

ORDINANCE NO. 13-102
INTRODUCED BY: Mr. Lee

First Reading 12-2-13
Second Reading 12-16-13

AN ORDINANCE
AMENDING CODIFIED ORDINANCE CHAPTER 1307 REGARDING
PLAN REVIEW FEES, AND DECLARING AN EMERGENCY

BE IT ORDAINED by the Council of the City of Bay Village, Ohio:

SECTION 1. That codified Ordinance Chapter 1307 which presently reads as follows:

“CHAPTER 1307 PLANS REVIEW FEES

1307.01 FEES FOR INSPECTION OF PLANS AND SPECIFICATIONS.

(a) The fees and charges for the inspection of plans and specifications which are governed by the Ohio Building Code shall be as follows:

<u>Type of Construction Documents</u>	<u>Base Fee</u>	<u>Plans Examination Fee Per 100 Square Feet of Each Floor Level</u>
(1) Structural	\$200.00	\$8.00
(2) Mechanical	\$200.00	\$5.00
(3) Electrical	\$200.00	\$5.00
(4) Automatic Sprinkler and other Fire Suppression system	\$200.00	\$5.00
(5) Fire Alarm System	\$200.00	\$5.00
(6) Industrial Unit	\$200.00	\$2.00

(b) Upon determination by the Building Director/Building Official, extra services, alterations/remodeling and re-inspections of plans and specifications shall be charged at a fixed rate of seventy-five dollars (\$75.00) per hour.

(c) Fees and charges for alterations/remodeling or change of occupancy as determined by the Building Director/Building Official shall be based on the actual area of the entire space which may extend beyond the limits of construction.

1307.02 FEES FOR INSPECTION OF PLANS AND SPECIFICATIONS GOVERNED BY THE RESIDENTIAL CODE OF OHIO.

(a) The fees and charges for the inspection of plans and specifications which are governed by the Residential Code of Ohio shall be as follows:

New Dwellings

<u>Type of Construction Documents</u>	<u>Base Fee</u>	<u>Plans Examination Fee per 100 sq. ft. or part thereof per Each Floor Level (includes finished basements)</u>
(1) Structural	\$50.00	\$1.00—

(2)	HVAC and Plumbing	\$25.00	\$1.00
(3)	Electrical	\$25.00	\$1.00
(4)	Fire Suppression	\$25.00	\$1.00

~~Additions of 500 sq. ft. or more to existing dwellings~~

Type of Construction Documents	Base Fee	<u>Plans Examination Fee per 100 sq. ft. or part thereof per Each Floor Level (includes finished basements</u>
(1) Structural	\$25.00	\$1.00
(2) HVAC and Plumbing	\$25.00	\$.75
(3) Electrical	\$25.00	\$.75
(4) Fire Suppression	\$25.00	\$.75

- (b) Plan review fees are required to be paid prior to the issuance of permits.

1307.99 Penalty; Legal Action.

- (a) Whoever violates any provision of this chapter or any rule or regulation promulgated there under or fails to comply therewith or with any written notice or written order issued there under shall be guilty of a misdemeanor and upon conviction thereof be fined not less than twenty-five (\$25.00) nor more than (\$1000.00) for the first offense and for a second or subsequent offense shall be guilty of a misdemeanor of the first degree. Each day such violation occurs or continues shall constitute a separate offense.
- (b) The imposition of any penalty as provided for in this chapter shall not preclude the Director of Law from instituting an appropriate action or proceeding in a court of proper jurisdiction to prevent an unlawful repair or maintenance, to restrain, correct or abate a violation, to prevent the occupancy of a building, structure or premises, or to require compliance with the provision of this chapter or other applicable laws, ordinances, rules or regulations or the orders or determinations of the Building Director, Fire Chief, the Director of Public Safety or the Board of Zoning Appeals."

be and the same is hereby amended to read:

"1307.01 FEES FOR INSPECTION OF PLANS AND SPECIFICATIONS.

- (a) The fees and charges for the inspection of plans and specifications which are governed by the Ohio Building Code shall be as follows:

Type of Construction Documents

Plans Examination Fee	Base Fee	Fee per square foot
(1) Structural	\$200.00	.08
(2) Mechanical	\$200.00	.05
(3) Electrical	\$200.00	.05
(4) Automatic Sprinkler and other Fire Suppression Systems	\$200.00	.05
(5) Fire Alarm System	\$200.00	.05
(6) Industrial Unit	\$200.00	.02

- (b) Upon the determination by the Building Director/Building Official, extra services,

alterations/remodeling and re-inspections of plans and specifications shall be charges at a fixed rate of seventy-five dollars (\$75.00) per hour.

- (c) Fees and charges for alterations/remodeling or change of occupancy as determined by the Building Director/Building Official shall be based on the actual area of the entire space which may extend beyond the limits of construction.

1307.02 FEES FOR INSPECTION OF PLANS AND SPECIFICATIONS GOVERNED BY THE RESIDENTIAL CODE OF OHIO.

(a) The fees and charges for the inspection of plans and specifications which are governed by the Residential Code of Ohio shall be as follows:

New Dwellings

Plan Examination Fee	<u>Base Fee</u>
Type of Construction Documents	
Level (includes all usable space)	
(1) Structural	<u>\$75.00</u>
(2) HVAC and Plumbing	<u>\$35.00</u>
(3) Electrical	<u>\$35.00</u>
(4) Fire Suspension	<u>\$35.00</u>

Additions, alterations, decks, detached garages, accessory structure

Plan Examination Fee	
Type of Construction Documents	<u>Base Fee</u>
Level (includes all usable space)	
(1) Structural	<u>\$35.00</u>
(2) HVAC and Plumbing	\$25.00
(3) Electrical	\$25.00
(4) Fire Suppression	\$25.00

- (b) Plan review fees are required to be paid prior to the issuance of permits.

1307.99 Penalty; Legal Action.

- (a) Whoever violates any provision of this chapter or any rule or regulation promulgated there under or fails to comply therewith or with any written notice or written order issued there under shall be guilty of a misdemeanor and upon conviction thereof be fined not less than twenty-five (\$25.00) nor more than (\$1000.00) for the first offense and for a second or subsequent offense shall be guilty of a misdemeanor of the first degree. Each day such violation occurs or continues shall constitute a separate offense.
- (b) The imposition of any penalty as provided for in this chapter shall not preclude the Director of Law from instituting an appropriate action or proceeding in a court of proper jurisdiction to prevent an unlawful repair or maintenance, to restrain, correct or abate a violation, to prevent the occupancy of a building, structure or premises, or to require compliance with the provision of this chapter or other applicable laws, ordinances, rules or regulations or the orders or determinations of the Building Director, Fire Chief, the Director of Public Safety or the Board of Zoning Appeals.”

and current Chapter 1307 is hereby repealed.

SECTION 2. That this Council finds and determines that all formal actions of

this Council concerning and relating to the passage of this ordinance were taken in an open meeting of this Council, and that all deliberations of this Council and of any committee that resulted in those formal actions were in meetings open to the public in compliance with law.

SECTION 3. That this Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare, and for the further reason that it is immediately necessary for the daily operation of the Building Department, wherefore this ordinance shall be in full force and take effect immediately upon its passage and approval by the Mayor.

PASSED: February 24, 2014


PRESIDENT OF COUNCIL


CLERK

APPROVED: February 25, 2014


MAYOR