

ORDINANCE NO. 21-29

AN ORDINANCE AMENDING CHAPTER 15.08 OF THE MURRAY CITY MUNICIPAL CODE RELATING TO BUILDING PERMITS.

BE IT ORDAINED BY THE MURRAY CITY MUNICIPAL COUNCIL:

Section 1. Purpose. The purpose of this Ordinance is to amend chapter 15.08 relating to building permits.

Section 2. Amend chapter 15.08. Chapter 15.08 of the Murray City Municipal Code shall be amended to read as follows:

**CHAPTER 15.08
BUILDING PERMITS**

15.08.010: PERMITS; ADMINISTRATION AND ENFORCEMENT, VIOLATIONS:

A. Permits: The 1997 edition of the Uniform Administrative Code (ISSN 0896-9698), published by the International Conference of Building Officials is adopted by reference, with the following changes and exceptions:

1. The following definitions listed in chapter 1, section 103, are amended to read: "Building Code" is the international building code and the international residential code promulgated by the International Code Council, as applicable, adopted and amended by the State of Utah.

"Electrical Code" is the national electrical code promulgated by the National Fire Protection Association, as adopted by the State of Utah.

"Mechanical Code" is the international mechanical code promulgated by the International Code Council and the international fuel gas code promulgated by the International Code Council, as applicable, adopted and amended by the State of Utah.

"One And Two Family Dwellings" are detached one and two family dwellings and multiple single family dwellings (townhouses) not more than three stories in height with a separate means of egress and their accessory structures.

"Plumbing Code" is the international plumbing code promulgated by the International Code Council, as adopted and amended by the State of Utah.

"Valuation Or Value", as applied to a building and its building service equipment, shall be the estimated cost to replace the building and its building service equipment in kind, based on the current replacement as annually determined by the building official from building valuation data published by the International Code Council in February, to be effective the following July 1st.

2. Subsection 303.1 is amended by adding the following paragraph:
Fire sprinkling systems require a separate permit and fee which is calculated according to section 304 and table 3-A.
3. Fees for residential and commercial buildings are particularly set forth in sections 15.08.020 and 15.08.030 of the City Code.
4. Subsection 303.4 is amended by adding the following exception after the first paragraph:

Exception #1. **Reinstatement of Expired Permits.** **Reinstatement of expired permits shall be based on the following:**

- a. **Reinstatement fees must be paid. Fees for reinstatement of expired permits shall be charged as follows:**
 - i. \$100.00 if the permittee voluntarily requests the permit to be reinstated without reminders from staff, or if there is only one phone call and/or email from staff reminding permittee to request a reinstatement of the permit;
 - ii. \$250.00 if staff must send one or more letters to permittee; or
 - iii. \$400.00 if letters from staff are sent and a notice of non-compliance is filed.
- b. In cases where a project completion deposit was collected by the City, the deposit will be reinstated upon the reinstatement of the building permit.
5. Subsection 304.5.2 is amended by adding the following exception after the first paragraph:
 - a. **Exception #1. Investigation fee for an owner/builder project shall be the lesser of \$200.00 or a charge equal to 1/2 the amount of the permit fee required by this Code.**
6. Subsection 305.2 is deleted.

B. **Sanctions:** It is unlawful for a person, firm or corporation to erect, construct, enlarge, alter, repair, move, improve, convert or demolish, equip, use, occupy or maintain any building, structure or building service equipment or cause or permit the same to be done in violation of the Uniform Administrative Code, the Uniform Code for the Abatement of Dangerous Buildings and the Uniform Technical Construction Codes. Each violation is a Class B misdemeanor. (Ord. 19-02)

15.08.020: ONE- AND TWO-FAMILY RESIDENTIAL FEES:

- A. **Residential Fees:** Fee tables 3-A through 3-D, 3-G and 3-H of the 1997 edition of the Uniform Administrative Code as promulgated by the International Conference of Building Officials (ISSN 0896-9698) are adopted by reference, with the following changes:

1. Subsection 304.2: The first paragraph of subsection 304.2 shall read:
304.2 Permit Fees. The fee for each building permit shall be the amount as set forth in table 3-A. The fees for electrical permits, mechanical permits, plumbing permits and grading shall be the amount set forth in tables no. 3-B, 3-C, 3-D, 3-G and 3-H, as applicable, except that the minimum fee according to any table is \$50.00 and the minimum fee for each supplemental permit is \$10.00.
2. Subsection 304.3: The first paragraph of subsection 304.3 shall read:
304.3 Residential Plan Review Fees. When a plan or other data are required to be submitted by section 302.2, fees required hereunder shall be paid at the time of permit issuance.

(Plan review for residential, multifamily residential and commercial buildings are set forth in section 15.08.030 of the city code.)

The plan review fee for one or two-family dwellings is the lesser of actual costs of performing the plan review or 50 percent (50%) of the building permit fee. Plan review fees for buildings or structures which are identical (except for site considerations) to those previously reviewed and approved by the City is the lesser of costs incurred in reviewing the plan or 10 percent (10%) of the building permit fee. Plan review fees for buildings or structures which are similar (except for site considerations and minor changes or options), and are part of the same project, to those previously reviewed and approved by the City shall be the lesser of the costs incurred in reviewing the plan or 25 percent (25%) of the building permit fee.

The plan review fees for electrical, mechanical and plumbing work for other than one and two-family dwellings shall be equal to the lesser of actual costs of performing the plan review of 50 percent (50%). The plan review fees for solar (photovoltaic) is the lesser of actual costs of performing the plan review or 22.5 percent (22.5%) of the total permit fee as set forth in tables 3-B, 3-C and 3-D.

The plan review fee for grading work shall be the lesser of actual costs incurred to review the plan or fees as set forth in table 3-G.

The plan review fees specified in this subsection are separate fees from the permit fees specified in section 304.2 and are in addition to the permit fees.

3. Amendments to Tables: Tables 3-A, 3-B, 3-C, 3-D, and 3-H delete the sections labeled "Other Inspections And Fees" and replace with the following: Other Inspections And Fees.

1. Inspection outside of normal business hours: \$80.00 per hour (minimum-two hours)
2. Reinspection fee assessed under provisions of section 305.8: \$50.00 per inspection
3. Inspections for which no fee is specifically indicated: \$50.00 per hour (minimum-1/2 hour)
4. Additional plan review required by changes, additions or revisions to plans or to plans for which an initial plan review has been completed: \$80.00 per hour (minimum-1/2 hour)
5. State surcharge equal to 1% the total of the building permit, plumbing permit, electrical permit, mechanical permit, and grading permit.

4. Add to table 3-D, sewer connection inspection fee \$50.00.

(Ord. 19-02)

15.08.030: MULTI-FAMILY RESIDENTIAL AND COMMERCIAL FEES:

- A. Uniform Administrative Fee Tables: Fee tables 3-A through 3-D, 3-G and 3-H of the 1997 edition of the Uniform Administrative Code as promulgated by the International Conference of Building Officials (ISSN 0896-9698) are adopted by reference, with the following changes.
- B. Fees For Multi-Family Residential And Commercial Buildings: Except as otherwise provided in this chapter, building permit fees for commercial buildings are the amount set as stated in table 3-A. The fees for electrical permits, mechanical permits, plumbing permits and grading permits shall be the amounts set forth in tables 3-B, 3-C, 3-D, 3-G and 3-H, as applicable, except that the minimum fee according to any table is fifty dollars (\$50.00) and the minimum fee for each supplemental permit is ten dollars (\$10.00).
- C. Residential, Multi-Family Residential and Commercial Plan Review Deposits:
 1. When submittal documents are required by subsection 302.2 of the Uniform Administrative Code, a plan review deposit shall be paid at the time of submitting the submittal documents for plan review. A plan review deposit shall be paid as follows:

New Residential Dwellings	\$200.00
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Commercial Building and Remodels	
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Valuation	
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\$100K to \$300K	\$200.00
\$301K to \$500K	\$1,000.00
\$501K to \$1M	\$2,000.00
>\$1M	\$5,000.00

>\$10M	\$10,000.00
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2. The plan review fee for commercial buildings or structures is the lesser of actual costs incurred to review the plan or sixty five percent (65%) of the building permit fee. Plan review fees for buildings or structures which are identical (except for site considerations) to those previously reviewed and approved by the City is lesser of costs incurred in reviewing the plan or ten percent (10%) of the building permit fee.

When submittal documents are incomplete or changed so as to require additional plan review or when the project involves deferred submittal items as defined in section 302.4.2 of the Uniform Administrative Code, an additional plan review fee shall be charged at the rate shown in tables 3-A through 3-G.

The plan review fees for electrical, mechanical and plumbing work shall be equal to the lesser of actual costs incurred to review the plan of 65 percent (65%)

The plan review fees for solar (photovoltaic) is the lesser of actual costs of performing the plan review or or twenty-two and one-half percent (22.5%) of the total permit fee as set forth in tables 3-B, 3-C and 3-D.

The plan review fees specified in this subsection are separate fees from the permit fees specified in section 304.2 and are in addition to the permit fees.

- D. Miscellaneous Commercial Fees: The following fees are imposed in addition to other fees required by this chapter for commercial buildings:

A. Inspection For Change In Use: Prior to issuance of a building permit, if a preinspection is requested by an individual seeking general information regarding the change in use of a building under International Building Code section 3405, a one hundred sixty dollar (\$160.00) fee shall be paid by the person prior to any site inspection.

B. Additional Amendments: Amend tables 3-A, 3-B, 3-C, 3-D, and 3-H to delete the sections labeled "Other Inspections And Fees" and replace with the following: Other Inspections And Fees.

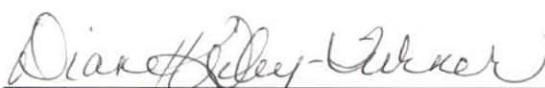
1. Inspection outside of normal business hours: \$80-- per hour (minimum-two hours)
2. Reinspection fee assessed under provisions of section 305.8: \$50.00 per inspection
3. Inspections for which no fee is specifically indicated: \$50.00 per hour (minimum-1/2 hour)
4. Additional plan review required by changes, additions or revisions to plans or to plans for which an initial plan review has been completed: \$80.00 per hour (minimum-1/2 hour)

5. State surcharge equal to 1% the total of the building permit, plumbing permit, electrical permit, mechanical permit, and grading permit.
- C. Add to table 3-D, sewer connection inspection fee \$50.00.
- D. General Fund Department Projects: Construction and demolition-related fees imposed by this section are hereby waived for general fund departments. (Ord. 20-05: Ord. 19-02)

Section 3. Effective date. This Ordinance shall take effect upon first publication.

PASSED, APPROVED AND ADOPTED by the Murray City Municipal Council on this 19th day of October, 2021

MURRAY CITY MUNICIPAL COUNCIL


Diane Turner, Chair

ATTEST:


Brooke Smith, City Recorder

Transmitted to the Office of the Mayor of Murray City on this 21st day of October, 2021.

MAYOR'S ACTION: Approved

DATED this 21st day of October, 2021.


D. Blair Camp

ATTEST:


Brooke Smith, City Recorder



CERTIFICATE OF PUBLICATION

I hereby certify that this Ordinance or a summary hereof was published according to law on the 21 day of October 2021.



Brooke Smith, City Recorder