

ORDINANCE NO. 2012 – 02

AN ORDINANCE OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA AMENDING THE CODE OF ORDINANCES CHAPTER 2 ENTITLED 'ADMINISTRATION' TO PROVIDE FOR THE ADOPTION OF A FEE SCHEDULE FOR THE REVIEW AND ISSUANCE OF BUILDING PERMITS; AND AMENDING CHAPTER 4 ENTITLED 'BUILDING AND BUILDING REGULATIONS' TO PROVIDE FOR THE ADOPTION OF THE FLORIDA BUILDING CODE; PROVIDING FOR CONFLICTS; PROVIDING FOR INCLUSION IN THE TOWN'S CODE; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Town of Southwest Ranches pursuant to its general police powers, home rule powers, and the authority granted to a municipal corporation by the Florida Constitution and Florida Statutes is required to enforce the Florida Building Code; and

WHEREAS, the Town Council has entered into an Agreement with Mellgren Planning Group and with CAP for plan review and building inspection services; and

WHEREAS, the Town also recently hired an in-house engineer for the review of building and engineering permits; and

WHEREAS, it has been determined that certain fees necessary to fully recover the cost of some services provided may not be reasonable, and consequently a reasonable fee schedule has been established for such services; and

WHEREAS, the Town Council has determined that is it in the best interest of the Town to specifically provide for the collection of fees associated with its review and issuance of building permits.

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Southwest Ranches, Florida:

Section 1. The above recitals are true and correct and are incorporated herein by reference.

Section 2. Chapter 2. Administration is hereby amended as follows:

Section 2-117. Finance. Town permit and related fees shall be established and amended by resolution of the Town Council.

Section 3. Chapter 4. Building and Buildings Regulations is hereby amended as follows:

Section 4-1. The Florida Building Code, as may be amended from time to time, is adopted as the regulations governing the construction of all new Buildings and Structures, and all alternations, additions and repairs in any new or existing Building or Structure in the Town.

Section 4. Conflicts. All Ordinances or parts of Ordinances, Resolutions or parts of Resolutions in conflict herewith, be and the same are hereby repealed to the extent of such conflict.

Section 5. Severability. If any word, phrase, clause, sentence, or section of this ordinance is for any reason held unconstitutional or invalid, the invalidity thereof shall not affect the validity of any remaining portions of this Ordinance.

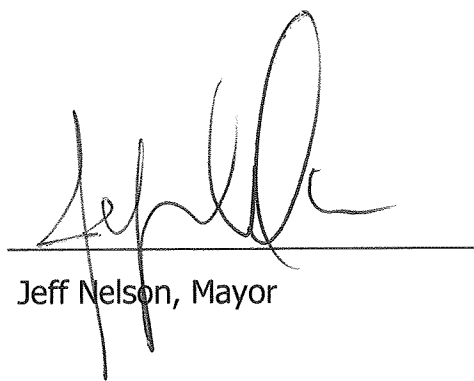
Section 6. Inclusion in Code. It is the intention of the Town Council that the provisions of this Ordinance shall become and be made a part of the Town of Southwest Ranches Code; and that the sections of this Ordinance may be renumbered or re-lettered and the word "ordinance" may be changed to "section," "article," or such other appropriate word or phrase in order to accomplish such intentions.

Section 7. This Ordinance shall take effect immediately upon its adoption.

PASSED ON FIRST READING this 8th day of December, 2011, on a motion by Vice Mayor McKay and seconded by Council Member Breitkreuz.

PASSED ON SECOND READING this 12th day of January 2012, on a motion made by Council Member Breitkreuz and seconded by Council Member Jablonski.

Nelson	<u>ABSENT</u>	Ayes	<u>4</u>
McKay	<u>YES</u>	Nays	<u>0</u>
Breitkreuz	<u>YES</u>	Absent	<u>1</u>
Fisikelli	<u>YES</u>	Abstaining	<u>0</u>
Jablonski	<u>YES</u>		



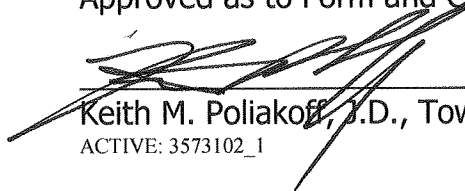
Jeff Nelson, Mayor

ATTEST:



Erika Gonzalez-Santamaria, CMC, Town Clerk

Approved as to Form and Correctness:



Keith M. Poliakoff, J.D., Town Attorney
ACTIVE: 3573102_1