

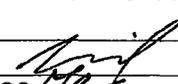
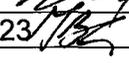
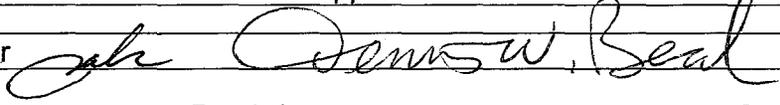
REQUESTED COMMISSION ACTION:

Consent	X	Ordinance	Resolution	Consideration/ Discussion	Presentation
<hr/>					
SHORT TITLE	<p><b>AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 152, "BUILDINGS," BY AMENDING SECTION 152.12, "BUILDING PERMIT FEES," TO REDUCE THE BUILDING PERMIT FEE FOR MULTIPLE TEMPORARY TENTS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.</b></p>				

**Summary of Purpose and Why:**

Staff is recommending text amendments to Chapter 152, Building, regarding fees for tents. The proposed text amendments do not revise the fee for the first tent. However the permit fee for additional tents would be reduced to \$20.00 per tent. Development Services Memorandum #15-230 (attached) includes additional description of proposed changes.

- (1) Origin of request for this action: Development Services Dept.
- (2) Primary staff contact: Robin M. Bird/ Karen Friedman YBF Ext. 7792
- (3) Expiration of contract, if applicable: N/A
- (4) Fiscal impact and source of funding: N/A

DEPARTMENTAL COORDINATION	DATE	DEPARTMENTAL RECOMMENDATION	DEPARTMENTAL HEAD SIGNATURE
Dev. Services	07/01/2015	Approval	Memo #15-359 
City Attorney	07/06/2015	Approval	Memo #2015-1223 
X City Manager			

<u>Ordinance Workshop</u>	<u>Resolution</u>	<u>Consideration</u>
1 <sup>st</sup> Reading	1 <sup>st</sup> Reading	Results:
2 <sup>nd</sup> Reading		Results:



**City Attorney's Communication #2015-1223**  
July 6, 2015

**TO:** Karen Friedman, AICP, Planner  
**FROM:** Gordon B. Linn, City Attorney  
**RE:** Ordinance Amending Section 152.12, "Building Permit Fees"

As requested in your memorandum of July 1, 2015, Department of Development Services Memorandum No. 15-359, the following form of Ordinance, relative to the above-referenced matter, has been revised and is attached:

**AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 152, "BUILDINGS," BY AMENDING SECTION 152.12, "BUILDING PERMIT FEES," TO REDUCE THE BUILDING PERMIT FEE FOR MULTIPLE TEMPORARY TENTS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.**

Please carefully review the Ordinance to ensure that it meets with your desires.

  
\_\_\_\_\_  
GORDON B. LINN

/jrm  
l:cor/dev-srv/2015-1223

Attachment

**CITY OF POMPANO BEACH  
Broward County, Florida**

**AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 152, "BUILDINGS," BY AMENDING SECTION 152.12, "BUILDING PERMIT FEES," TO REDUCE THE BUILDING PERMIT FEE FOR MULTIPLE TEMPORARY TENTS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.**

WHEREAS, pursuant to law, ten (10) days' notice has been given by publication in a paper of general circulation in the City, notifying the public of this proposed ordinance and of a public hearing in the Commission Meeting Room of the City of Pompano Beach, Florida; and

WHEREAS, a public hearing before the City Commission was held pursuant to the public notice described above at which hearing the parties in interest and all other citizens so desiring had an opportunity to be, and were in fact heard; now, therefore,

**BE IT ENACTED BY THE CITY OF POMPANO BEACH, FLORIDA:**

**SECTION 1.** That Section 152.12, "Building Permit Fees," of the City of Pompano Beach Code of Ordinances is hereby amended to read as follows:

**§152.12 BUILDING PERMIT FEES.**

(A) General permit fees shall be as stated below. The minimum fee for all general permits shall be \$50 unless otherwise set forth herein.

...

(4) Temporary tents and temporary fabric canopies for special events and public events (~~fee per tent or canopy~~):

up to 120 sq. ft.

No permit required as per Florida Building Code § 3103.1.1.

over 120-500 sq. ft.	<u>\$150 for the first tent; \$20.00 per tent for each additional tent</u>
500 sq. ft. and larger	<u>\$250 for the first tent; \$20.00 per tent for each additional tent</u>

...

**SECTION 2.** If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this Ordinance that can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are declared to be severable.

**SECTION 3.** This Ordinance shall become effective immediately upon passage.

**PASSED FIRST READING** this \_\_\_\_\_ day of \_\_\_\_\_, 2015.

**PASSED SECOND READING** this \_\_\_\_\_ day of \_\_\_\_\_, 2015.

\_\_\_\_\_  
**LAMAR FISHER, MAYOR**

**ATTEST:**

\_\_\_\_\_  
**ASCELETA HAMMOND, CITY CLERK**

GBL/jrm  
7/6/15  
L:ord/ch152/2015-412

# MEMORANDUM

## Development Services

**MEMORANDUM NO. 15-359**

**DATE:** July 1, 2015

**TO:** Gordon Linn, City Attorney

**CC:** Miguel Nunez, Building Official

**VIA:** Robin M. Bird, Development Services Director 

**FROM:** Karen Friedman, AICP, Planner 

**SUBJECT:** Request for Ordinance, §152.12  
City Commission Hearing July 28, 2015

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Please prepare an ordinance for revisions to §152.12. The revisions are included in the following Ordinance:

GBL/jrm  
5/22/15  
L:ord/ch152/2015-328

I have included the sections to be prepared in the ordinance.

Should you have any questions or comments, please contact me at extension 7792.

G:\Zoning 2009\Code Rewrite\Code Amendments\152.12 bdlg permit fees\July 28 2015 CC\Memo\_CA-ORD\_152\_Tents.doc

# MEMORANDUM

## Development Services

**MEMORANDUM NO. 15-230**

**DATE:** May 7, 2015

**TO:** Robin M. Bird, Development Services Director

**FROM:** Karen Friedman, AICP, Principal Planner

KBF

**SUBJECT:** Proposed Text Amendments to Ch. 152, Building  
Building Fees for Tents, Floodplain Management Regulations, and Green  
Building Program Incentives

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Staff has prepared text amendments to the Ch. 152, Building, regarding the fees for tents, floodplain management regulations, and the green building program incentives. Below is an explanation of the text amendments. Should you approve of the text amendments, I will request an ordinance from the City Attorney's office.

#### §152.12(A)(4)

- The proposed amendments reduce the building permit fee for temporary tents.
- While the fee for the first tent will remain at either \$150 or \$250 (depending on the tent size) all subsequent tents will only require a \$20/tent fee.
- The rationale for \$20 fee is as follows:
  - The initial fee of \$150 or \$250 (depending on the tent size) takes into account the time to travel to and from the site, inspect the tent, and review and prepare any paperwork.
  - The \$20 fee for additional tents simply reflects the time to inspect a tent.
  - §152.17 states the minimum fee for specialty inspections is \$80 per hour.
  - Staff estimates the time for a tent inspection is approximately 15 minutes = ¼ hour. Therefore the recommended fee of \$20 is ¼ hour x \$80/hour.

#### §152.20 – §152.36

- In 2014 the City adopted a "Model Ordinance" with the new FIRM Panels. In the interim, the city has determined that some standards needed further clarification. Therefore the proposed amendments clearly define the scope, intent and minimum requirements. Additionally, the proposed amendments delete references to floodways, as none exist in the City.

#### §152.50

- The proposed amendment is a new definition – "Florida Energy Conservation and Sustainable Buildings Act".
- This Act requires all county, municipal, school district, water management district, state university, Florida College System institution, and state court buildings whose architectural plans are commenced after 2008 to be constructed to comply with a sustainable building rating system or a national model green building code.



# MEMORANDUM

## Development Services

§152.57(A)(2) and (3)

- The proposed amendments revise the city's existing incentive policy which reimburses 50% of building permit fees for Green Buildings.
- While the revision retains the reimbursement incentive for private-property owners, public buildings required to be "green" (per the Florida Energy Conservation and Sustainable Buildings Act) would receive an initial 50% reduction of building permit fees.

Should you have any questions or comments, please contact me at extension 7792.

G:\Zoning 2009\Code Rewrite\Code Amendments\152.12 bldg permit fees\Memo\_RB-TextAmendments.doc