

ORDINANCE NO. 175

AN ORDINANCE OF THE TOWN OF CINCO BAYOU, FLORIDA AMENDING SECTION 54-153, SECTION 54-156 AND SECTION 58-52 (LAND DEVELOPMENT CODE) TOWN OF CINCO BAYOU CODE OF ORDINANCES, ESTABLISHING THE REQUIREMENT FOR APPLICANTS TO BE CHARGED FOR THOSE EXPENSES ASSOCIATED WITH THE BUILDING PERMIT/DEVELOPMENT ORDER PROCESS; PROVIDING FOR THE SEVERABILITY OF ANY SECTION OR PORTION OF THIS ORDINANCE; REPEALING ANY ORDINANCE INCONSISTENT HERewith; PROVIDING FOR AN EFFECTIVE DATE THEREOF.

WHEREAS, the Mayor and Town Council of the Town of Cinco Bayou, Florida have reviewed and examined the total costs associated with the process outlined in the Land Development Code for granting/issuing building permits and development orders and determined that these costs are a part of the process and should be paid by the applicants.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF CINCO BAYOU, FLORIDA, THAT:

Section 1.

Section 54-153: The following paragraph is added:

(c) If an application is withdrawn, the applicant will be responsible for any additional fees and charges incurred as outlined in Section 54-156 (c)

Section 54-156: The following paragraph is added:

(c) In addition to the fees charged for the building permit/final development order, the applicant will be responsible to reimburse the Town for all fees and charges associated with obtaining the desired building permit/development order. These fees/charges include but are not limited to engineering plan review charges, public hearing advertisement costs, legal fees associated with additional meetings of the boards and committees as required in the Land Development Code and any other cost/charge associated with obtaining the permit/order.

Section 58-52: The following paragraph is added:

(7) All fees and charges associated with obtaining the building permit/development order. See Section 54-156(c).

Section 3. SEVERABILITY.

If any word, sentence, phrase, clause, section or portion of this ordinance shall be held invalid or unconstitutional by a court of competent jurisdiction, such portion of words shall be deemed a separate and independent provision and such holding shall not effect the validity of the remaining portion thereof.

Section 4. REPEAL OF CONFLICTING ORDINANCES AND RESOLUTIONS.

All ordinances and resolutions of the governing body in conflict herewith are hereby repealed.

Section 5. EFFECTIVE DATE.

This ordinance shall become effective immediately upon its adoption.

Adopted this 12th day of March, 1998.



Approved:

1/23/98 P 17-24nd
MAYOR RANDALL P. DRABGZUK

Attest:

Albert S. Borchik, Jr.
ALBERT S. BORCHIK, JR.
Town Manager/Clerk