, the building department may be implementing procedures to process
 240 plans electronically via an automated workflow. Once implemented, the
 241 department may request that applicants submit plans in an electronic format. If
 242 the applicant chooses to submit paper plans, the director, or his designee has

243 the authority to invoice for reimbursement of the conversion of documents
244 submitted to an electronic format.

245 (n) *Phase permits.* The building official is authorized by the Florida Building Code to
246 provide early start approval. The holder of such permit shall proceed at the
247 holder's own risk with the building's construction and without assurance that a
248 permit for the entire structure will be granted. A fee as specified in appendix A
249 shall be paid.

250 (o) *Private provider fee.* When a property owner uses the services of a licensed
251 private company for plan review and inspections services (private provider), the
252 fee will be assessed as a regular building permit with a discount of 40 percent of
253 the original building permit fee. If only the inspections are done by the private
254 provider, then the fee will be assessed as a regular building permit with a discount
255 of 20 percent of the original building permit fee.

256 (p) *Photovoltaic waiver.* All photovoltaic related building permit fees will be waived
257 to promote the use of photovoltaic energy.

258 (q) *Electric vehicle charging stations waiver.* All permitting fees for electric vehicle
259 charging station installation projects on private property shall be waived, except
260 for electric vehicle charging station installation projects with exterior or
261 underground transformers. The waiver of permitting fees in this subsection shall
262 automatically sunset and shall be repealed on December 31, 2024.

263 (r) *Up-front processing fee.*

264 (1) When the building permit application is received, the applicant shall pay an "up
265 front" processing fee as specified in appendix A.

266 (2) This processing fee is non-refundable but shall be credited toward the final
267 building permit fee. The "up front" processing fee, after it is calculated, shall be
268 rounded up to the nearest \$5.00, with a minimum fee as specified in appendix A.

269 (s) *Refunds, time limitations, cancellations, change of contractor.* The fees charged
270 pursuant to the schedule in appendix A, provided the same are for a permit
271 required by Section 105.1 of the Florida Building Code, may be refunded by the
272 building official subject to the following:

273 (1) No refunds shall be made on requests involving:

274 a. Minimum permit fee(s) and upfront fee(s), as specified in appendix A; or

275 b. Permits for which plans review has commenced or inspections performed; or

- 276 c. Permits revoked by the building official under authority granted by the Florida
277 Building Code; or
- 278 d. Permits cancelled by court order; or
- 279 e. Permits which have expired; or
- 280 f. Permits under which work has commenced as evidenced by any recorded
281 inspection having been made by the Town, unless the refund is due to an
282 overcharge by the Town.
- 283 (2) A full refund shall be granted to a permit holder who takes out a permit covering
284 work outside the jurisdictional inspection area.
- 285 (3) Permits under which no inspections were performed are entitled to a 50-percent
286 refund of the building permit fee line item if requested within 90 days of permit
287 issuance. No refund shall be provided after 90 days.
- 288 (4) Where there is a change of contractor (for all permit types) a fee as specified in
289 appendix A shall be paid. The original permit holder is not entitled to any refund.
- 290 (5) Where there is a change of architect or engineer (for all permit types) a fee as
291 specified in appendix A shall be paid. The original permit holder is not entitled to
292 any refund.
- 293 (6) A fee as specified in appendix A shall be paid by the permit holder who submits
294 a written request for a permit extension as authorized under Section 104.5.1.4 of
295 the Florida Building Code.
- 296 (7) Where the permit is revoked, or becomes null and void, or expires because of
297 lack of work or abandonment, a new permit covering the proposed construction
298 shall be obtained before proceeding with the work, pursuant to Section 105.4.1.1
299 of the Florida Building Code. If no more than 180 days before the expiration date
300 of the original permit has passed, and no refund has been made according to this
301 section, the applicant may apply to renew the permit. The reapplication must be
302 covering the same project and involving the same plans and must be submitted
303 with the plans and the applicant's validated copy of the original permit. A fee of
304 25 percent of the original permit fee, plus an additional processing fee equivalent
305 to the base permit fee as specified in appendix A, shall be charged for a renewal
306 under these circumstances. No additional fees for outside agency line items will
307 be imposed.
- 308 For permits that have expired where the only missing component is one or more
309 final inspections, the fee for reopening the permit, performing the final
310 inspection(s), and providing a final approval on the permit shall be charged the
311 base building permit fee.

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- 312 (8) Every application submitted for permit will be evaluated and fees assessed
 313 accordingly whether it is for a master permit a stand-alone permit or a
 314 subcontract/trade subsidiary permit. All submittals will be assessed the fees as
 315 prescribed in appendix A, or the base permit fee, whichever is greater.
- 316 (t) Building permit fees are as specified in appendix A. Alterations are limited to interior
 317 work without adding to square footage of structure/building; window change out with
 318 no new openings; roofing repair/replace; and driveway/approach.
- 319 (u) Plumbing permit fees are as specified in appendix A.
- 320 (v) Electrical permit fees are as specified in appendix A.
- 321 (w) Mechanical permit fees are as specified in appendix A.
- 322 (x) *Certificate of occupancy or completion.* To obtain temporary, or final occupancy or
 323 completion as required by the Florida Building Code, the following original fees shall
 324 be paid for the purpose of defraying the costs of processing the certificate, including
 325 any necessary inspections.
- 326 (1) *Final certificate of occupancy or completion.* Certificate of occupancy or
 327 completion fees shall be as specified in appendix A.
- 328 (2) *Temporary certificate of occupancy or completion.* Temporary certificate of
 329 occupancy or completion fees shall be as specified in appendix A. The certificate
 330 of occupancy or completion is the certificate of use for that facility for the first
 331 year of operation or part thereof.
- 332 (y) Unless waived by the Town, there shall be a fee per building as specified in appendix
 333 A for the building recertification program, as required under Miami-Dade County
 334 Code Chapter 8, Section 8-11(f) and as said section may be amended from time to
 335 time. A six-month extension for building recertification may be granted by the building
 336 official. An extension fee as specified in appendix A shall be assessed.
- 337 (z) If a building has not been recertified in the time limitation established by the county
 338 code section referred to in subsection (y), a late compliance fee as specified in
 339 appendix A shall be paid in addition to the regular recertification fee. This fee shall
 340 also apply if the building is declared unsafe and posted and the time limitation for
 341 the requirement of a new inspection and report does not apply. However, if the
 342 building has an open permit for complete alteration and remodeling, and the building
 343 is not currently occupied, the late fee will be waived if the recertification report is
 344 included at the time of the application for the certificate of occupancy or completion.
- 345 (aa) When the building recertification process has not been completed for a particular
 346 building within the maximum time limitations established by the county code, a
 347 notice of violation shall be issued. If the process is not completed within 45 days

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348 of the notice of violation date, the building shall be declared unsafe and vacated
349 at owner's expense. The building shall remain secured while vacant. If the
350 recertification is not complete within 90 days of the date when the building was
351 declared unsafe a new inspection report with a new fee as specified in appendix
352 A shall be processed before the building can be declared safe for occupancy.

353 (bb) Courtesy notices to building owners will be provided to building owners at least
354 one year prior to the anniversary date of their recertification as well as providing
355 an additional courtesy notice at least six months prior to the anniversary date of
356 their recertification; and a final notice 90 days prior to the anniversary dated of
357 their recertification due date. The failure to provide the courtesy notices does not
358 waive or release the building owner's obligation to comply with building
359 recertification requirements, in accordance with all applicable state, county and
360 municipal laws.

361 (cc) All building owners of buildings greater than five floors are required to submit a
362 yearly maintenance log on all routine structural repairs must be submitted
363 annually to the building department on a standard form provided by the building
364 department and by no later than January 31 of each year.

365 Late and incomplete forms shall be assessed a late fee after a 30-day notice as
366 specified in the appendix A, fee schedule. The failure of the building owner to
367 timely submit a yearly maintenance log does not relieve or alter a property
368 owner's obligation to maintain its property in accordance with all applicable state,
369 county and municipal laws. Building owners of buildings less than five floors are
370 not required to submit a yearly maintenance log on all routine structural repairs.

371 (dd) *Employee training, education, safety and technology enhancements.* A
372 surcharge to building, electrical, mechanical, plumbing and demolition permits
373 will be added for training, education and safety of the building department
374 employees and contractors, and to procure and implement the latest
375 technologies available for enhancement of services provided by the department,
376 according to the schedule specified in appendix A.

377 (ee) *Fees collected by the building department for other departments or agencies.*
378 Specific amounts are given in appendix A.

379 (1) A Department of Business and Professional Regulation/Florida Building
380 Commission surcharge will be added to all permit fees associated with
381 enforcement of the Florida Building Code for the Professional Regulation Trust
382 Fund as per F.S. § 553.721. This amount is nonrefundable.

383 (2) A surcharge will be added to building permits for the code compliance program
384 established by Miami-Dade County. This amount is nonrefundable.

385 (3) A Department of Business and Professional Regulation/Building Code
386 Administration and Inspectors Board surcharge will be added to all permit fees
387 associated with enforcement of the Florida Building Code for the Building Code
388 Administrators and Inspectors Fund as per F.S. § 468.631. This amount is
389 nonrefundable.

390 (4) A sanitation surcharge shall be charged for all building, electrical, plumbing, and
391 mechanical and demolition permits, as set forth in appendix A.

392 (5) A separate fire safety, public works and/or zoning review fee associated with the
393 building permit process shall be charged as set forth in appendix A.

394 (ff) *Temporary structure.* Notwithstanding any provision of this Section, a temporary
395 structure used as construction offices shall be permitted in conjunction with the
396 construction of a building for which a valid building permit has been issued, subject
397 to the following:

398 (1) The use of the temporary structure shall relate directly to the building for which a
399 valid building permit has been issued.

400 (2) The temporary structure shall be located on the same lot as the building to which
401 it relates or on a lot within 400 feet of the lot to which it relates.

402 (3) The temporary structure shall be permitted only after issuance of a building
403 permit for the building to which the temporary structure relates, and such
404 temporary structure shall be removed prior to issuance of a certificate of
405 occupancy for such building, or within 30 days after the building permit for such
406 building expires, whichever comes first.

407 (gg) *Interest and other charges.* The Town is authorized to charge interest to any
408 amount due when not paid by the due date. The interest rate shall be at the highest
409 legal limit authorized by law, plus collection costs and attorneys' fees.

410 Requests for copies of building department records, inspection reports, logs, or
411 similar documents maintained by the Town and/or its building department will be
412 charged as specified in appendix A.

413 **Section 3. Severability.** If any section, sentence, clause or phrase of this
414 Ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction,
415 then said holding shall in no way affect the validity of the remaining portions of this
416 Ordinance.

417 **Section 4. Inclusion in the Code.** It is the intention of the Town Commission,
418 and it is hereby ordained that the provisions of this Ordinance shall become and made a
419 part of the Town of Surfside Code of Ordinances, that the sections of this Ordinance may

420 be renumbered or re-lettered to accomplish such intentions; and the word "Ordinance" may
421 be changed to "Section" or other appropriate word.

422 **Section 5. Conflicts.** Any and all ordinances and resolutions or parts of
423 ordinances or resolutions in conflict herewith are hereby repealed.

424 **Section 6. Effective Date.** This ordinance shall become effective upon adoption
425 on second reading.

426 **PASSED** on first reading on the ____ day of _____, 2024.

427 **PASSED AND ADOPTED** on second reading on the ____ day of _____, 2024.

429 **First Reading:**

430 Motion by: _____

431 Second by: _____

432

433

434 **Second Reading:**

435 Motion by: _____

436 Second by: _____

437

438

439 **FINAL VOTE ON ADOPTION**

440

441 Commissioner Gerardo Vildostegui _____

442 Commissioner Ruben A. Coto _____

443 Commissioner Nelly Velasquez _____

444 Vice Mayor Tina Paul _____

445 Mayor Charles W. Burkett _____

446

447

448 _____
Charles W. Burkett, Mayor

449 **ATTEST:**

450

451

452 _____

453 Sandra N. McCready, MMC

454 Town Clerk

455

456 **APPROVED AS TO FORM AND LEGALITY FOR THE USE**
457 **AND BENEFIT OF THE TOWN OF SURFSIDE ONLY:**

458

459

460 _____

461 Mark Blumstein, Esq.

462 Interim Town Attorney

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