Proposed Ordinance for Consideration by the Board of Supervisors after Public Hearing to be Held
At its Regular Meeting on June 24, 2014
Proposed new language indicated by underline; proposed deletion by strikethrough

ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE COUNTY OF WASHINGTON, VIRGINIA (2002, AS AMENDED) TO ADD SECTION 14-3(G) AND TO AMEND APPENDIX A TO REVISE THE BUILDING PERMIT AND INSPECTION FEE FOR TENTS IN EXCESS OF: 900 SQUARE FEET AND/OR 50-PERSON OCCUPANCY

WHEREAS the Virginia Statewide Building Code Section 108 requires building permit and inspections for tents that are more than 900 square feet in size and/or that have an occupancy capacity of more than 50 persons;

WHEREAS, Virginia Code section 36-105 enabled the Board of Supervisors to establish fees for such building permit and inspections; and

WHEREAS, having considering such matters and determined it in the best interests of the public health, safety, and welfare to establish the fee for such permit and inspection as set forth herein,

NOW, THEREFORE, ON THE BASIS OF THE FOREGOING, and in the best interests of the public health, welfare, and safety, having held a public hearing for consideration of these matters, the Board of Supervisors of the County of Washington, Virginia hereby ordains the following:

1. That this ordinance shall become effective immediately;

2. That should any section or provision of this ordinance be decided to be invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity or constitutionality of any other section or provision of this ordinance or the Washington County Code;

3. That the Code of the County of Washington, Virginia (2002, as amended) shall be revised as set forth herein, subject to Article, Division, Section, and Subsection titles and numbers amendment by the Editor as necessary for Code consistency.

4. That the Code of the County of Washington, Virginia (2002, as amended), shall be revised by addition of Section 14-3(g) and amendment of Appendix A, as set forth, below:

CODE OF THE COUNTY OF WASHINGTON, VIRGINIA (2002, as amended)
Chapter 14 – Buildings and Building Regulations
Article I – New construction

Sec. 14-3. Fees.

(a) No permit to begin work for construction or other building operation, including renovation, shall be issued until the fees prescribed in this section have been paid to the county building department. The following classes of fees for building permits in the county shall be charged at the rates provided in the fee schedule in Appendix A to this Code:

(1) Class I.

(2) Class II.

(3) Class III.

(4) Class IV.

(b) The fees for the classes set forth in subsection (a) of this section for building permits in the county shall be charged for the construction, renovation and other type of construction of the following structures as follows:

(1) *Class I.* Class I fees shall apply to the construction of or addition to primary residential structures and to Virginia Industrialized Buildings intended for residential use.

(2) *Class II.* Class II fees shall apply to the construction or renovation of or addition to accessory structures to a primary residential structure and to the renovation of primary residential structures.

(3) *Class III.* Class III fees shall apply to the construction or renovation of or addition to recreational accessory structures to a primary residential structure.

(4) *Class IV.* Class IV fees shall apply to the construction or renovation of or addition to commercial and industrial structures, to Virginia Industrialized Buildings intended for commercial or industrial use, and to the construction or renovation of or addition to any other type of structure not covered by subsections (b)(1), (2) and (3) of this section.

(c) Notwithstanding the provisions of subsections (a) and (b) of this section, the minimum building permit fee shall be as provided in the fee schedule in Appendix A to this Code.

(d) Notwithstanding the provisions of subsections (a) and (b) of this section, the maximum class I, class II or class III building permit fee shall be as provided in the fee schedule in Appendix A to this Code.

(e) Notwithstanding the provisions of subsections (a) and (b) of this section, the maximum class IV building permit fee shall be as provided in the fee schedule in Appendix A to this Code.

(f) Notwithstanding the provisions of this section, no fee shall be charged for a building permit for the construction or renovation of or addition to the following types of structures:

(1) Agricultural structures exempt under the Virginia Uniform Statewide Building Code.

(2) Structures owned by the county or its independent boards, authorities and commissions.

(3) Structures owned by volunteer fire departments or rescue squads.

(4) Structures owned and exclusively occupied or used by churches or religious bodies for religious worship or for the residences of their ministers.

(5) Commercial and industrial structures located within the Washington County Enterprise Zone. The Washington County Enterprise Zone shall mean the geographic area as defined by maps included as part of the enterprise zone designation application, which was approved by the Commonwealth, and as are maintained in the office of the county administrator. This exemption from the building permit fee shall be available for the life of the Washington County Enterprise Zone. A business shall be entitled to apply for reimbursement of any building permit fees exempted under this subsection (b)(5) paid to the county after January 11, 2000.

<u>(g) Tent Fees. Notwithstanding the foregoing, a permit shall be obtained for erection of a tent that is more than 900 square feet in size and/or that has an occupant load of more than 50 persons. No fee shall be charged for the permit if the construction cost to erect such tent is less than two thousand five hundred dollars ($2,500) unless the applicant requests an inspection. In any event in which inspection of tent construction is provided, either by requirement of law or by request of the applicant, the inspection fee shall be as set out in Appendix A. Exemptions to permit fees as otherwise set forth in this section also shall apply.</u>

APPENDIX A

CHAPTER 14. BUILDINGS AND BUILDING REGULATIONS		
14-3(a)	Fees for building permits in the county shall be charged at the following rates:	
	Class I fee, per square foot.	$ 0.1350
	Class II fee, per square foot	0.0675
	Class III fee, per square foot	0.0450
	Class IV fee, per square foot	0.0675
14-3(c)	Minimum building permit fee	25.00
14-3(d)	Maximum class I, class II or class III building permit fee	2,500.00
14-3(e)	Maximum class IV building permit fee	10,000.00
14-3(g)	Tent inspection fee.	45.00
14-4	Electrical permit fees:	
	Single-wide manufactured home	50.00
	Double-wide manufactured home	75.00
14-5	Electrical, mechanical and plumbing upgrade permit fees:	
	Single-family dwelling or manufactured home	25.00
	Two-family or multiple-family dwelling, commercial structure or industrial structure	50.00