

AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, AMENDING THE OSAGE BEACH CODE OF ORDINANCES BY CREATING A NEW SECTION 109.1 (D) WITHIN SECTION 500.020, ELIMINATING THE INSPECTION FEE FOR REPAIR OR REPLACEMENT OF WATER HEATERS AND HVAC SYSTEMS, REBATING ANY FEES PREVIOUSLY PAID THEREFORE AND REQUIRING A REPORT TO THE BOARD OF ALDERMEN ABOUT THE TIME SPENT ON COURTESY INSPECTIONS FOR THESE SYSTEMS WITHIN THE YEAR.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF OSAGE BEACH, AS FOLLOWS:

Section 1. Chapter 500, Article I SECTION 500.010: 2018 International Building Code - Adoption is hereby amended by enacting a new Section 109.1 (d) [new material set out below in **BOLD PRINT**] to read as follows:

Section 109.1. Payment of fees.

A fee for each plan examination, building permit and inspection shall be paid in accordance with the following schedule:

A. Single Family Dwelling Building Permit Fees:

Total Valuation	Fee
\$0 - \$20,000	\$40.00
Over \$20,001	\$40.00
For each additional \$1,000 or fraction thereof	\$2.00

B. Other Building Permit Fees:

Total Valuation	Fee
\$0 - \$10,000	\$120.00
\$10,001 - \$20,000	\$170.00
\$20,001 - \$200,000: For the first \$20,000	\$170.00
Plus, for each additional \$1,000 or fraction thereof, to and including \$200,000	\$7.50
\$200,001 - \$1,000,000: For the first \$200,000	\$1,520.00
Plus, for each additional \$1,000 or fraction thereof, to and including \$1,000,000	\$6.00
Over \$1,000,000: For the first \$1,000,000	\$6,320.00
Plus, for each additional \$1,000 or fraction thereof	\$2.00

C. Plan Review Fees: When the total valuation of a proposed building exceeds one hundred thousand dollars (\$100,000), and a plan is required to be submitted, a plan checking fee shall be paid to the City of Osage Beach at the time of submitting plans and specifications for checking. Such plan checking fee shall be one-half of the building permit fee set out above and shall be a credit toward the total building permit fee when the building permit is issued.

**D. Exception. The building permit fee for replacement of water heaters and heating ventilation and air conditioning (HVAC) systems otherwise imposed under Section 500.020 Section 109.1 (a) and (b) above shall be set to \$0.00. For every permit issued for the repair or replacement of water heaters and heating ventilation and air conditioning (HVAC) systems the Building Department shall provide, at no cost, a courtesy inspection of the water heater or HVAC system.**

Section 2. Reporting. The building department shall compile a report of the total number of inspections performed for any repair or replacement of a water heater or HVAC system and the approximate time involved and submit that report to the Board of Aldermen at its first meeting in May 2023. Any such fees for inspection of any repair or replacement of a water heater or HVAC system previously collected in 2021 or 2022 shall be rebated.

Section 3. Severability.

The chapter, sections, paragraphs, sentences, clauses and phrases of this ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional or otherwise invalid by the valid judgement or decree of any Court of any competent jurisdiction, such unconstitutionality or invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, or sections of this ordinance since the same would have been enacted by the Board of Aldermen without the incorporation in this ordinance of any such unconstitutional or invalid phrase, clause, sentence, paragraph or section.

Section 4. Repeal of ordinances not to affect liabilities, etc.

Whenever any part of this ordinance shall be repealed or modified, either expressly or by implication, by a subsequent ordinance, that part of the ordinance thus repealed or modified shall continue in force until the subsequent ordinance repealing or modifying the ordinance shall go into effect unless therein otherwise expressly provided; but no suit, prosecution, proceeding, right, fine or penalty instituted, created, given, secured or accrued under this ordinance previous to its repeal shall not be affected, released or discharged but may be prosecuted, enjoined and recovered as fully as if this ordinance or provisions had continued in force, unless it shall be therein otherwise expressly provided.

Section 5. The Mayor of the City of Osage Beach is hereby authorized to take all actions which may be necessary to fully enact this Ordinance.

Section 6. That this Ordinance shall be in immediate force and effect upon its passage by the Board of Aldermen and approval of the Mayor.

READ FIRST TIME: March 17, 2022 READ SECOND TIME: March 17, 2022

I hereby certify that the above Ordinance No. 22.11, was duly passed on March 17, 2022, by the Board of Aldermen of the City of Osage Beach. The votes thereon were as follows:

Ayes: 6

Nays: 0

Abstentions: 0

Absent: 0

This Ordinance is hereby transmitted to the Mayor for his signature.

March 17, 2022

Date

Tara Berreth

Tara Berreth, City Clerk

Approved as to form:

Edward B. Rucker

Edward B. Rucker, City Attorney

I hereby approve Ordinance No. 22.11.

March 17, 2022

Date

John Olivarri

John Olivarri, Mayor

ATTEST:

Tara Berreth

Tara Berreth, City Clerk