

CHAPTER 2011-75

No. 589

**AN ORDINANCE AMENDING SECTION 5-7 OF THE
CODE OF ORDINANCES**

Approved December 9, 2011

Be it ordained by the City of Providence:

The Code of Ordinances of the City of Providence, Section 5-7, is hereby amended as follows:

SECTION 1.

Section 5-7. Fee Schedule for new construction, alteration, demolition or other building operations.

(a) In accordance with General Laws, Title 23-27.3, section 118.0, fees, the Rhode Island State Building Code, the schedule of fees listed hereunder shall apply to all permits issued for the construction, alterations, maintenance, repair of any building, sign, marquee, or other structure, including the installation of plumbing, electrical, heating ventilation, air conditioning, refrigeration, or any other mechanical equipment under the purview of the state building code, and the replacement of gasoline pumps and storage tanks, except as may be otherwise specified herein, and to the city zoning ordinance.

SCHEDULE OF PERMIT FEES

Final Construction Cost		
From	To	Fee
\$0.00	500.00	\$40.00
500.01	1,000.00	8 percent of construction cost
1,000.01	5,000.00	\$80.00 + \$19.00 <u>\$21.00</u> per thousand exceeding \$1,000.00 cost
5,000.01	50,000.00	\$156.00 + \$21.00 <u>\$23.00</u> per thousand exceeding \$5,000.00 cost
More than \$50,000.00		\$1001.00 + \$17.00 <u>\$19.00</u> per thousand exceeding \$50,000.00 cost

Fractions of a dollar will be rounded up to the next whole dollar.

(b) The City Council of the city hereby reserves the right to modify the fee schedule upon the finding of significant economic benefit to the city. Each project shall be judged on a case by case basis and the criteria shall include but not be limited to the number of jobs expected, the overall project or renovation cost, assessment of benefits to the surrounding neighborhood and other benefits to the city as a whole.

(c) Plan review fee. A plan review fee shall be paid upon application for a building permit for construction valued at fifty thousand dollars (\$50,000.00) or more. This fee shall be equal to one-third (1/3) of the permit fee calculated in accordance with the schedule of permit fees listed in subsection (a) of this section, but in no case shall exceed ten thousand dollars (\$10,000.00).

Whenever, more than one plan review is required, either because of a change of the drawings, a delay by the owner in obtaining a building permit, or some other reason, the director may charge an additional plan review fee. At the time of the issuance of the building permit, the fee paid for the plan review will be applied towards the amount of the final building permit fee. When more than one plan review fee has been paid, only one fee shall be applied towards the payment of the permit fee.

(d) Permit fee for cleaning the exterior of buildings. The fee for the cleaning of buildings by sandblasting or by steam or acid, or any other process, shall be sixty dollars (\$60.00).

(e) Permit fee for obstructing highways during construction. The fee for obstructing a right-of-way during the construction of buildings or other structures shall be based upon the area of the right of way obstructed and shall be at the rate of six cents (\$0.06) per square foot of obstructed area for each week or fraction thereof that the right of way is obstructed. The minimum fee, however, shall be eighty dollars (\$80.00).

(f) Permit fee for demolition. The fee for the demolition of buildings or other structures shall be eighty-five dollars (\$85.00) for a building two (2) stories or less in height, plus forty-five dollars (\$45.00) for each story over two (2) stories in height.

(g) Permit fee for moving buildings or other structures:
Moving buildings without using a right-of-way \$230.00
Moving buildings using a right-of-way 350.00

(h) Fee for a certificate of occupancy:
New buildings or other new structures 115.00
Existing buildings or other existing structures \$175.00

(i) Fee for section 108.1.5, inspections: The fee for inspection performed in accordance with Section 108.1.5 of the Rhode Island State Building Code or performed at the request of the Providence Bureau of Licenses prior to license issuance or renewal shall be forty dollars (\$40.00) for each division making an inspection of the premises. The fee for re-inspection for a failed or incomplete inspection shall be fifty dollars (\$50.00) for each division making an inspection of the premises.

(j) Appeal to the building board of review and zoning board of review. The fee for an application to the building board of review shall be four hundred forty dollars (\$440.00). The fee for an application to the zoning board of review shall be as follows. The application fee shall be the sum of the advertising fee plus the processing fee. The advertising fee shall be one hundred fifteen dollars (\$115.00). The processing fee shall be as follows:

One-family dwelling (use code 11) \$175.00
Two-family dwelling (use code 12) 345.00
Three-family dwelling (use code 13) 430.00
Multifamily dwelling (use code 14) for first four units 520.00
Plus, for each additional unit 80.00
Other residential uses (use codes 15-17) 430.00
Institutional, governmental, cultural, entertainment, recreational, general trade, transportation, communications, utilities, and manufacturing (use codes 21-86) 870.00
Appeal from decision of director of inspection and standards 260.00
Appeal from city historic district commission 260.00
Renewal of variance or special use permit 260.00

Where there are mixed use codes, the higher fee shall govern. In no case shall the sum of the fee exceed two thousand six hundred dollars (\$2,600.00).

(k) Working without a building permit. The maximum fee allowed by the state building code, in addition to the fees outlined herein, shall be charged whenever any work is performed without a building permit or whenever the terms of any permit are exceeded.

(l) Fees not otherwise classified. If a fee is not listed in this section, a reasonable fee shall be set by the director of the department of inspection and standards.

SECTION 2. This ordinance shall take effect upon passage.

IN CITY COUNCIL
 NOV 17 2011
 FIRST READING
 READ AND PASSED
David L. Hayes CLERK
 ACTING

IN CITY
 COUNCIL
 DEC 01 2011
 FINAL READING
 READ AND PASSED
Mike Chyn
 PRESIDENT
Adam M. Steh
 CLERK

I HEREBY APPROVE.

Agust Taberna
 Mayor
 Date: 12/9/11