

**ORDINANCE**

An **Ordinance** increasing the building permit fees within the City of Follansbee, West Virginia.

**WHEREAS**, Part Seventeen, Article 1735.02, of the Codified Ordinances of the City of Follansbee establishes a Fee Schedule for building permit fees within the City; and

**WHEREAS**, Part Seventeen, Article 1735.04, of the Codified Ordinances of the City of Follansbee places the responsibility of obtaining a building permit for work to be performed within the City upon the owner of the subject property; and

**WHEREAS**, building permits are necessary within the City of Follansbee to help protect property values, to insure safe construction and demolition, and to protect the citizens of Follansbee against unlicensed and/or uninsured contractors; and

**WHEREAS**, in order to keep pace with the expenses incurred to insure proper permit compliance throughout the City of Follansbee, as well as ongoing administrative costs, it is imperative that building permit fees be increased; and

**WHEREAS**, it is in the best welfare, interest, health, and safety of the citizens of Follansbee to increase the current building permit fees so that the City can maintain the highest level of safety and protection for it's citizens concerning all property improvement, repair, construction, demolition, remodelling, erection, and/or other work performed on new and/or existing structures within the city limits of Follansbee.

**NOW, THEREFORE**, be it **ORDAINED** that Part Seventeen, Article 1735.02 and Article 1735.04, Building Permits and Fees, of the Codified Ordinances of the City of Follansbee shall be, and hereby are, amended as follows:

**1735.02 FEE SCHEDULE:**

The following fee schedule shall be effective for building permits issued from the effective date of this section. Fees shall be collected by the City Manager who shall have the authority to appoint a collection agent.

(a) Residential

<u>Cost of Work Performed</u>	<u>Fee</u>
\$0.00 to \$999.00	\$25.00
Above \$999.00	\$25.00 Plus \$5.00 Per Thousand Over \$1,000.00

(b) Commercial and Industrial

Cost of Work Performed

Fee

\$0.00 to \$4,999.00  
Above \$4,999.00

\$50.00  
\$50.00 Plus \$5.00 Per Thousand  
Over \$5,000.00

**1735.04 OWNER'S RESPONSIBILITY:**

The submission of a building permit application is the responsibility of the property owner.

Any property owner who fails to apply for a building permit prior to the time that work commences on the owner's property shall pay a penalty equal to 10% of the permit fee. No building permit shall be granted by the City, and no work shall commence on the owner's property, until such time as the full permit fee, plus any requisite penalties, are paid in full. In the event that a property owner fails to acquire a building permit prior to the time that work commences on the owner's property, such owner shall be subject to an immediate stop work order by the City.

That all of the remaining language of Part Seventeen, Article 1735, Building Permits and Fees, of the Codified Ordinances of the City of Follansbee shall remain the same and is not changed herein, and shall remain in full force and effect; and

That this Ordinance shall become effective immediately upon final passage.

**CITY OF FOLLANSBEE**

BY: \_\_\_\_\_

**DAVID A. VELEGOL, JR., MAYOR**

**ATTESTED:**

\_\_\_\_\_  
**DAVID KURCINA, CITY CLERK**

APPROVED:

ORDINANCE NO.: \_\_\_\_\_

PASSED : \_\_\_\_\_

\_\_\_\_\_  
FIRST READING

\_\_\_\_\_  
SECOND READING

**APPROVED BY CITY ATTORNEY AND CORRECT TO FORM:**

\_\_\_\_\_  
**MICHAEL E. GAUDIO, ESQ.**