

REQUEST FOR COUNCIL ACTION

Date: 11-30-2015
Item No.: 10.b

Department Approval



City Manager Approval



Item Description: **Community Development Department Requests Approval of Proposed Text Amendments of Roseville's City Code, Chapter 901 Building Code: including sections 901.01 Adoption of Building Code, 901.06 Permits, Inspections and Fees, 901.08 State Surcharge, and 901.11 Construction Deposits.**

BACKGROUND

Roseville's Code Enforcement Division seeks approval of text amendments to Roseville's City Code, Chapter 901 Building Code. The text amendments are for updating text language, updating references to altered Minnesota statute numbers and City Code numbers, and, for eliminating duplicate and contradictory language. These changes do not add any new permit types, or, increase or decrease the amount of fees collected for permits. Staff is recommending changes to the following sections:

901.01: ADOPTION OF CODE:

The ~~2003 most current~~ Minnesota State Building Code (MSBC), one copy of which is on file in the office of the designated building official, has been adopted by Minnesota Statutes ~~16B.59 to 16B.75~~ as a uniform building code applicable throughout the state, ~~superseding any other building code of any municipality~~. The most recent revisions, and subsequent amendments to such code are hereby adopted as the building code of the city and incorporated in this chapter as completely as if set out in full. (~~Ord. 1237, 3-13-2000, eff 5-1-2000), (Ord. 1289, 8-4-2003, eff 1-1-2004)~~)

901.06: PERMITS, INSPECTIONS AND FEES:

The issuance of permits and the collection of fees shall be as authorized in Minnesota Statutes ~~section 16B~~ and as established in City Code Section 314.05. Permit fees shall be assessed for work governed by this code and work governed by the City Code. The amount of permit fees shall be the total of the following:

~~(Ord. 1379A, 11-17-2008)~~

A. The amount of building permit and other fees shall be as established in City Code Section 314.05. ~~(Ord. 1379A, 11-17-2008)~~

B. In addition, an amount equal to eight percent (8%) of the building permit fee established by subsection A of this section, to be used to defray the cost of fire safety inspections. (Ord. 1237, 3-13-2000, eff. 5-1-2000)

~~C. When a plan is required to be submitted, a plan checking fee shall be paid. Plan checking fees for all buildings, except for construction costs in R-1 and R-2 zones which do not involve new single family structures, and are of less than \$15,000.00, shall be 65% of the building permit fee as set forth in section 901.06 of this chapter except as modified in MSBC Section 1300. (Ord. 1110, 4-13-1992)~~

32 ~~—(Ord. 1289, 8-4-2003, eff 1-1-2004)~~

33 **901.08: STATE SURCHARGE ON BUILDING PERMIT FEES:**

34 In addition to the permit fees established in section 901.06 of this chapter, a surcharge fee shall
35 be collected on all permits issued for work governed by this code in accordance with Minnesota
36 Statutes, ~~section 16B.70 and Chapter 1300 of the MSBC. (Ord. 1289, 8-4-2003, eff 1-1-2004)~~

37 **901.11: DEPOSIT FOR PROTECTION OF CONCRETE CURBS, TO ENSURE**
38 **CLEANING OF STREETS AND TO ENSURE COMPLIANCE WITH BUILDING**
39 **CODE:**

40 At any time a permit is applied for on any new construction and on any remodeling project or
41 addition which in the reasonable opinion of the Designated Building Official involves more than
42 fifty percent (50%) of the cost evaluation of the existing structure, the permit shall also require a
43 cash deposit. In the case of a permit issued for a project involving a dwelling or accessory
44 structure, the amount of such deposit shall be ~~four hundred dollars (\$400.00). In the case of any~~
45 ~~other project, the deposit shall be the greater of four hundred dollars (\$400.00) or one percent~~
46 ~~(1%) of the total valuation as determined from the building permit, but not exceeding two~~
47 ~~thousand dollars (\$2,000.00). as established in the most current fee schedule adopted by the City~~
48 Council. Such deposit shall be required and applied as necessary to:

- 49 A. Protect against damage to the abutting street, concrete curb or other City facility occurring by
50 reason of such construction, and
51 B. Defray the cost of cleaning streets if the City is required to do so.

52 The deposit, or unused portion, shall be refundable upon issuance of an occupancy certificate.
53 (Ord. 1289, 8-4-2003, eff 1-1-2004)

54 **POLICY OBJECTIVE**

55 Staff periodically updates City Code and Zoning Ordinance language to eliminate duplicate and
56 contradictory language.

57 **FINANCIAL IMPACTS**

58 There are no financial impacts.
59

60 **STAFF RECOMMENDATION**

61 Based on the comments provided in this report, staff recommends approval of the proposed text
62 amendments to Roseville's City Code, Chapter 901; including sections 901.01 Adoption of
63 Building Code, 901.06 Permits, Inspections and Fees, 901.08 State Surcharge, and 901.11
64 Construction Deposits.
65

66 **REQUESTED COUNCIL ACTION**

67 Adopt an Ordinance amending selected text of Roseville's City Code, Chapter 901; including
68 sections 901.01 Adoption of Building Code, 901.06 Permits, Inspections and Fees, 901.08 State
69 Surcharge, and 901.11 Construction Deposits.
70

71 Prepared by: Don Munson, Permit Coordinator
72

73 Attachments: A: Ordinance Amendment
74 B: Ordinance Summary

City of Roseville

ORDINANCE NO. _____

**AN ORDINANCE AMENDING SELECTED TEXT OF THE ROSEVILLE CITY CODE,
SECTIONS 901.01, ADOPTION OF BUILDING CODE, 901.06, PERMITS, INSPECTIONS
AND FEES, 901.08, STATE SURCHARGE, AND 901.11, CONSTRUCTION DEPOSITS**

THE CITY OF ROSEVILLE ORDAINS:

SECTION 1. Purpose: The Roseville City Code is hereby amended to modify/clarify specific requirements within the Roseville City Code, Sections 901.01, Adoption of Building Code, 901.06, Permits, Inspections and Fees, 901.08, State Surcharge, and 901.11, Construction Deposits.

SECTION 2. Sections 901.01, 901.06, 901.08, and 901.11 is hereby amended as follows:

901.01: ADOPTION OF CODE:

The ~~2003 most current~~ Minnesota State Building Code (MSBC), one copy of which is on file in the office of the designated building official, has been adopted by Minnesota Statutes ~~16B.59 to 16B.75~~ as a uniform building code applicable throughout the state, ~~superseding any other building code of any municipality~~. The most recent revisions and subsequent amendments to such code are hereby adopted as the building code of the city and incorporated in this chapter as completely as if set out in full. (~~Ord. 1237, 3-13-2000, eff 5-1-2000~~), (~~Ord. 1289, 8-4-2003, eff 1-1-2004~~)

901.06: PERMITS, INSPECTIONS AND FEES:

The issuance of permits and the collection of fees shall be as authorized in Minnesota ~~Statutes section 16B~~ and as established in City Code Section 314.05. Permit fees shall be assessed for work governed by this code and work governed by the city code. The amount of permit fees shall be the total of the following:

(~~Ord. 1379A, 11-17-2008~~)

A. The amount of building permit and other fees shall be as established in Section 314.05. (~~Ord. 1379A, 11-17-2008~~)

B. In addition, an amount equal to eight percent (8%) of the building permit fee established by subsection A of this section, to be used to defray the cost of fire safety inspections. (Ord. 1237, 3-13-2000, eff. 5-1-2000)

~~C. When a plan is required to be submitted, a plan checking fee shall be paid. Plan checking fees for all buildings, except for construction costs in R-1 and R-2 zones which do not involve new single family structures, and are of less than \$15,000.00, shall be 65% of the building permit fee as set forth in section 901.06 of this chapter except as modified in MSBC Section 1300. (Ord. 1110, 4-13-1992)~~

(~~Ord. 1289, 8-4-2003, eff 1-1-2004~~)

901.08: STATE SURCHARGE ON BUILDING PERMIT FEES:

In addition to the permit fees established in section 901.06A of this chapter, a surcharge fee shall be collected on all permits issued for work governed by this code in accordance with Minnesota Statutes, ~~section 16B.70 and Chapter 1300 of the MSBC. (Ord. 1289, 8-4-2003, eff 1-1-2004)~~

**901.11: DEPOSIT FOR PROTECTION OF CONCRETE CURBS, TO ENSURE
CLEANING OF STREETS AND TO ENSURE COMPLIANCE WITH BUILDING
CODE:**

At any time a permit is applied for on any new construction and on any remodeling project or addition which in the reasonable opinion of the Designated Building Official involves more than fifty percent (50%) of the cost evaluation of the existing structure, the permit shall also require a cash deposit. In the case of a permit issued for a project involving a dwelling or accessory structure, the amount of such deposit shall be ~~four hundred dollars (\$400.00). In the case of any other project, the deposit shall be the greater of four hundred dollars (\$400.00) or one percent (1%) of the total valuation as determined from the building permit, but not exceeding two thousand dollars (\$2,000.00).~~ as established in the most current fee schedule adopted by the City Council. Such deposit shall be required and applied as necessary to:

- A. Protect against damage to the abutting street, concrete curb or other City facility occurring by reason of such construction, and
- B. Defray the cost of cleaning streets if the City is required to do so.

The deposit, or unused portion, shall be refundable upon issuance of an occupancy certificate. (Ord. 1289, 8-4-2003, eff 1-1-2004)

SECTION 3. Effective Date. This ordinance amendment to the Roseville City Code shall take effect upon passage and publication.

Passed this 30th day of November, 2015.

BY:

Daniel J. Roe, Mayor

ATTEST:

Patrick Trudgeon, City Manager

ATTACHMENT B

City of Roseville

ORDINANCE SUMMARY NO. ____

**AN ORDINANCE AMENDING SELECTED TEXT OF THE ROSEVILLE CITY CODE,
SECTIONS 901.01. ADOPTION OF BUILDING CODE, 901.06, PERMITS,
INSPECTIONS AND FEES, 901.08, STATE SURCHARGE, AND 901.11,
CONSTRUCTION DEPOSITS**

The following is the official summary of Ordinance No. ____ approved by the City Council of
Roseville on November 30, 2015:

The Roseville City Code is hereby amended to modify/clarify specific requirements within the
Roseville City Code, Sections 901.01, Adoption of Building Code, 901.06, Permits, Inspections
and Fees, 901.08, State Surcharge, and 901.11, Construction Deposits.

A printed copy of the ordinance is available for inspection by any person during regular office
hours in the office of the City Manager at the Roseville City Hall, 2660 Civic Center Drive,
Roseville, Minnesota 55113. A copy of the ordinance and summary shall also be posted at the
Reference Desk of the Roseville Branch of the Ramsey County Library, 2180 Hamline Avenue
North, and on the Internet web page of the City of Roseville (www.ci.roseville.mn.us).

BY:

Daniel J. Roe, Mayor

ATTEST:

Patrick Trudgeon, City Manager