

ORDINANCE NO. 120-13

**AN ORDINANCE AMENDING SECTION 1442.03(b) AND (c) OF THE
CODIFIED ORDINANCES OF THE CITY OF AVON
REGARDING BUILDING PERMITS AND FEES
AND DECLARING AN EMERGENCY**

WHEREAS, the Chief Building Official has requested a modification to the fee schedule for building permits and inspection fees contained in §1442.03(b) and (c) of the Codified Ordinances of the City of Avon; and

WHEREAS, the Finance Director reviewed the proposed amendments and has determined that the current fee schedule is in need of adjustment to reflect the change in charges being incurred by the City for such inspections and also recommends these changes to Council; and

WHEREAS, Council finds the recommendation of the City Engineer and the Finance Director to be in the public interest and that the increase of said fees will promote the public health, safety, and welfare of the all residents of Avon.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF AVON, COUNTY OF LORAIN, AND STATE OF OHIO:

Section 1 - That Section 1442.03 of the Codified Ordinances of the City of Avon which currently reads as follows:

1442.03 BUILDING AND HOUSING CODE PLANS EXAMINATION FEES.

The following fees shall be paid by an applicant for the occupancies and items listed below at the time an application is made and/or at the time such fees are determined:

TYPE	FEE
(a) RCO Occupancies.	
(1) New construction:	
A. Fee Per Dwelling Unit: Up to 3 (with or without attached garage)	\$175.00
B. Accessory Buildings: Attached or detached Garage, Barn or Shed (over 200 sq. ft.)	\$25.00
C. Additions	\$75.00
D. Alterations to Existing Structure Includes finished basement	\$75.00

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Note: An additional fee of 1% of the total permit fee for the State of Ohio Board of Building Standards will be added to all approved residential building permits per Section 1442.08. Also note, sewer, water, and park fees, where applicable, will be added to permit fees.

TYPE	FEE
(b) OBC (Commercial) Occupancies.	
(1) New construction and additions:	\$100.00 + \$7.50/100 sq. ft.
A. Shell permit	\$100.00 + \$3.75/100 sq. ft.
B. New build-out	\$100.00 + \$3.75/100 sq. ft.
(2) Alterations to Existing Buildings:	\$100.00 + \$3.75/100 sq. ft.
(3) Mechanicals, plumbing and electrical:	
A. New construction	\$100.00 + \$4.50/100 sq. ft.
B. Shell	\$100.00 + \$2.25/100 sq. ft.
C. New build-out	\$100.00 + \$2.25/100 sq. ft.
D. Alterations (includes all mechanicals)	\$100.00 + \$2.25/100 sq. ft.
(4) Sprinklers:	\$200.00 + \$4.50/100 sq. ft.
(5) Fire Alarms:	\$200.00 + \$4.50/device

(c) Existing Buildings and Structures. When an owner or an owner's authorized agent requests a plan review under this Building Code or under the provisions of these Codified Ordinances for engineering standards to determine compliance of an existing building or structure, such plan review, processing and/or certificates indicating compliance or noncompliance (in addition to any required field inspections) shall be at the rate of one hundred dollars (\$100.00) per hour.

shall be amended to read as follows: (New language in bold print)

1442.03 BUILDING AND HOUSING CODE PLANS **REVIEW FEES.**

The following fees shall be paid by an applicant for the occupancies and items listed below at the time an application is made and/or at the time such fees are determined:

TYPE	FEE
(a) RCO Occupancies.	
(1) New construction:	

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A. Fee Per Dwelling Unit: Up to 3 (with or without attached garage)	\$175.00
B. Accessory Buildings: Attached or detached Garage, Barn or Shed (over 200 sq. ft.)	\$25.00
C. Additions	\$75.00
D. Alterations to Existing Structure Includes finished basement	\$75.00

Note: An additional fee of 1% of the total permit fee for the State of Ohio Board of Building Standards will be added to all approved residential building permits per Section 1442.08. Also note, sewer, water, and park fees, where applicable, will be added to permit fees.

TYPE	FEE
(b) OBC (Commercial) Occupancies.	
(1) New construction and additions:	\$100.00 + \$7.90/100 sq. ft.
A. Shell permit	\$100.00 + \$3.95/100 sq. ft.
B. New build-out	\$100.00 + \$3.95/100 sq. ft.
(2) Alterations to Existing Buildings:	\$100.00 + \$3.95/100 sq. ft.
(3) Mechanicals, plumbing and electrical:	
A. New construction	\$100.00 + \$4.75/100 sq. ft.
B. Shell	\$100.00 + \$2.40/100 sq. ft.
C. New build-out	\$100.00 + \$2.40/100 sq. ft.
D. Alterations	\$100.00 + \$2.40/100 sq. ft.
(4) Sprinklers:	\$200.00 + \$4.50/100 sq. ft.
(5) Fire Alarms:	\$200.00 + \$4.50/device

(c) Existing Buildings and Structures. When an owner or an owner's authorized agent requests a plan review under this Building Code or under the provisions of these Codified Ordinances for engineering standards to determine compliance of an existing building or structure, such plan review, processing and/or certificates indicating compliance or noncompliance (in addition to any required field inspections) shall be at the rate of ~~one hundred dollars (\$100.00)~~ **one hundred ten dollars (\$110.00) per hour.**

Section 2 - That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this

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Council, and that all deliberations of this Council and of any of its committees that resulted in such formal actions were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3 - That this Ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety and welfare of the citizens of the City of Avon, the immediate emergency being the necessity to amend Chapter 1442 of the Avon Codified Ordinances to update the fees charged by the Building Department; therefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: _____ DATE SIGNED: _____

By: _____
Daniel S. Zegarac, Council President

DATE APPROVED BY THE MAYOR: _____

James A. Smith, Mayor

APPROVED AS TO FORM:

John A. Gasior, Law Director

ATTEST:

Ellen R. Young
Clerk of Council

Posted: _____
In Five Places as
Provided by Council

Prepared By:

John A. Gasior, Esq.
Law Director