

CITY OF POMPANO BEACH
Broward County, Florida

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 95, "FIRE PREVENTION," OF THE POMPANO BEACH CODE OF ORDINANCES BY AMENDING SECTION 95.14 "PERMITS AND FIRE SERVICE FEES," AND SECTION 95.15 "ANNUAL INSPECTIONS" TO MODIFY FIRE SERVICE FEES IN ACCORDANCE WITH THE RECOMMENDATIONS OF THE FIRE PREVENTION FEE STUDY PREPARED BY PMG ASSOCIATES, INC.; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

WHEREAS, pursuant to law, ten (10) days' notice has been given by publication in a paper of general circulation in the City, notifying the public of this proposed ordinance and of a public hearing in the City Commission Chambers of the City of Pompano Beach; and

WHEREAS, a public hearing before the City Commission was held pursuant to the published notice described above, at which hearing the parties in interest and all other citizens so desiring had an opportunity to be and were, in fact, heard; now, therefore,

BE IT ENACTED BY THE CITY OF POMPANO BEACH, FLORIDA:

SECTION 1. That Section 95.14 "Permits and Fire Service Fees" of Chapter 95, "Fire Prevention," of the City of Pompano Beach Code of Ordinances is hereby amended to read as follows:

§ 95.14 PERMITS AND FIRE SERVICE FEES.

(A) The Fire Marshal or the Fire Chief as per NFPA 1 the Florida Fire Prevention Code shall be authorized to establish and issue permits, certificates, and approvals pertaining to conditions, operations, or materials hazardous to life or property. Applications for permits shall be made to the authority having jurisdiction or Fire Chief on forms provided by the jurisdiction and shall include the applicant's answers in full to inquiries set forth on such forms. Applications for permits shall be accompanied by such data as required by the authority having jurisdiction and fees as required by the jurisdiction.

Fee Schedule:

0 to 55 gallons or pounds	\$ 50.00
56 to 110 gallons or pounds	\$100.00
any amount over 111 gallons or pounds	\$150.00

All capacities - \$10 per each percent of capacity. Minimum Fee \$75, Maximum Fee \$500.

(B) New construction, additions for interior and exterior alterations on buildings with or without a fire alarm or fire sprinkler system. The Fire Department shall review all new construction, additions and interior and exterior alteration plans for compliance with all applicable codes. ~~A minimum fee in the amount of \$150.00 or \$0.05 per square foot, whichever is greater, shall be levied for all such permits for the area involved.~~ A minimum fee in the amount of \$100.00 or 0.5% of the total construction value, whichever is greater, shall be levied for all such permits for the area involved. The fee shall encompass fire plan review and fire inspection services required before issuance of final approvals.

~~(C) New construction, additions for interior and exterior alterations on buildings with a fire alarm or fire sprinkler system. The Fire Department shall review all new construction, additions and interior and exterior alteration plans for compliance with all applicable codes. A minimum fee in the amount of \$150.00 or \$0.07 per square foot, whichever is greater, shall be levied for all such permits for the area involved. The fee shall encompass fire plan review and fire inspection services required before issuance of final approvals.~~

~~(D)~~ (C) Fire alarm, sprinkler and standpipe systems. The Fire Department shall review all plans for fire alarm systems, fire sprinkler systems and standpipe systems for compliance with all applicable codes. ~~A fee in the amount of \$150.00 or \$0.03 per square foot, whichever is greater, shall be levied for all such permits for the area involved.~~ A minimum fee in the amount of \$100.00 or 0.5% of the total construction value, whichever is greater, shall be levied for all such permits for the area involved. This fee shall encompass fire plan review and fire inspection services required before issuance a final approval.

(E) (D) Revision and addendum plans. The Fire Department shall review all revision and addendum plans pertaining to permits already approved by the Fire Department for compliance with all applicable codes. A fee of \$75.00 per hour of review time or portion thereof shall be levied for all such reviews caused in whole or in part by revisions made by the owner. No additional fee shall be imposed for subsequent review of revision and/or addendum plans caused solely as a result of changes made by the Fire Marshal, the Chief of the Fire Prevention Bureau or their designees.

(F) (E) Fireworks display permits. The Fire Department shall review all fireworks display permits for compliance with all applicable codes. A fee of \$150 shall be paid at the time the application is submitted. All inspections and personnel required for fire watch as deemed necessary by the Fire Marshal or the Fire Chief shall be an additional fee paid within 30 days upon completion of the event.

(G) (F) Fire hydrant flow tests. The Fire Department shall witness all hydrant flow tests as required for fire protection systems. A fee of \$150.00 per test shall be levied. All fire flow tests shall be in accordance with NFPA 291 and Broward County Amendments F-22.

(H) (G) Miscellaneous permits. The Fire Department shall, as required by the Florida Fire Prevention Code and as deemed necessary by the Fire Marshal or the Chief of the Fire Prevention Bureau, issue permits for special uses or conditions. A fee in the amount of \$100.00 per permit shall be levied. The fee shall encompass all applicable code research, plan review and inspections as required to achieve compliance with all applicable codes. Such permits shall be non-transferable and shall be good for one calendar year from the date of issuance.

(I) (H) All inspections and/or services under this section requested to be performed at a time which commences during normal city business hours but extends after normal city business hours shall be assessed as an hourly fee, in addition to the fee prescribed in this section, at the rate of time and one half the hourly rate of the employee, per hour per employee for the time required after normal city business hours. For inspections and/or services that are requested to commence at hours that are before or after normal city business hours, a minimum fee, in addition to the fee prescribed by this section, shall be imposed equal to three hours at the hourly rate of time and one half the hourly rate of the employee, per hour per employee and should more than three hours be required to perform the service, the additional fee will be assessed at the rate of time and one half of the employee per hour per employee for inspection and/or service required to be performed before or after normal city business hours.

(J) (I) Fire Department Survey: There shall be a seventy-five dollar (\$75.00) charge for any survey conducted by Pompano Beach Fire Rescue to establish adequacy of water supply, distance to the closest fire station, and/or any other pertinent insurance information.

(J) Fees for a temporary use certificate or partial certificate of occupancy are as follows:

(1) Each Unit \$550.00

(2) Any renewal or extension of a temporary use certificate or partial certificate of occupancy shall be \$550.00.

(K) A Technology Fees of 2% of the total permit cost shall be added to each approved permit within section 95.14 of this Ordinance. The technology fee

establishes a fund to acquire new technology (software and hardware) to improve efficiency of service provided within the division.

SECTION 2. That Section 95.15 “Annual Inspections” of Chapter 95, “Fire Prevention,” of the City of Pompano Beach Code of Ordinances is hereby amended to read as follows:

§ 95.15 ANNUAL INSPECTIONS.

(A) Annual inspections shall be conducted on all businesses or commercial enterprises operating within the city and each business or commercial enterprise shall receive an individual inspection notwithstanding that more than one business or commercial enterprise may be located within a single structure. The owner and/or business shall be responsible for payment of the inspection fees provided however that the property owner as set forth on the latest tax assessment roll provided to the city by the property appraiser’s office shall be ultimately responsible for the payment of the fees set forth herein.

(B) Fees for commercial and industrial properties.

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|-----|---|---|
| (1) | Minimum fee (up to 10,000 square feet) | \$75.00 <u>\$100.00</u> |
| | Additional charge per 1,000 square feet
in a non-sprinklered building | \$ 7.50 <u>\$ 10.00</u> |
| | Additional charge per 1,000 square feet
in a sprinklered building | \$ 5.00 <u>\$ 7.50</u> |
| (2) | Additional fee for administering fire safety
inspections and tests of the following systems: | |
| (a) | Standpipe system | \$50.00 <u>\$ 75.00</u> |
| (b) | Sprinkler system | \$50.00 <u>\$75.00</u> |
| (c) | Fire alarm system | \$50.00 <u>\$75.00</u> |
| (d) | Smoke evacuation system | \$50.00 <u>\$75.00</u> |
| (3) | Reinspection fee. | |
| (a) | First reinspection | no charge |
| (b) | Second Reinspection | 50% <u>75%</u> of original |
| (c) | Third Reinspection | 100% <u>150%</u> of original |

(d) Fourth Reinspection Issue NTA

(C) Fees for residential properties (hotels, motels, apartments, condos, time share, and the like)

(1) Minimum fee for properties under 15 units) ~~\$75.00~~ \$120.00

Buildings over 15 units without fire sprinkler systems ~~\$ 5.00~~ \$8.00

Buildings over 15 units with fire sprinkler system ~~\$ 3.50~~ \$5.50

(2) Additional fees for administering fire safety inspections and test of the following systems:

(a) Standpipe system ~~\$50.00~~ \$75.00

(b) Sprinkler system ~~\$50.00~~ \$75.00

(c) Fire alarm system ~~\$50.00~~ \$75.00

(d) Smoke evacuation system ~~\$50.00~~ \$75.00

(3) Reinspection fees.

(a) First reinspection no charge.

(b) Second Reinspection ~~50%~~ 75% of original

(c) Third Reinspection ~~100%~~ 150% of original

(d) Fourth Reinspection Issue NTA

SECTION 3. If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this Ordinance that can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are declared to be severable.

SECTION 4. This Ordinance shall become effective upon passage.

PASSED FIRST READING this _____ day of _____, 2021.

PASSED SECOND READING this _____ day of _____, 2022.

REX HARDIN, MAYOR

ATTEST:

ASCELETA HAMMOND, CITY CLERK

TAL/
12/1/21
l:ord/ch95/2022-61