

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTIONS 6-105 (“PERMIT FEE SCHEDULE”) IN ARTICLE 6-I (“BUILDINGS AND BUILDING REGULATIONS IN GENERAL”) AND 6-209 (“ADOPTION OF THE RESIDENTIAL CODE”) IN ARTICLE 6-II (“CONSTRUCTION CODES”), BOTH IN CHAPTER 6 (“BUILDINGS AND BUILDING REGULATIONS”) IN ORDER TO ESTABLISH AN ENERGY INCENTIVE PROGRAM FOR RESIDENCES ACHIEVING A HERS/ERI SCORE NO LESS THAN SEVEN (7) POINTS LOWER THAN THE RESIDENTIAL ENERGY CODE REQUIREMENT AS ADOPTED BY THE CITY OF NORMAN AT A GIVEN TIME; AND PROVIDING FOR THE SEVERABILITY THEREOF.

NOW BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA:

§ 1. THAT Section 6-105 of Chapter 6 of the Code of Ordinances of the City of Norman shall be amended to read as follows:

Sec. 6-105 – Permit Fee Schedule

All fees within subsections (a), (c), (d) and (e) of this section shall be doubled if the work is commenced before a permit is issued.

(a) The following building permit fees shall be charged, as provided in the city fee schedule:

* * *

(5) One- and two-family dwellings (including Accessory Dwelling Units), move-ins, and mobile homes, per square foot of project area, as subject to adjustment per any applicable incentive programs, including as set forth in NCC 6-209.

* * *

§ 2. THAT Section 6-209 of Chapter 6 of the Code of Ordinances of the City of Norman shall be amended to read as follows:

Sec. 6-209. – Adoption of the Residential Code

(a) Pursuant to 59 O.S. § 1000.23, the International Residential Code for One- and Two-Family Dwellings, 2018 edition, including appendix E, K and Q, as published by the International Code Council, Inc., including modifications by the Oklahoma Uniform Building Code Commission as set forth in title 748 of the Oklahoma Administrative Code, hereinafter referred to as "IRC," is hereby adopted as the residential code of the City for regulating construction, alteration, movement, enlargement, replacement, repair, equipment, location, removal, and demolition; of detached one- and two-family dwellings, townhouses, manufactured homes, or accessory structures; not more than three stories in height with separate means of egress with the same force and effect as if fully set out in this section with amendments thereto as prescribed in this section.

* * *

(e) Incentive Programs Generally. The utilization of any incentive program requires the following: All utility accounts must be current, all building permits must be in a non-expired status, and all fees owed to the City of Norman must be paid or intent to pay must be demonstrated in writing.

(f) Energy Incentive Program: Those who intend in good faith intend to construct a new single-family home, two-family home, townhouse or Accessory Dwelling Units (“ADUs”), that will achieve a HERS/ERI score of at least seven (7) points lower than the Residential Energy Code requirement as adopted by the City of Norman at that time, can apply for a permit fee adjustment with respect to such home, subject to compliance as follows:

- (1) Enrollment into the program must occur prior to issuance of the building permit;
- (2) At permit issuance, the applicant will not be made responsible for building permit fees, as outlined in Appendix A, Chapter 6-105(a)(5) of the City of Norman Municipal Code;
- (3) Upon completion of construction and prior to the issuance of a Certificate of Occupancy (“CO”) or Temporary Certificate of Occupancy (“TCO”), a report reliably demonstrating compliance in accordance with the RESNET/ICC 301 Standard shall be submitted, for City review, by an approved third party qualified to conduct the certification and inspections and perform the required testing. When the report(s) indicate compliance with the standards herein, the applicant will be deemed to have satisfied 50% of the building permit fee identified in Appendix A, Chapter 6-105(a)(5) of the City of Norman Municipal Code. An additional 5% of this fee may be satisfied by each additional point lower of a HERS/ERI score, for a total of 100% satisfaction for any permitted structure achieving a HERS/ERI score of seventeen (17) points or lower than the current Residential Energy Code requirement as adopted by the City of Norman;
- (4) In all cases, application for a HERS/ERI Permit Fee Adjustment shall not prevent submittal of a fee adjustment application under another program in relation to the same structure, except that no applicant’s incentive program performance may be deemed to have satisfied more than the total Building Permit Fee as identified in Appendix A, Chapter 6-105(a) (5) of the City of Norman Municipal Code;
- (5) Prior to issuance of a CO or TCO, the applicant shall satisfy any remaining amounts owed of the building permit fee;
- (6) Reports demonstrating compliance must be submitted within eighteen (18) months of issuance of the applicable construction permit, or an extension to this submittal limitation may be requested by the applicant and granted at the discretion of the Building Official; and

(7) The City of Norman may refuse application and deny or charge back adjustments where the applicant failed to follow the procedure set forth herein.

* * *

§ 3. Severability. If any section, subsection, sentence, clause, phrase or portion of this ordinance is, for any reason, held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions of this ordinance.

ADOPTED this _____ day
of _____, 2024.

NOT ADOPTED this _____ day
of _____, 2024.

Larry Heikkila, Mayor

Larry Heikkila, Mayor

ATTEST:

Brenda Hall, City Clerk