

PROPOSED ORDINANCE NO. 2021-28

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF PEMBROKE PINES, FLORIDA AMENDING APPENDIX "A" OF TITLE XV, CHAPTER 150 OF THE CITY'S CODE OF ORDINANCES BY UPDATING THE BUILDING PERMIT FEE SCHEDULE, ATTACHED HERETO AND INCORPORATED HEREIN BY REFERENCE; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on June 18, 2014, the City Commission adopted Ordinance No. 1783, which amended the City's building permit fee schedule; and

WHEREAS, §713.135, Florida Statutes, has been amended by Ch. 2021-224, Laws of Florida (2021), requiring the amendment of the City's Building Permit Fee Schedule requirements; and

WHEREAS, staff recommends modifying the permit fee schedule to ensure compliance with these amendment, as more particularly described herein; and

WHEREAS, the City Commission has determined that amending the City's building fee permit schedule is in the best interest of the citizens, residents and businesses of the City of Pembroke Pines;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA THAT:

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CODING: Words in ~~strike through~~ type are deletions from existing law;
Words in underlined type are additions.

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Section 1. The foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct, and are hereby incorporated herein and made a part hereof.

Section 2. Appendix "A" of Title XV, entitled "Land Usage", and as referenced in §150.16, entitled "Permit Fee Schedule," of Chapter 150, entitled "Buildings", of the Code of Ordinances of the City of Pembroke Pines, is hereby amended as follows:

...

II. Building Code Services Permit Fee Structure

A. Valuation

The Building Permit Fee shall be based upon the cost of construction as attested to by the applicant on the submitted permit application. The Building Official, in addition to verifying the completeness and accuracy of the application, shall review the application for the cost of construction. If the Building Official, or his/her designee, determines that the cost of construction attested to does not accurately reflect the cost of construction for the scope of work covered by the permit, he/ she shall utilize the greater of the following two (2) options:

1. A signed certified construction costs estimate for the work contemplated under the requested permit completed by one of the following licensed professionals which includes the license or certification number of the professional making the certification:
 - a. Architect
 - b. Engineer

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- c. General Contractor, or
 - d. Certified construction cost estimator
2. Apply the values in the most current edition of the RS Means Construction Valuation system.

The greatest of the methods of the applicant's statement of value, or (1.) or (2.) above shall be used in calculating the permit fee.

Reference: The initial permit fee shall be based on the total cost of construction. All additional sub permit fees shall be based on the job value for the work covered by that particular permit.

. . .

Section 3. It is the intention of the City Commission of the City of Pembroke Pines that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of the City of Pembroke Pines, 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 4. If any clause, section, or other part or application of this Ordinance shall be held by any court of competent jurisdiction to be unconstitutional or invalid, such unconstitutional or invalid part or application shall be considered as eliminated and so not effecting the remaining portions or applications remaining in full force and effect.

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Section 5. 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 6. This Ordinance shall become effective immediately upon adoption.

PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, ON THE FIRST READING, THIS ___ DAY OF _____, 2021.

PASSED ADOPTED BY THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, ON THE SECOND AND FINAL READING, THIS ___ DAY OF _____, 2021.

CITY OF PEMBROKE PINES, FLORIDA

By: _____
MAYOR FRANK C. ORTIS

ATTEST:

MARLENE D. GRAHAM, CITY CLERK

APPROVED AS TO FORM:

OFFICE OF THE CITY ATTORNEY

ORTIS _____

GOOD _____

SCHWARTZ _____

CASTILLO _____

SIPLE _____

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