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ORDINANCE 2022-018

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF HOWEY-IN-THE-HILLS, FLORIDA, PERTAINING TO REGULATION OF BUILDING CONSTRUCTION; PROVIDING FINDINGS OF TOWN COUNCIL PERTINENT TO TOWN FEES AND CHARGES; REVISING THE TOWN'S BUILDING-PERMIT FEE SCHEDULE IN ITS ENTIRETY; WAIVING CODIFICATION AND PROVIDING FOR POSTING OF FEES AND CHARGES ON THE TOWN'S WEBSITE; PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF HOWEY-IN-THE-HILLS, FLORIDA:

Section 1. Legislative findings.

- a) The Town Council of the Town of Howey-in-the-Hills finds that the various fees charged by the town to recover the cost to the Town of regulating building construction to protect and ensure public health and safety are no longer sufficient for that purpose. Therefore, the Town Council enacts this ordinance to ensure that the various fees associated with building permits and building inspections are sufficient to recover the costs to the Town of its regulation of building construction.
- b) The Town Council finds further that the Town's Code of Ordinances is not an effective medium of public information for the numerous fees and charges imposed for Town services and for use of Town facilities. The Town Council finds, instead, that the Town's website is far more efficient, effective, and timely as a medium for informing the public of the various Town fees and charges. The Town Council has determined that the Town's code can be difficult to update in timely manner and, therefore, can be frequently misleading to members of the public seeking information on Town fees and charges.

Section 2. Revised building-permit fees and charges. The following schedule of building-permit fees and charges is approved by Town Council:

Building-Permit Fees and Charges

The fees and charges for building permits, building inspections, and other services by the Town in administration and enforcement of the Town's building codes are as follows:

A. Administrative fees

46	Work started prior to permit issuance	
47	Double the permit fee (per Florida Building Code)
48	Failure to call for inspection	
49	Fee	50.00
50	Lot Grading Inspection	
51	Fee	150.00
52	Re-inspection fee	
53	Fee	75.00
54	Zoning fee (if not otherwise specified in the town code)	
55	Fee	75.00
56	General	
57	Building permit technology fee	
58	Minimum fee	7.50, plus
59	15% of permit fee
60	Building permit administration fee	
61	Minimum fee	7.50, plus
62	15% of permit fee
63		
64	B. Commercial building	
65	New structure	
66	Minimum fee	75.00, plus
67	Per thousand total valuation	9.00
68	Addition	
69	Minimum fee	75.00, plus
70	Per thousand total valuation	9.00
71	Remodel	
72	Minimum fee	75.00, plus
73	Per thousand total valuation	9.00
74	Accessory structure	
75	Minimum fee	75.00, plus
76	Per thousand total valuation	9.00
77	Plan Review	
78	Minimum fee	50.00, plus
79	50% of the total building permit fees	
80	Plan Re-review	
81	Minimum fee	100.00, plus
82	Per thousand total valuation	1.25
83	Landscaping and water conservation inspection	
84	Commercial	300.00
85	Electrical permit	
86	Minimum fee	75.00, plus
87	Per thousand total valuation	0.90
88	Gas permit	
89	Minimum fee	75.00, plus
90	Per thousand total valuation	0.90

91	HVAC permit	
92	Minimum fee	75.00, plus
93	Per thousand total valuation	0.90
94	Plumbing permit	
95	Minimum fee	75.00, plus
96	Per thousand total valuation	0.90
97	Irrigation permit	
98	Up to First acre	75.00, plus
99	Per thousand total valuation	0.90
100	Change in occupancy or use	
101	Without alteration	150.00
102		
103	C. Residential building	
104	New structure	
105	Minimum fee	75.00, plus
106	Per thousand total valuation	6.00
107	Addition	
108	Minimum fee	75.00, plus
109	Per thousand total valuation	7.50
110	Remodel	
111	Minimum fee	75.00, plus
112	Per thousand total valuation	7.50
113	Accessory structure	
114	Minimum fee	75.00, plus
115	Per thousand total valuation	7.50
116	Plan Review	
117	Minimum fee	50.00, plus
118	50% of the total building permit fees	
119	Plan Re-review	
120	Minimum fee	100.00, plus
121	Per thousand total valuation	1.25
122	Electrical permit	
123	Minimum fee	75.00, plus
124	Per thousand total valuation	0.90
125	Gas permit	
126	Minimum fee	75.00, plus
127	Per thousand total valuation	0.90
128	HVAC permit	
129	Minimum fee	75.00, plus
130	Per thousand total valuation	0.90
131	Plumbing permit	
132	Minimum fee	75.00, plus
133	Per thousand total valuation	0.90
134	Irrigation permit	
135	Up to First acre	75.00, plus

136	Per thousand total valuation	0.90
137	Landscaping and water conservation inspection	
138	Residential	150.00
139	Change in occupancy or use	
140	Without alterations	150.00

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142 **D. Fire Safety**

143	Fire safety review and inspection	
144	Minimum fee	75.00, plus
145	Per thousand total valuation	5.00
146	Fire Development Review	
147	Up to one acre.....	250.00
148	Over one acre.....	500.00
149	Fire System Permit	
150	Minimum fee	75.00, plus
151	Per thousand total valuation	9.00
152	Fire System Plan Review	
153	Minimum fee	75.00, plus
154	50% of the fire system permit

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156 **E. Floodplain Administration**

157	Flood Screen	
158	Fee	30.00 Each
159	Flood Permit	
160	Fee	250.00
161	FEMA MT-1	
162	Single Lot	180.00
163	Multiple lots.....	250.00
164	Up to 100 acres.....	1600.00
165	Over 100 acres.....	2000.00
166	Flood zone determination letter	
167	Each	250.00

169 Where pertinent, the value of construction is determined by the most recent
170 publication of the International Code Council (ICC), Building Valuation Data, to
171 estimate per-square-foot value, including the regional modifier, of all areas under
172 roof according to the type of construction and use.

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175 **Section 3. Authorization for fee-schedule amendments by resolution.** To the extent
176 not inconsistent with general law, the Town Council is authorized hereby to amend, revise, add,
177 and delete from time to time the fees and charges on the schedule in Section 2 by resolution.

179 **Section 4. Deletion from Town Code.** Subsection 30-3.B of the Town Code of Ordinances
180 is revised by striking from the table titled “Chapter/Type of Fee,” all of part (2), titled “Chapter
181 61, Building Permit Fees,” and inserting “(2) Reserved.”
182

183 **Section 5. Website posting; waiver of codification.**
184

185 a) The Town Clerk shall post on the Town’s website, and from time to time shall update on
186 the website as necessary or useful, the schedule of fees and charges in Section 2.
187

188 b) Except for the deletion required in Section 4, no part of this ordinance shall be codified in
189 the Town’s Code of Ordinances.
190

191 **Section 6. Severability.** If any part of this ordinance is held by a court of competent
192 jurisdiction to be invalid or unconstitutional, the holding shall not affect the validity of the
193 remaining parts of the ordinance. To that end, this ordinance is declared to be severable.
194

195 **Section 7. Effective date.** This ordinance shall take effect upon enactment.
196
197

198 **ORDAINED AND ENACTED** this 12th day of September, 2022, by the Town Council of
199 the Town of Howey-in-the-Hills, Florida.
200
201

202 **TOWN OF HOWEY-IN-THE-HILLS,**
203 **FLORIDA**

204 By: its Town Council
205

206 By: 
207 Martha MacFarlane, Mayor
208

209 **ATTEST:**
210

211 
212 John M Brock, Town Clerk
213

214
215 **APPROVED AS TO FORM AND LEGALITY**
216 (for the use and reliance of the Town only)
217

218 
219 Thomas J Wilkes, Town Attorney
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221
222 First Reading August 22, 2022
223 Advertising- Second Reading September 2, 2022
224 Second Reading and Adoption September 12, 2022
225