

**ORDINANCE NO. 2019-13**

**AN ORDINANCE OF THE CITY OF OVILLA, TEXAS, AMENDING APPENDIX A, ARTICLE A4.000, SECTION A4.001 "BUILDING PERMIT FEES" AND SECTION A4.002 "PLAN REVIEW FEES," OF THE CODE OF ORDINANCES OF THE CITY OF OVILLA, TEXAS; PROVIDING REVISED BUILDING PERMIT AND INSPECTION FEES; PROVIDING REVISED PLAN REVIEW FEES; PROVIDING A SEVERANCE CLAUSE; PROVIDING FOR INCORPORATION INTO THE OVILLA CODE OF ORDINANCES; PROVIDING FOR IMMEDIATE EFFECT; AND PROVIDING FOR PUBLICATION.**

WHEREAS, the City Council of the City of Ovilla previously adopted ordinances establishing building permit and inspection fees and plan review fees, such ordinances being codified as Appendix A, Article A4.000, Sections A4.001 and A4.002 to the Code of Ordinances of the City of Ovilla; and

WHEREAS, on May 21, 2019, the Texas Legislature passed H.B 852 with immediate effect; and

WHEREAS, H.B. 852 prohibits municipalities from determining the amount of a building permit or inspection fee for the construction or improvement of a residential dwelling based on the value of the dwelling or the cost of construction of the dwelling; and

WHEREAS, H.B. 852 requires most cities, including the City of Ovilla, to revise their residential building and inspection fees; and

WHEREAS, the City Council of the City of Ovilla, Texas, finds and determines that it necessary to amend its building permit fees, inspection fees and plan review fees to comply with the requirements of H.B. 852.

**NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF OVILLA, TEXAS, THAT:**

**SECTION 1. AMENDMENT OF APPENDIX A, ARTICLE A4.000, SECTIONS A4.001 AND A4.002 OF THE CODE OF ORDINANCES OF THE CITY OF OVILLA, TEXAS**

Appendix A, Article A4.000, Sections A4.001 and A4.002 of the Code of Ordinances of the City of Ovilla is hereby amended to read as follows:

**ARTICLE A4.000 BUILDING AND CONSTRUCTION RELATED FEES**

**Sec. A4.001 Building permit fees**

The schedule for fees to be charged by the city for building permit and inspection fees will be as follows:

- (1) All new single-family and multifamily construction, including normal inspections, additions and alterations:
  - (A) New Residential Dwelling Construction - \$2,400 per dwelling unit
  - (B) Residential Remodel or Addition Construction - \$1200 per dwelling unit
  - (C) Solar Panel Installation - \$325 per dwelling unit

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- (D) HVAC Installation - \$125 per dwelling unit
- (E) Plumbing - \$125 per dwelling unit
- (F) Electrical - \$100 per unit
- (G) Water Heater - \$100 per unit
- (H) Miscellaneous Mechanical - \$100 per unit

**(2)** All other building permit and inspection fees including normal inspections; additions and alterations:

<b>Valuation*</b>	<b>Fee</b>
\$1.00 to \$10,000.99	\$ 165.00
\$10,001.00 to \$25,000.99	\$169.69 for the first \$10,000.00 plus \$14.70 for each additional \$1000.00
\$25,001.00 to \$50,000.99	\$377.19 for the first \$25,000.00 plus \$10.94 for each additional \$1000.00
\$50,001.00 to \$100,000.99	\$647.28 for the first \$50,000.00 plus \$7.85 for each additional \$1000.00
\$100,001.00 to \$500,000.99	\$1,092.74 for the first \$100,000.00 plus \$6.25 for each additional \$1000.00
\$500,001.00 to \$1,000,000.99	\$3,556.95 for the first \$500,000.00 plus \$5.24 for each additional \$1000.00
\$1,000,001.00 and up	\$6,176.69 for the first \$1,000,000.00 plus \$3.48 for each additional \$1000.00

\*Valuation subject to review by city staff.

**(3)** Certificate of occupancy (commercial only): \$100.00.

**(4)** Swimming Pools.

- (A) In-ground swimming pools: \$50.00, plus actual cost of inspection.
- (B) Above-ground swimming pools: \$75.00.

**(5)** Reinspection and/or additional inspections:

- (A) All new single-family and multifamily construction, including normal inspections additions and alterations:
  - (i) New Residential Dwelling Construction - \$30.00 plus actual cost of inspection per dwelling unit
  - (ii) Residential Remodel or Addition Construction - \$30.00 plus actual cost of inspection per dwelling unit

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- (iii) Solar Panel Installation - \$30.00 plus actual cost of inspection per dwelling unit
- (iv) HVAC Installation - \$30.00 plus actual cost of inspection per dwelling unit
- (v) Plumbing - \$30.00 plus actual cost of inspection per unit
- (vi) Electrical - \$30.00 plus actual cost of inspection per unit
- (vii) Water Heater - \$30.00 plus actual cost of inspection per unit
- (viii) Miscellaneous Mechanical - \$30.00 plus actual cost of inspection per unit

(B) All other building permit and inspection fees including normal inspections; additions and alterations:

<b>Valuation*</b>	<b>Fee</b>
\$1.00 to \$10,000.99	\$86.92
\$10,001.00 to \$25,000.99	\$99.69 for the first \$10,000.00 plus \$7.70 for each additional \$1,000.00
\$25,001.00 to \$50,000.99	\$215.19 for the first \$25,000.00 plus \$5.56 for each additional \$1,000.00
\$50,001.00 to \$100,000.99	\$354.19 for the first \$50,000.00 plus \$3.85 for each additional \$1,000.00
\$100,001.00 to \$500,000.99	\$546.69 for the first \$100,000.00 plus \$3.08 for each additional \$1,000.00
\$500,001.00 to \$1,000,000.99	\$1,778.69 for the first \$500,000.00 plus \$2.62 for each additional \$1,000.00
\$1,000,001.00 and up	\$3,088.69 for the first \$1,000,000.00 plus \$1.74 for each additional \$1,000.00

**(6) Accessory buildings and other structures.**

- (A) Accessory buildings, patio covers, etc.: \$40.00.
- (B) Accessory buildings with plumbing and/or electrical: \$30.00 plus actual cost of inspection.

**(7)** If work is performed on items requiring a building permit before obtaining the permit, the fee will be twice the original fee set forth in this schedule.

**(8) Additional charge for after-hours/weekend inspections:**

- (A) Residential new construction: \$70.00/hour, minimum 2 hours.
- (B) Commercial/multifamily new construction: \$140.00/hour, minimum 2 hours.
- (C) Other inspections: \$50.00/hour.

**(9) Fee for fire code inspection services (fire alarm and/or sprinkler systems):**

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- (A) Single-family and multifamily dwellings: \$480 per dwelling unit.
- (B) All other structures:

<b>Valuation*</b>	<b>Fee</b>
\$1.00 to \$250,000.99	\$750.00
\$250,001.00 to \$500,000.99	\$1,050.00
\$500,001.00 to \$1,000,000.99	\$1,350.00
\$1,000,001.00 to \$3,000,000.99	\$1,900.00
\$3,000,001.00 to \$6,000,000.99	\$2,850.00
\$6,000,001.00 and up	\$2,850.00 for first \$6,000,000.00 plus \$0.25 for each additional \$1,000.00

**(10)** Fill-dirt/grading permit: \$50.00.

**(11)** Roofing:

- (A) Permit: \$50.00.
- (B) Contractor registration:
  - (i) Initial registration: \$75.00.
  - (ii) Annual renewal registration: \$50.00.

**(12)** Fence permit: \$25.00.

**(13)** Flatwork: \$ 40.00.

**(14)** Septic systems:

- (A) New installation: \$275.00.
- (B) Repair: \$75.00.
- (C) Inspect existing system: \$ 40.00.

**(15)** Yard sprinkler systems: \$25.00.

**Sec. A4.002 Plan review fees**

- (1)** Single-family and multifamily dwellings: \$480 per dwelling unit.
- (2)** All other structures:

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<b>Valuation*</b>	<b>Fee</b>
\$1.00 to \$10,000.99	\$75.00
\$10,001.00 to \$25,000.99	\$129.60 for the first \$10,000.00 plus \$10.01 for each additional \$1000.00
\$25,001.00 to \$50,000.99	\$279.90 for the first \$25,000.00 plus \$7.21 for each additional \$1000.00
\$50,001.00 to \$100,000.99	\$460.40 for the first \$50,000.00 plus \$5.10 for each additional \$1000.00
\$100,001.00 to \$500,000.99	\$725.40 for the first \$100,000.00 plus \$4.05 for each additional \$1000.00
\$500,001.00 to \$1,000,000.99	\$2,410.40 for the first \$500,000.00 plus \$3.50 for each additional \$1000.00
\$1,000,001.00 and up	\$4110.40 for the first \$1,000,000.00 plus \$2.45 for each additional \$1000.00

\*Valuation subject to review by city staff.

**(3)** Fee for incomplete or additional plan review: \$50.00.

**(4)** Fee for fire code plan review (fire alarm and/or sprinkler systems):

(A) Single-family and multifamily dwellings: \$500 per dwelling unit.

(B) All other structures:

<b>Valuation*</b>	<b>Fee</b>
\$1.00 to \$250,000.99	\$500.00
\$250,001.00 to \$500,000.99	\$850.00
\$500,001.00 to \$1,000,000.99	\$1,100.00
\$1,000,001.00 to \$3,000,000.99	\$1,600.00
\$3,000,001.00 to \$6,000,000.99	\$2,400.00
\$6,000,001.00 and up	\$2,400.00 for first \$6,000,000.00 plus \$0.25 for each additional \$1,000.00

**SECTION 2. SEVERANCE CLAUSE**

If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court or competent jurisdiction, such shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions thereof.

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**SECTION 3. INCORPORATION INTO THE CODE OF ORDINANCES**

The provisions of this ordinance shall be included and incorporated in the City of Ovilla Code of Ordinances and shall be appropriately renumbered to conform to the uniform numbering system of the Code.


**SECTION 4. EFFECTIVE DATE**

Because of the nature of interest and safeguard sought to be protected by this Ordinance and in the interest of the citizens of the City of Ovilla, Texas, this Ordinance shall take effect immediately after passage, approval and publication, as required by law.

**SECTION 5. PUBLICATION**

The City Secretary is hereby authorized and directed to cause publication of the descriptive caption and penalty clause hereof as an alternative method of publication provided by law.

**PASSED, APPROVED and ADOPTED** by the City Council of Ovilla, Texas on this the 10<sup>th</sup> day of June 2019.

  
Richard Dormier, Mayor



**ATTEST:**

  
Pamela Woodall, City Secretary

**APPROVED AS TO FORM:**

  
Ron G. MacFarlane, Jr., City Attorney