

ORDINANCE NO. 494-2010

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF JOSHUA, TEXAS AMENDING ARTICLE A2.000 "BUILDINGS AND CONSTRUCTION FEES" OF THE CODE OF ORDINANCES, CITY OF JOSHUA TO ADD AND ADJUST CERTAIN FEES; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Joshua is a home rule city acting under its charter adopted by the electorate pursuant of Article XI, Section 5 of the Texas Constitution and Chapter 9 of the Local Government Code;

WHEREAS, the City is authorized and empowered to enforce ordinances necessary to protect welfare of its inhabitants; and

WHEREAS, the City Council deems it necessary to require the payment of certain fees to offset the costs of service provided.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF JOSHUA, TEXAS:

SECTION 1.

Article A2.000 "Buildings and Construction Fees" is hereby amended by revising Sections A2.001(c)(1) "Residential Plan Review"; A2.001(c)(2)(A) "Commercial Plan Review", and A2.003(e) "Sign Plan Review", so that Article A2.000 now reads as follows:

"ARTICLE A2.000 BUILDINGS AND CONSTRUCTION FEES

Sec. A2.001 Buildings/construction permits

- (a) New construction.

- (1) Residential, carports, patio cover, accessory buildings, decks, roofing/decking, commercial fencing, in-ground swimming pools:

Value	Fee
\$1.00–\$500.00	\$23.50
\$501.00–\$2,000.00	\$23.50 for 1st \$500.00 + \$3.05 @ additional \$100.00
\$2,001.00–\$25,000.00	\$69.25 1st \$2,000.00 + \$14.00 @ additional \$100.00
\$25,001.00–\$50,000.00	\$391.25 1st \$25,000.00 + \$10.10 @ additional \$1,000.00
\$50,001.00–\$100,000.00	\$643.75 1st \$50,000.00 + \$7.00 @ additional \$1,000.00
\$100,001.00–\$500,000.00	\$993.75 1st \$100,000.00 + \$5.60 1st @ additional \$1,000.00
\$500,001.00–\$1,000,000.00	\$3,233.75 1st \$500,000.00 + \$4.75, @ additional \$1,000.00
\$1,000,001.00 and up	\$5,608.75 1st \$1,000,000.00 + \$3.65 @ additional \$1,000.00

- (2) Commercial (based on square footage):

Up to 2500 sq. ft.	\$1,225.00
Over 2501 sq. ft.	\$100.00 + 0.49 sq. ft.

- (3) Apartment:

0–50,000 sq. ft.	0.45 sq. ft.
50,001–100,000 sq. ft.	\$4,000 + 0.37 sq. ft.
100,001–200,000 sq. ft.	\$12,000 + 0.25 sq. ft.
200,001 sq. ft. and above	\$20,000 + 0.20 sq. ft.

- (4) \$5,001.00–\$7,500.00 Subcontractors permit: electrical, plumbing, HVAC (based on square footage): 0.09 per sq. ft.

(b) Additions/alterations/repairs. Residential, commercial (based on value of construction):

Value	Fee
\$500.00 or less	\$70.00
\$501.00—\$2,500.00	\$75.00
\$2,501.00-\$5,000.00	\$80.00
\$5,001.00—\$7,500.00	\$85.00
\$7,501.00—\$10,000.00	\$90.00
Increments of value up to \$2,500.00 above \$10,000.00	\$90.00 + \$10.00 @ \$2,500.00

(c) Plan review fees. New construction, additions, alterations, repairs:

(1) Residential, in-house: No charge.

(2) Commercial:

(A) In-house: 25% of cost of permit.

(B) Consultant: \$100.00 admin fee + cost of professional fees.

(d) Certificate of occupancy (commercial only). Building official inspection, fire marshal inspection:

0—2,500 sq. ft.	\$100.00
2,501—10,000 sq. ft.	\$150.00
10,001 sq. ft. and over	\$300.00

Sec. A2.002 Miscellaneous construction permits

(a) Subcontractor permits. Electrical, plumbing, HVAC:

(1) Residential: \$65.00.

(2) Commercial: \$90.00.

(b) Curb cut/drive approach: \$50.00.

(c) Fence, residential: \$40.00.

(d) Temp buildings/construction trailer: \$120.00.

(e) Irrigation system: \$60.00.

(f) Seasonal permits: \$50.00.

(g) Temporary use and sales: \$25.00.

- (h) Swimming pools (does not include storable pools):
 - (1) Aboveground/hot tubs: \$50.00.
 - (2) Electrical permits: \$65.00.
 - (3) Plumbing permits: \$65.00.
- (i) Contractor registration. Electrical, plumbing, HVAC:
 - (1) New registration: \$100.00.
 - (2) Annual renewal: \$50.00.
- (j) Mobile home park permits, annual park permit: \$100.00.
- (k) Miscellaneous mobile home permits:
 - (1) Moving in/replacing: \$40.00.
 - (2) Appeal, waiver, variance: \$75.00.
 - (3) Rehearing fee for appeal: \$100.00.
- (l) Demolition/moving a structure:
 - (1) Permit fee: \$45.00.
 - (2) Deposit (will be returned after a final inspection if all trash, rubbish, etc has been cleared): \$200.00.
- (m) Septic system:
 - (1) Initial permit: \$500.00.
 - (2) Re-inspection fee: \$100.00.

Sec. A2.003 Sign permit fees

- (a) Permanent type. Canopy, marquee, projections, ground, monument, pole, wall, roof:

4—25 sq. ft.	\$50.00
26—50 sq. ft.	\$100.00
Over 50 sq. ft.	\$100.00 + \$1.00 @ additional sq. ft.

- (b) Search light: \$25.00.

(c) Banner (structure attached): \$25.00.

(d) Sign recovery fee:

1-50 sq. ft.	\$25.00
Over 50 sq. ft.	\$50.00

(e) Sign plan review: 25% of permit fee.

(f) Garage sale (included in garage sale permit): \$5.00.

(g) Balloon or inflatable: \$25.00.

(h) Sign contractor electrical, sign contractor registration: \$50.00

(i) Sign electrical permit: \$90.00.

(j) Portable signs:

(1) Commercial: \$50.00.

(2) Nonprofit: N/A.

Sec. A2.004 Street department fees

(a) Culvert Installation:

(1) City purchases culvert. Cost of culvert + cost of equipment & supplies: \$40.00 per hour/per crew.

(2) Applicant purchases culvert: Cost of equipment & supplies: \$40.00 per hour/per crew.

(b) Street construction: 3% of total cost of project, \$75.00 minimum.

(c) Street cut: \$5.00 @ linear foot, \$75.00 minimum.

(d) Sidewalks: 3% of total cost, \$60.00 minimum.

(e) Storm sewers: 3% of total cost of project, \$75.00 minimum.”

**SECTION 2.
CUMULATIVE CLAUSE**

This ordinance shall be cumulative of all provisions of ordinances and of the Code of Ordinances of the City of Joshua, Texas, as amended, except where the

provisions of this ordinance are in direct conflict with the provisions of such ordinances and such Code, in which event the conflicting provisions of such ordinances and such Code are hereby repealed.

**SECTION 3.
SEVERABILITY CLAUSE**

It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs, and sections of this ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this ordinance, since the same would have been enacted by the City Council without the incorporation in this ordinance of any such unconstitutional phrase, clause, sentence, paragraph or section.

**SECTION 4.
EFFECTIVE DATE**

This Ordinance shall be in full force and effect from and after its passage and it is so ordained.

PASSED AND APPROVED THIS 21st DAY OF January, 2010.

MAYOR

ATTEST:

CITY SECRETARY

EFFECTIVE: _____

APPROVED AS TO FORM AND LEGALITY:

CITY ATTORNEY