

ORDINANCE NO. 2008-06-314

AN ORDINANCE AMENDING CHAPTER 151.00 OF THE CODE OF ORDINANCES FOR THE CITY OF TONTITOWN; DECLARING AN EMERGENCY AND FOR OTHER PURPOSES.

WHEREAS, Chapter 151 of the Code of Ordinances of the City of Tontitown, Arkansas, contains the City's fee schedule for planning matters; and

WHEREAS, it is in the best interest of the City of Tontitown, Arkansas, to amend Section 151.01(Z)(1) so as to utilize column "IA" of the ICC Building Valuation Table, for purposes of calculating permit fees;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TONTITOWN, ARKANSAS:

Section 1: Section 151.01(Z)(1) of the Code of Ordinances for the City of Tontitown, Arkansas, is hereby repealed and replaced with the following:

(Z) Permits.

(1) *Building permit.* The city determines the valuation of a structure using the ICC Building Valuation Data Table. A copy of the table is available on the International Building Code's website at:

www.iccsafe.org/es/techservices/pdf/BVD200602.pdf.

The valuation table is updated every six months to provide an up-to-date "average" construction cost per square foot. The city will use the portion of the table that uses the column described as "IA" for its reference. Once the valuation is determined, the following table is used to calculate permit fees:

- (a) \$28.75 fee for any valuation of a structure that is \$3,000.00 or less.
- (b) \$28.75 fee for the first \$3,000.00 plus \$5.75 for each additional thousand or fraction thereof, to and including \$15,000.00, for any valuation of a structure that is from \$3,000.01 to \$15,000.00.
- (c) \$97.00 fee for the first \$15,000.00 plus \$5.75 for each additional thousand or fraction thereof, to and including \$50,000.00, for any valuation of a structure that is from \$15,000.01 to \$50,000.00.
- (d) \$299.00 fee for the first \$50,000.00 plus \$4.60 for each additional thousand or fraction thereof, to and including \$100,000.00, for any valuation of a structure that is from \$50,000.01 to \$100,000.00.

Section 2: All other provisions of Chapter 151.00 of the Code of Ordinances for the City of Tontitown not expressly amended herein shall remain unaffected.

Section 3. EMERGENCY CLAUSE: The City Council hereby declares an emergency to exist in that there is currently a lack of clarity within the City as to how permit fees are to be calculated. As a result, either citizens are being overcharged or the City is losing much needed revenue. Further, the lack of clarity impairs the building and code enforcement departments from being able to perform their duties. Thus, the City Council finds that, in order to preserve public peace, health and safety, this Ordinance shall become effective immediately upon its passage and approval.

PASSED AND APPROVED this 3rd day of June, 2008.

APPROVED:



Mayor

ATTEST:



City Recorder/Treasurer

SPONSOR:


