

EFFECTIVE APRIL 1, 2007

ORDINANCE NO. 2007-9

AN ORDINANCE OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA, AMENDING SECTION 14-54, OF THE CODE OF ORDINANCES, CITY OF PORT ORANGE, FLORIDA, RELATING TO TIME FOR PAYMENT OF FEES FOR BUILDING PERMITS; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, for purposes of this Ordinance text with underlined (underlined) type shall constitute additions to the original text and text with strike-through (~~strike-through~~) type shall constitute deletions to the original text.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA:

Section 1. Section 14-48 of the Code of Ordinances, City of Port Orange, Florida is hereby amended as follows:

Sec. 14-48. Penalty Late fees.

When work which requires a building permit is commenced before the permit is properly applied for and issued, a penalty late fee shall be charged as provided by resolution of the city council. The penalty late fee shall be waived for emergency work if the work was required to prevent or minimize property damage or a life safety hazard caused by a natural phenomenon and the building department was closed for business at the time of the emergency, provided that the required permit is applied for on the first working day thereafter.

Section 2. Section 14-54 of the Code of Ordinances, City of Port Orange, Florida is hereby amended as follows:

Sec. 14-54. Time for payment of fees.

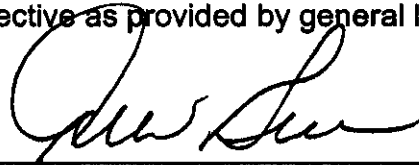
- (1) Permit fees shall be paid before the permit is issued.
- (2) Early start fees shall be paid at the time an application for early start permit is submitted.
- (3) Penalty fees shall be paid at the time of permit application ~~before the permit is issued.~~
- (4) Plan review fees shall be paid at the time of permit application ~~before the permit is issued.~~
- (5) Plan submittal fees shall be paid at the time of permit application ~~when the application for permitting is submitted.~~
- (6) Plan modification fees shall be paid at the time of submittal of a modification ~~the revised plans are submitted.~~

- (7) Plan resubmittal fees shall be paid at the time that rejected plans are re-submitted.
- (8) Plan submittal and review fees for master files shall be paid at the time of submittal for review as provided in chapter 7 of the land development code.
- (9) Fees for non-routine inspections shall be paid at the time of request for the non-routine inspections ~~before the certificate of occupancy is issued, or prior to the final inspection if no certificate of occupancy is involved.~~
- (10) Reinspection fees for work on other than new buildings shall be paid before any further inspections are conducted on the property.
- (11) Reinspection fees for new buildings may accrue during construction, but shall be paid no later than the time the final inspection is requested ~~conducted~~.
- (12) Close-out fees assessed against a contractor shall be paid before any new permit is issued to such contractor.
- (13) Renewal fees shall be paid before any work continues on the improvement and before the permit is renewed.
- (14) Replacement fees shall be paid at the time of permit application ~~prior to the issuance~~ of the replacement permit.
- (15) Impact fees, city utility service fees and deposits, radon gas fees, bad check fees, and similar fees imposed by the city pursuant to any applicable law, ordinance, resolution, rule or regulation, shall be paid before the permit is issued unless this requirement is specifically waived by ordinance or resolution.
- (16) Archive fees shall be charged at time of permit application ~~issuance~~.
- (17) Training and Education fees shall be paid at the time of permit application.

Section 3. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict.

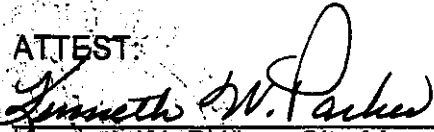
Section 4. If any provision of this ordinance or the application thereof to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of the ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are declared severable.

Section 5. This ordinance shall become effective as provided by general law.



MAYOR ALLEN GREEN

ATTEST:

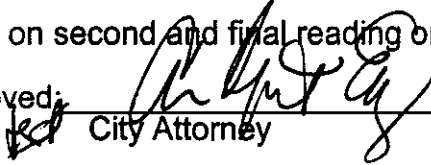


Kenneth W. Parker, City Manager

Passed on first reading on the 6 day of March, 2007

Passed and adopted on second and final reading on the 20 day of March, 2007

Reviewed and Approved:



City Attorney

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