

ORDINANCE NO. 2019- 1706

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, AMENDING SECTION 14-29, "PERMIT FEES" OF THE TOWN'S CODE OF ORDINANCES TO ADJUST THE FEES FOR STRUCTURAL PLANS REVIEW; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Chapter 14 of the Town of Surfside's ("Town") Code of Ordinances ("Code") pertains to buildings and building regulations; and

WHEREAS, structural plans review is an essential function of the Town's Building Department in the performance of its responsibilities in enforcing the Florida Building Code and reviewing and issuing permits; and

WHEREAS, the Town's cost for a professional engineer's review of structural plans has increased and it is recommended that the fee for this service be adjusted to account for the increased cost; and

WHEREAS, the Town Commission finds that Section 14-29, "Permit Fees" should be amended to adjust the fee for structural plans review from \$100.00 per hour to \$150.00 per hour; and

WHEREAS, the Town Commission finds that this Ordinance is necessary for the public health, safety and welfare of the Town.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMISSION OF THE TOWN OF SURFSIDE AS FOLLOWS:¹

Section 1. Recitals. The above-stated recitals are true and correct and are incorporated herein by this reference.

Section 2. Town Code Amended. The Code of Ordinances of the Town of Surfside, Florida is hereby amended by amending Section 14-29, "Permit Fees," as follows:

Chapter 14 – Buildings and Building Regulations

Article II. – Building Code

¹ Coding: ~~Strikethrough words~~ are deletions to the existing words. Underlined words are additions to the existing words. Changes between first and second reading are indicated with **highlighted double-strikethrough** and double underline.

33 Section 14-29. - Permit fees.

34 ***

35 (h) Other fees.

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37 (7) Professional engineer review of structural drawings: ~~\$100.00~~\$150.00 per hour.

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39 **Section 3. Codification.** It is the intent of the Town Commission that the provisions
40 of this ordinance shall become and be made a part of the Town’s Code of Ordinances, and that the
41 sections of this Ordinance may be renumbered or relettered, and the word “ordinance” may be
42 changed to “section,” “article,” “regulation,” or such other appropriate word or phrase in order to
43 accomplish such intentions.

44 **Section 4. Severability.** The provisions of this Ordinance are declared to be severable
45 and if any section, sentence, clause or phrase of this Ordinance shall for any reason be held to be
46 invalid or unconstitutional, such decision shall not affect the validity of the remaining sections,
47 sentences, clauses, and phrases of this Ordinance but they shall remain in effect, it being the
48 legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

49 **Section 5. Conflicts.** All ordinances or parts of ordinances, resolutions or parts of
50 resolutions, in conflict herewith, are repealed to the extent of such conflict.

51 **Section 6. Effective Date.** This Ordinance shall become effective immediately upon
52 final adoption on second reading.

53 **PASSED** on first reading on the 12th day of November, 2019.

54 **PASSED AND ADOPTED** on second reading on the 10th day of December, 2019.

55 **On Final Reading Moved By:** Vice Mayor Gielchinsky

56 **On Final Reading Second By:** Commissioner Karukin

57 **FINAL VOTE ON ADOPTION**

58 Commissioner Barry Cohen Yes

59 Commissioner Michael Karukin Yes

60 Commissioner Tina Paul Absent

61 Vice Mayor Daniel Gielchinsky Yes


62 Mayor Daniel Dietch Yes

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Daniel Dietch
Mayor

67 **ATTEST:**

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72 Sandra Novoa, MMC

73 Town Clerk


74 **APPROVED AS TO FORM AND LEGALITY FOR THE USE**

75 **AND BENEFIT OF THE TOWN OF SURFSIDE ONLY:**

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80 Weiss Serota Helfman Cole & Bierman, P.L.
Town Attorney