

ORDINANCE NO. 391.93

AN ORDINANCE OF THE TOWN OF GOLDEN BEACH AMENDING ORDINANCE NO. 364-88, PROVIDING FOR THE ADOPTION OF A PERMIT PROCESSING FEE FOR BUILDING, ELECTRICAL, MECHANICAL, PLUMBING AND OTHER PERMIT APPLICATIONS; PROVIDING FOR PERIODIC UPDATING OF THE FEE; REPEALING ALL ORDINANCES IN CONFLICT WITH THIS ONE, AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the current Ordinance for Building Permits and Inspection Fees does not provide for a method to cover the expenses which the Town of Golden Beach incurs in processing Building Permits for work in the Building, Electric, Mechanical, Plumbing trades; or other permits.

WHEREAS, the Town of Golden Beach was reimbursed in the past for the processing of said permits by receiving a share of the cost of the Occupational Licenses paid by licensed contractors and subcontractors to the Metropolitan Dade County Occupational License Section of the Finance Department;

WHEREAS, the State of Florida enacted Section 32, Chapter 92-203 of the State Statute prohibiting local governments from imposing an occupational license tax on a business licensed by the Department of Professional Regulations if the business has paid an occupational license to the county or municipality where their permanent business is located;

WHEREAS, by reason of said prohibition, the Town of Golden Beach cannot require a qualified business to obtain the Municipal Contractor License from the Occupational License Section

Section 4. The Permit Processing Fee shall be charged to all other type of Permits for construction work, including but not limited to, engineering work within a public right of way.

Section 5. Severability. The provisions of this Ordinance are declared to be severable and if any section, sentence, clause or phrase of this Ordinance shall for any reason be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance but they shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

This Ordinance shall be effective immediately upon passage by Town Council on second reading.

PASSED AND ADOPTED ON FIRST READING: January 19, 1993

PASSED AND ADOPTED ON SECOND READING: March 16, 1993

PASSED AND ADOPTED by the Town Council of the Town of Golden Beach, Florida the 16th day of March, 1993.

The Motion to adopt the foregoing was offered by:

1st Reading

2nd Reading