

INTRODUCED BY: **[Council Members Present / Council as a Whole]**

AN ORDINANCE AMENDING CERTAIN SECTIONS WITHIN ARTICLE I OF CHAPTER 7 OF THE CODE OF ORDINANCES FOR THE CITY OF FERGUSON, RELATING TO BUILDINGS AND BUILDING REGULATIONS IN THE CITY OF FERGUSON.

WHEREAS, the regulation of buildings and building regulations in the City of Ferguson represents a matter of public health and safety properly subject to municipal regulation; and

WHEREAS, the City desires to amend its Code of Ordinances for the purpose of regulating buildings and building regulations within the City of Ferguson;

THEREFORE, LET IT BE ORDAINED BY THE CITY COUNCIL OF THE CITY OF FERGUSON, MISSOURI, AS FOLLOWS:

SECTION 1. Section 7-1 of Article I of Chapter 7 of the Code of Ordinances of the City of Ferguson is hereby amended to read as follows:

Sec. 7-1. - Permit fees and costs.

(a) The city council has established a schedule of fees for various permits including but not limited to building permits, electrical permits, plumbing permits, mechanical permits and grading permits. All such fees shall be paid to the city prior to issuance of such permit and no final action shall be taken with regard to any permit until all fees pertaining to such permit have been paid in full.

(b) The applicant and the property owner/developer shall be jointly responsible for all fees and costs relating to any permit.

(c) The city may retain an independent engineer or other consultant to review the plans or other materials submitted as part of an application for a building permit, electrical permit, plumbing permit, mechanical permit, grading permit or other type of permit, if, in the opinion of the city's staff or council, such review is necessary. If the city retains an independent engineer or other consultant to review the plans or materials, the applicant and property owner/developer shall be responsible for all fees, costs and expenses relating to the review by such engineer or consultant, **to the extent that such fees, costs and expenses exceed the construction fee assessed for the building permit, as authorized by the schedule of fees already established by council.** The applicant will subsequently be billed, by the city, for the fees, costs and expenses of the review **which exceed the construction fee for the building permit.**

SECTION 2. Those provisions or terms or definitions contained within the affected sections and which are not specifically set forth are not amended or altered in any way and remain in full force and effect.

SECTION 3. In conformity with the provisions of said Code, the City Clerk shall cause appropriate copies to be made hereof and shall insert such copies in each edition of said Code.

BILL NO. _____

ORDINANCE NO. _____

SECTION 4. All ordinances and parts of ordinances in conflict with this ordinance are, to the extent of such conflict, hereby repealed.

SECTION 5. This Ordinance shall be in full force and effect from and after the date of its passage and approval.

FIRST READING: _____

SECOND READING: _____

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF FERGUSON, MISSOURI, THIS _____ DAY OF _____, 2023.

ATTEST:

Octavia Pittman, City Clerk

Ella M. Jones, Mayor