



Legislation Details (With Text)

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Title: Amending Chapter 33.04, 33.06, and 33.07 of the Legislative Code pertaining to Establishment of Permit Fees, Certificate of Compliance, and Fence Requirements.

Sponsors: Amy Brendmoen

Indexes: Permit, Ward - all

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
12/28/2021	1	Mayor's Office	Signed	
12/22/2021	1	City Council	Adopted	Pass
12/15/2021	1	City Council	Laid Over to Final Adoption	Pass
12/8/2021	1	City Council	Laid Over to Second Reading	

Amending Chapter 33.04, 33.06, and 33.07 of the Legislative Code pertaining to Establishment of Permit Fees, Certificate of Compliance, and Fence Requirements.

SECTION 1

WHEREAS, in support of Mayor Carter's 2022 budget, the Department of Safety and Inspections (DSI) seeks to increase permit, and certificate of compliance fees, as detailed in Chapter 33.04, 33.06, and 33.07 of the Saint Paul Legislative Code (SPLC), by 1.5%; and

WHEREAS, fees for elevators, dumbwaiters, moving stairways, and other similar devices are being increased in order to support a cost recovery of approximately 85% of the actual cost of performing services; and

WHEREAS, the fee increases proposed more accurately reflect the cost of providing permits and related services; and

WHEREAS, DSI continues to experience substantial growth in personnel costs such as health care and wages; and

WHEREAS, General Fund pressures create the need to decrease the gap between licensing fee revenue and program expenses. Now, therefore be it

RESOLVED, that the Council of the City of Saint Paul does hereby ordain:

SECTION 2

Section 33.04, 33.06, and 33.07 of the Saint Paul Legislative Code is hereby amended to read as follows:

Sec. 33.04. - Establishment of permit fees.

- (a) *Fees required.* Before issuing any permit required by the building code, this chapter or other pertinent provisions of the Saint Paul Legislative Code, the fee as indicated in the following schedule shall be paid.

Where work for which any such permit is required is started or proceeded with prior to obtaining said permit, the fee specified shall be collected and, in addition, a penalty fee shall be collected. The penalty fee shall be equal to the specified permit fee. The payment of such penalty fee shall not relieve any person from fully complying with the requirements of the building codes in the execution of the work or from any other penalty prescribed herein.

Building valuation for the purpose of establishing building permit fees shall be as set forth by the valuation data published by the Building Code Division, Department of Administration, State of Minnesota, as may be amended from time to time.

Value of work other than that included in the valuation data published by the Building Code Division, State of Minnesota, must include the cost of installations, alterations, additions or repairs, including all labor and materials supplied by the contractor and other sources. The building code officer may require the contractor to furnish the city with a written statement of the actual cost of the work. When such costs exceed those for which the permit was issued, an additional permit fee will be required and collected based on the fee schedule established herein.

TABLE A
BUILDING PERMIT FEES FOR
GENERAL CONSTRUCTION

Total Valuation	Fee
Up to \$2,000.00	\$32.52 <u>\$33.01</u> for the first \$500.00 plus \$4.25 <u>\$4.32</u> for each additional \$100.00 or fraction thereof, to and including \$2,000.00
\$2,001.00 to \$25,000.00	\$96.29 <u>\$97.73</u> for the first \$2,000.00 plus \$19.27 <u>\$19.56</u> for each additional \$1,000.00 or fraction thereof, to and including \$25,000.00
\$25,001.00 to \$50,000.00	\$539.24 <u>\$547.33</u> for the first \$25,000.00 plus \$13.89 <u>\$14.10</u> for each additional \$1,000.00 or fraction thereof, to and including \$50,000.00
\$50,001.00 to \$100,000.00	\$886.28 <u>\$899.57</u> for the first \$50,000.00 plus \$9.63 <u>\$9.78</u> for each additional \$1,000.00 or fraction thereof, to and including \$100,000.00
\$100,001.00 to \$500,000.00	\$1,367.74 <u>\$1,388.25</u> for the first \$100,000.00 plus \$7.74 <u>\$7.86</u> for each additional \$1,000.00 or fraction thereof, to and including \$500,000.00
\$500,001.00 to \$1,000,000.00	\$4,469.13 <u>\$4,536.17</u> for the first \$500,000.00 plus \$6.50 <u>\$6.60</u> for each additional \$1,000.00 or fraction thereof, to and including \$1,000,000.00
\$1,000,001.00 and up	\$7,720.58 <u>\$7,836.39</u> for the first \$1,000,000.00 plus \$5.00 <u>\$5.08</u> for each additional \$1,000.00 or fraction thereof.

Other inspections and fees (applicable to all sections of chapter 33):

- (1) Inspections outside of normal business hours.... \$119.00 per hour
(Minimum charge-Two (2) hours)
- (2) Reinspection fees \$79.00 per hour
(Minimum charge-One (1) hour)
- (3) Inspections or other services for which no fee is specifically \$79.00 per hour
Indicated (Minimum charge-One hour)
- (4) Additional plan review required by changes, additions or revisions \$79.00 per hour
to approved plans (Minimum charge-One hour)
- (5) Inspections of buildings to be moved:

- (a) Garages and group U occupancies \$78.00 \$79.00
(b) Dwellings other than group U occupancies \$117.00 \$119.00
(c) Structures located outside city limits will have an additional fee
of ~~seventy-eight dollars (\$78.00)~~ seventy-nine dollars (\$79.00) per hour
including travel time (Minimum charge-One (1) hour)

- (b) *Plan review fees.* For valuation under one thousand dollars (\$1,000.00), no fee shall be assessed. When the valuation of the proposed construction exceeds one thousand dollars (\$1,000.00), a plan review fee shall be paid to the building official at the time of submitting plans and specifications for checking review. Plan review fees shall be sixty-five (65) percent of the total building permit fee as set forth in the table above.
- (c) *Expiration of plan check.* Applications for which no permit is issued within one hundred eighty (180) days following the date of application shall expire by limitation, and plans and other data submitted for checking may thereafter be returned to the applicant or destroyed by the building official. The building official may extend the time for action by the applicant for a period not exceeding one hundred eighty (180) days upon written request by the applicant showing that circumstances beyond the control of the applicant have prevented action from being taken. No application shall be extended more than once. In order to renew action on an application after expiration, the applicant shall resubmit plans and pay a new plan checking fee.
- (d) *Expiration of building permit.*
- (1) Every permit issued by the building official under the provisions of this chapter shall expire by limitation and become null and void if the building of work authorized by such permit is not commenced within one hundred eighty (180) days from the date of such permit or if the building or work authorized by such permit is suspended or abandoned at any time after the work is commenced for a period of one hundred eighty (180) days. Before such work can be recommenced, a new permit shall be first obtained so to do, and the fee therefor shall be one-half the amount required for a new permit for such work, provided no changes have been made or will be made in the original plans and specifications for such work; and provided further, that such suspension or abandonment has not exceeded one (1) year.
- (2) Any permittee holding an unexpired permit may apply for an extension of the time within which he may commence work under that permit when he is unable to commence work within the time required by this section for good and satisfactory reasons. The building official may extend the time for action by the permittee for a period not exceeding one hundred eighty (180) days upon written request by the permittee showing that circumstances beyond the control of the permittee have prevented action from being taken. No permit shall be extended more than once. In order to renew action on a permit after expiration, the permittee shall pay a new full permit fee.
- (3) Moreover, all work commenced pursuant to the issuance of a building permit by the building official for construction, alteration, repair or remodeling of the exterior portion of a single-family dwelling or two-family dwelling, including an attached or detached garage, must be completed within one (1) year from the date of issuance of the building permit or within one (1) year from the effective date of this chapter, whichever is later. The building official may extend the time for completion upon written request of the permittee establishing that circumstances beyond the control of the permittee establishing that circumstances beyond the control of the permittee prevented completion of the work for which the building permit was authorized.
- (4) All work commenced pursuant to the issuance of a building permit by the building official for construction, alteration, repair or remodeling of the exterior or the interior portions of R-I properties or commercial properties where the permit valuation is under five hundred thousand dollars (\$500,000.00), must be completed within one (1) year from the date of issuance of the building permit or within one (1) year from the effective date of this chapter, whichever is later. The

building official may extend the time for completion upon written request of the permittee establishing that circumstances beyond the control of the permittee prevented completion of the work for which the building permit was authorized.

- (e) *Suspension or revocation of building permit.* The building official may, in writing, suspend or revoke a permit issued under provisions of this chapter whenever the permit is issued in error or on the basis of incorrect information supplied, or in violation of any ordinance or regulation or of any of the provisions of the state building code.
- (f) *Refund of permit fees.*
- (1) The building official may authorize the refunding of any fee paid hereunder which was erroneously paid or collected.
- (2) The building official may authorize the refunding of not more than eighty (80) percent of the permit fee paid when no work has been done under a permit issued in accordance with this code.
- (3) The building official may authorize the refunding of not more than eighty (80) percent of the plan check fee paid when an application for a permit for which a plan check fee has been paid is withdrawn or canceled before any plan checking is done. The building official shall not authorize the refunding of any fee paid except upon written application filed by the original permittee not later than one hundred eighty (180) days after the date of fee payment.
- (g) *Other permit fees:* Permit fees for other than general construction shall be as follows:
- (1) *Wrecking of buildings or structures.* Five dollars (\$5.00) per one thousand (1,000) cubic feet or fraction thereof, minimum ~~seventy-eight dollars (\$78.00)~~, seventy-nine dollars (\$79.00) with the exception of signs as specified in paragraph (10) below.
- (2) Moving of buildings or structures. Buildings larger than twelve (12) feet high, fourteen (14) feet wide, twenty-five (25) feet long other than buildings used for group U, division 1, occupancies: ~~Two hundred eighty-one dollars (\$281.00)~~ Two hundred eighty-five dollars (\$285.00) per move. Group U, division 1, occupancy buildings larger than twelve (12) feet high, fourteen (14) wide, twenty-five (25) long: ~~Ninety-three dollars (\$93.00)~~ Ninety-four dollars (\$94.00) per move. Buildings or structures smaller than size indicated above: ~~Seventy-eight dollars (\$78.00)~~ Seventy-nine dollars (\$79.00) per move.
- (3) Elevators, dumbwaiters, moving stairways, handicapped lifts and other similar devices:
- a. New construction, repairs and major alterations: One and one-half percent of the total valuation of the work. Minimum charge shall be ~~one hundred thirty-eight dollars (\$138.00)~~ one hundred forty dollars (\$140.00).
- b. Annual inspection fees:
1. Power driven passenger and freight elevator:
- Up to 5 floors in height ~~\$93.00~~ \$149.00
6 to 10 floors in height ~~\$106.00~~ \$170.00
11 to 20 floors in height ~~\$118.00~~ \$189.00
21 or more floors in height ~~\$133.00~~ \$213.00
2. Dumbwaiter ~~\$78.00~~ \$149.00
3. Moving stairway ~~\$78.00~~ \$149.00

4. Docklift ~~\$78.00~~ \$149.00
5. Handpowered elevator ~~\$78.00~~ \$149.00
6. Manlift ~~\$78.00~~ \$149.00
7. Vertical reciprocating conveyors.... \$149.00
8. Material transfer devices.... \$149.00
9. Devices designed for handicapped accessibility.... \$149.00

- (4) Electrical work. For electrical work the permit fee charges shall be made at the following rates; provided, however, the minimum fee for any permit shall be: one-family dwelling electrical work ~~seventy-eight dollars (\$78.00)~~ seventy-nine dollars (\$79.00), multifamily, commercial and industrial work, ~~seventy-eight dollars (\$78.00)~~ seventy-nine dollars (\$79.00).

- a. Service: New service, change of service, temporary service, addition, alteration, or repair on either primary or secondary service up to six hundred (600v) shall be ~~seventy-eight dollars (\$78.00)~~ seventy-nine dollars (\$79.00).
- b. Circuits: The fee for the installation of new circuits and/or feeder additions, alterations or repairs to existing circuits up to six hundred (600v) shall be thirteen dollars (\$13.00).
- c. Transformers, capacitors, and generation for light, heat and power: Transformers, capacitors, and generation for light, heat and power shall be computed separately at ~~forty-nine dollars (\$49.00)~~ fifty dollars (\$50.00) per unit plus one dollar (\$1.00) per KVA, KVAR or fraction thereof. In addition to the above fees, the fee for all transformers for signs and outline lighting shall be ~~seventy-eight dollars (\$78.00)~~ seventy-nine dollars (\$79.00) per sign.
- d. Alterations, repairs, or extension of electrical systems: For any alteration, repair or extension of an existing electrical system where the work is of such a nature that the fees for a permit cannot be determined from the above schedule, the permit fee charge shall be based on one percent of the total valuation of the work. Minimum fee shall be ~~seventy-eight dollars (\$78.00)~~ seventy-nine dollars (\$79.00).
- e. Low-voltage fire alarm systems, remote-control circuits, signal circuits, and low-energy or low-voltage power circuits: For remote control circuits, signal circuits, and low-energy or low-voltage power circuits (in other than single-family dwellings) the permit fee charge shall be:

1. Fire alarms, per control~~\$78.00~~ \$79.00

Plus, for each opening~~\$1.88~~ \$2.00

2. Others, per control ~~\$78.00~~ \$79.00

Plus, for each opening~~\$1.88~~ \$2.00

- f. Traffic signals: For traffic signals the permit fee charge shall be made at the rate of ~~forty-nine dollars (\$49.00)~~ fifty dollars (\$50.00) for each service location plus eight dollars

(\$8.00) for each standard.

- g. Street lighting: For street lighting the permit fee charge shall be made at the rate of thirty-five dollars (\$35.00) for each control unit plus eight dollars (\$8.00) for each standard.

- h. Electric space heating:
0 to 4000 watts ~~\$20.00~~ \$21.00
4001 watts and up ~~\$28.00~~ \$29.00

- i. Transient projects: For permits on transient projects, including, but not limited to, carnivals and circuses, the inspection fees shall be computed as follows:
Power supply units: According to items (a), (b) and (c) of the electric work fee schedule. All rides, devices and concessions shall be inspected. The inspection fee shall be twenty-nine dollars (\$29.00) per unit.

- j. Swimming pools: ~~Seventy-eight dollars (\$78.00)~~ Seventy-nine dollars (\$79.00) plus circuit charge.

- k. Renewable energy (solar, wind, etc.): The fee shall be ~~one hundred thirty-eight dollars (\$138.00)~~ one hundred forty dollars (\$140.00) for zero (0) - twenty (20) KW systems, ~~three hundred thirty-two dollars (\$332.00)~~ three hundred thirty-six dollars (\$336.00) for twenty-one (21) - forty (40) KW systems, and for systems above forty (40) KW, ~~three hundred thirty-two dollars (\$332.00)~~ three hundred thirty-six dollars (\$336.00) plus three dollars (\$3.00) for every KW above forty (40) KW (kilowatt).

- (5) Gas burner, oil burner, coal burner and other fuel burners: ~~Seventy-eight dollars (\$78.00)~~ seventy-nine dollars (\$79.00) for the first one hundred thousand (100,000) BTU per hour input or fraction thereof, plus thirteen dollars (\$13.00) for each additional one hundred thousand (100,000) BTU per hour or fraction thereof. Maximum fee for each individual burner shall be ~~nine hundred nineteen dollars (\$919.00)~~ nine hundred thirty-three dollars (\$933.00). Where dual fuel installations are made, the maximum combined permit fee shall not exceed ~~one thousand six hundred seventy dollars (\$1,670.00)~~ one thousand six hundred ninety-five dollars (\$1,695.00).

- (6) Plastering, stucco, re-dash, patching, veneer plaster, exterior insulation finish system and spray-on fireproofing. The fee is one (1) percent of the valuation of the work; provided, however, that the minimum fee for any permit is ~~seventy-eight dollars (\$78.00)~~ seventy-nine dollars (\$79.00).

- (7) Plumbing fees:

- a. Drain waste and vent, water supply and fixtures.

1. The fee for all initial permits issued by the department of safety and inspections shall be ~~eighty-four dollars (\$84.00)~~ eighty-five dollars (\$85.00). In addition to this fee, the fee for each fixture, whether set, rough-in, or replaced shall be thirty-three dollars (\$33.00). Each water supply fixture shall be six dollars (\$6.00).

- b. Building sewer permit fees ~~\$78.00~~ \$79.00

- c. Each private waste treatment system ~~\$235.00~~ \$238.00

- d. Gas burning water heaters, dryers, ranges or other devices including gas piping:

1. Base fee (includes first device/appliance up to 100,000 BTUs) ~~\$78.00~~
\$79.00
 2. Each additional device/appliance \$31.00
 3. Each additional 100,000 BTUs or portion thereof \$13.00
 4. Maximum fee ~~\$919.00~~ \$933.00
- (8) Standpipes, sprinklers, and fire pumps; new installations, repairs or alterations:
- a. The minimum fee shall be ~~seventy-eight dollars (\$78.00)~~ seventy-nine dollars (\$79.00), in addition to which the following fees shall be paid:
 1. Standpipes: ~~Seventy-eight dollars (\$78.00)~~ Seventy-nine dollars (\$79.00) for each standpipe for the first five (5) floors, eight dollars (\$8.00) for each floor above the fifth.
 2. Sprinklers: ~~Twenty dollars (\$20.00)~~ Twenty-one dollars (\$21.00) for each additional ten (10) sprinkler heads or fraction thereof.
 3. Fire pumps: ~~Seventy-eight dollars (\$78.00)~~ Seventy-nine dollars (\$79.00) for each pump.
 - b. Fire extinguishing systems utilizing an extinguishing agent other than water, new installations, repairs, or alterations: The fee shall be one percent of the valuation of the installation, repair or alteration with a minimum fee of ~~seventy-eight dollars (\$78.00)~~ seventy-nine dollars (\$79.00).
 - c. Plan review fees shall be sixty-five (65) percent of the fee as set forth in items a and b. A plan review shall be required for all new systems, special extinguishing agents, and permits having over twenty-five (25) sprinklers.
- (9) Fire alarm systems:
- a. The minimum fee shall be ~~seventy-eight dollars (\$78.00)~~ seventy-nine dollars (\$79.00), in addition to which the following fees shall be paid:
 1. Fire alarm control unit: ~~Twenty-two dollars (\$22.00)~~ Twenty-three dollars (\$23.00) per unit.
 2. Fire alarm opening: Two dollars (\$2.00) per device.
 - b. A plan review shall be required for all new systems and permits having over one hundred (100) fire alarm openings. The plan review fee shall be sixty-five (65) percent of the fee set forth in item a.
- (10) Smoke control systems:
- a. The base fee for the review and approval of a smoke control system shall be ~~two hundred seventy-six dollars (\$276.00)~~ two hundred eighty-one dollars (\$281.00), in addition to which the following fees shall be paid:
 1. Acceptance testing: ~~Seventy-eight dollars (\$78.00)~~ seventy-nine dollars (\$79.00) per hour

of fire engineering inspection time.

(11) Water flow testing:

- a. Water flow data, less than three (3) years old, shall be provided to verify hydraulic calculations for automatic fire protection systems. The fee for this service shall be ~~seventy-eight dollars (\$78.00)~~ seventy-nine dollars (\$79.00). This fee is to be applied at the time of permit issuance.

(12) Refrigeration:

- a. Refrigeration permit: One (1) percent of total value of work, minimum fee of ~~seventy-eight dollars (\$78.00)~~ seventy-nine dollars (\$79.00).
- b. Total value of work is defined under section 33.04(a).

(13) Signs, billboards, marquees and awnings:

- a. Wall signs and projecting signs: ~~Two dollars and eighty-four cents (\$2.84)~~ Two dollars and eighty-eight cents (\$2.88) for each square foot with a minimum fee of ~~seventy-eight dollars (\$78.00)~~ seventy-nine dollars (\$79.00).
- b. Marquees over public property: ~~One hundred fifty-two dollars (\$152.00)~~ One hundred fifty-four dollars (\$154.00) for each installation.
- c. Repair permit: Twenty-five (25) percent of the fee for a new sign with a minimum fee of ~~seventy-eight dollars (\$78.00)~~ seventy-nine dollars (\$79.00).
- d. Awnings projecting over public property: ~~Two dollars and fourteen cents (\$2.14)~~ Two dollars and seventeen cents (\$2.17) per lineal foot, minimum ~~seventy-eight dollars (\$78.00)~~ seventy-nine dollars (\$79.00) for each installation. A separate sign permit is required for awnings with signage.
- e. Roof and freestanding signs: ~~Two dollars and ninety-four cents (\$2.94)~~ Two dollars ninety-eight cents (\$2.98) for each square foot with a minimum fee of ~~eighty-three dollars (\$83.00)~~ eighty-four dollars (\$84.00).
- f. Demolition permit: ~~Seventy-eight dollars (\$78.00)~~ seventy-nine dollars (\$79.00).
- g. Temporary and portable signs: ~~Seventy-eight dollars (\$78.00)~~ seventy-nine dollars (\$79.00).
- h. Billboard extension permits: Seventy-eight dollars (\$78.00) seventy-nine dollars (\$79.00).
- i. Additional fees:
 1. Additional fee for business signs located in a special sign district when there are additional regulations that must be reviewed: twenty-eight dollars (\$28.00).
 2. Fifty cent (\$0.50) Minnesota state surcharge required for all signs attached to a building for permit fees up to and including one thousand dollars (\$1,000.00). For permit fees over one thousand dollars (\$1,000.00) the rate is 0.0005 per permit fee dollar.

- j. A separate electrical permit is required for all electrical work done on signs that are lit, whether internal or external.
- k. If building modifications are necessary to accommodate a sign installation, an additional building permit shall be required.

(14) Steamfitting and hot water work:

- a. Fee for new construction or alteration shall be one (1) percent of total valuation of the work. Value of work must include the cost of installation, alteration, addition and repairs including heat transfer units, accessories to the heating system, including pipe, fittings, and all labor and materials necessary for installation. In addition, it shall include all materials supplied by other sources when these materials are normally supplied by the contractor.
- b. Minimum permit fee for commercial, industrial, institutional or business occupancies is ~~seventy-eight dollars (\$78.00)~~ seventy-nine dollars (\$79.00).
- c. The fee for alterations, additions and repair to existing refrigeration, gas and oil systems shall be based on one (1) percent of total valuation of the work with ~~seventy-eight dollars (\$78.00)~~ seventy-nine dollars (\$79.00) minimum.

(15) Warm air, heating, ventilation and sheet metal:

- a. Mechanical warm air heating systems: ~~Seventy-eight dollars (\$78.00)~~ Seventy-nine dollars (\$79.00) for the first 100,000 BTU per hour or fraction thereof, plus thirteen dollars (\$13.00) for each additional one hundred thousand (100,000) BTU per hour or fraction thereof.
- b. Ventilation systems, dust collection systems, pollution control systems, etc.:
One (1) percent of total valuation of the work. Value of work must include the cost of installation, alteration, addition and repair, including all labor and materials necessary for installation. The minimum fee shall be ~~seventy-eight dollars (\$78.00)~~ seventy-nine dollars (\$79.00) for commercial buildings and ~~seventy-eight dollars (\$78.00)~~ seventy-nine dollars (\$79.00) for residential ventilation work and duct modification.
- c. General sheet metal: A separate permit is required for general sheet metal work. For gutters, flashing, metal chimneys, chutes or general sheet metal work, the fee shall be one (1) percent of the total valuation of the work. The minimum fee is ~~seventy-eight dollars (\$78.00)~~ seventy-nine dollars (\$79.00).

(16) Incinerators:

- a. Domestic incinerators: ~~Seventy-eight dollars (\$78.00)~~ Seventy-nine dollars (\$79.00) for each installation.
- b. Commercial and industrial incinerators: One (1) percent of total value of work, minimum seventy-eight dollars (\$78.00) seventy-nine dollars (\$79.00) for each installation.

(17) Fences Permit/Plan Review: Forty-one dollars (\$41.00) for the first 200 lineal feet or fraction thereof erected and thirteen dollars (\$13.00) for each additional 100 lineal feet or fraction thereof.

(18) Other projects: For alterations, repairs, or extensions for which the fee charge cannot

be determined by items (1) through (14) above, the fee charge shall be based on one (1) percent of the total valuation of the work, with a minimum fee of ~~seventy-eight dollars (\$78.00)~~ seventy-nine dollars (\$79.00).

(19) Reserved.

(20) Solid fuel burning freestanding heaters and stoves, *nonmasonry* fireplaces and fire place inserts: ~~Seventy-eight dollars (\$78.00)~~ seventy-nine dollars (\$79.00). Method for providing positive combustion air must be provided with permit application.

(21) Solar heating systems: Permit fees for solar heating systems shall be one (1) percent of total valuation, with a minimum fee of ~~seventy-eight dollars (\$78.00)~~ seventy-nine dollars (\$79.00).

(22) Parking lots:

a. Permit fees for parking lots shall be one (1) percent of total valuation, with a minimum fee of ~~seventy-eight dollars (\$78.00)~~ seventy-nine dollars (\$79.00). Such lots shall not be used until the construction has been completed and approved by the building code officer.

b. No off-street parking lot or loading and unloading area shall be repaved, modified, reconfigured or enlarged without first obtaining a building permit. The permit fee shall be one (1) percent of the total valuation, with a minimum fee of ~~seventy-eight dollars (\$78.00)~~ seventy-nine dollars (\$79.00).

(23) Tank installation and removal as outlined in Sec. 55.10 (i).

(24) Other piping: Includes process piping and miscellaneous piping that is not otherwise regulated under the state plumbing or mechanical code. The fee for other piping permits: One (1) percent of the total valuation, with a minimum fee ~~seventy-eight dollars (\$78.00)~~ seventy-nine dollars (\$79.00).

(25) Grading: For the placement, removal or movement of:

a. Up to one thousand (1,000) cubic yards of fill, thirty-six dollars (\$36.00) for the first one hundred (100) cubic yards, plus twenty-seven dollars (\$27.00) for each one hundred (100) additional cubic yards or fraction thereof.

b. Between one thousand one (1,001) and ten thousand (10,000) cubic yards of fill, ~~two hundred sixty-three dollars (\$263.00)~~ two hundred sixty-seven dollars (\$267.00) for the first one thousand (1,000) cubic yards, plus ~~twenty-two dollars (\$22.00)~~ twenty-three dollars (\$23.00) for each additional one thousand (1,000) cubic yards or fraction thereof.

c. Between ten thousand one (10,001) and one hundred thousand (100,000) cubic yards of fill, ~~four hundred fifty-two dollars (\$452.00)~~ four hundred fifty-nine dollars (\$459.00) for the first ten thousand (10,000) cubic yards, ~~ninety-six dollars (\$96.00)~~ ninety-seven dollars (\$97.00) for each additional ten thousand (10,000) cubic yards or fraction thereof.

d. Greater than one hundred thousand (100,000) cubic yards of fill, ~~one thousand three hundred seventeen dollars (\$1,317.00)~~ one thousand three hundred thirty-seven dollars (\$1,337.00) for the first one hundred thousand (100,000) cubic yards, plus ~~fifty-three dollars (\$53.00)~~ fifty-four dollars (\$54.00) for each additional ten thousand (10,000) cubic

yards or fraction thereof.

- (26) Vacant building rehabilitation permit: ~~Two hundred ninety-seven dollars (\$297.00)~~
Three hundred-one dollars (\$301.00).

- (h) *Fees, exemption for city:* The city shall be exempted from the payment of permit fees required under this chapter where work is done by city employees on city-owned property not exclusively leased or rented to a party other than the city.

It is the intent of this paragraph only that payment of fees are waived. Permits as required by other sections of the Saint Paul Legislative Code are to be applied for and issued, inspections are to be made as required and compliance with all other requirements must be made.

SECTION 3

Sec. 33.05. St. Paul residential construction management acknowledgment form.

- (a) In order to ensure that individuals or contractors performing new build or major remodeling, including demolition, expansion, increase in height and large additions for one- or two-unit dwelling structures in the city are aware of and follow rules and regulations with respect to the management of their construction sites, the city has created the Saint Paul residential construction management acknowledgment form. The goal of the Saint Paul residential construction management acknowledgment form is to ensure that neighbors directly affected by construction are informed of the project and made aware of the process for reporting violations.
- (b) The Saint Paul residential construction management acknowledgment form is adopted by resolution of the city council and may be updated from time to time upon recommendation of the department of safety and inspections.
- (c) The department of safety and inspection shall be responsible for the collection of the Saint Paul residential construction management acknowledgment form. The Saint Paul residential construction management acknowledgment form must be signed before plans are approved or permits are issued.
- (d) Failure to comply with any provision enumerated within the Saint Paul residential construction management acknowledgment form shall be considered a violation under section 33.09.
- (e) The department of safety and inspections shall monitor the cost of enforcement of the Saint Paul residential construction management acknowledgment form and adjust permit fees to cover any additional costs associated with the administration of this section.

SECTION 4

Sec. 33.06. - Certificate of compliance.

- (a) The building official may issue a certificate of compliance for any building or structure in Group R-3 or M occupancies when it is determined that such building or structure complies with the provisions of chapter 34 of the Saint Paul Legislative Code. The fee required for inspection of the property and issuance of a certificate of compliance shall be ~~four hundred ninety-three dollars (\$493.00)~~ five hundred dollars (\$500.00) for a single-family dwelling and ~~six hundred eighteen dollars (\$618.00)~~ six hundred twenty-seven dollars (\$627.00) for a two-family dwelling and shall be paid upon application for a code compliance inspection. In the case of vacant total remodel compliance, the fee shall be ~~one hundred thirty-nine dollars (\$139.00)~~ one hundred forty-one dollars (\$141.00) for single-family dwelling and ~~one hundred sixty dollars (\$160.00)~~ one hundred sixty-three dollars (\$163.00) for a two-family dwelling. For vacant total remodel compliance, the fee shall be due upon approval of a total remodel agreement

between the applicant and the department of safety and inspections and shall accompany an application for a demolition permit.

- (b) The building official may issue a certificate of compliance for any building or structure in Group R-1 occupancy, as defined in the Minnesota State Building Code, when it is found that such building or structure complies with the provisions of Chapter 34 of the Saint Paul Legislative Code. This fee, in addition to the certificate of occupancy fee, shall be ~~six hundred fifty dollars (\$650.00)~~ six hundred fifty-nine dollars (\$659.00) for a three-family dwelling, ~~six hundred seventy-nine dollars (\$679.00)~~ six hundred ninety dollars (\$690.00) for a four-family dwelling, and ~~seven hundred eleven dollars (\$711.00)~~ seven hundred twenty-two dollars (\$722.00) for a five-unit building.
- (c) There shall be no fee charged for the issuance of a certificate of compliance for new buildings at the completion of their construction covered by a building permit.
- (d) The building official may, without further inspection, issue a certificate of compliance for any building or structure which has been issued a fire certificate of occupancy, which issuance was based on an inspection under chapter 40 of the Legislative Code, within the previous twelve-month period.

SECTION 5

Sec. 33.07. - Fences-Requirements.

- (a) *Permit.* No person shall construct, or cause to be constructed, any fence greater than seven (7) feet in height in the city without first obtaining a permit from the building official.
- (b) *Fence plan review.* No person shall construct, or cause to be constructed, any fence in the city without first obtaining and completing a fence plan review from the building official. A fence inspection is not required for all fence installations, but fences may be subject to inspections.
- (c) *Height of fences.* No fence shall be erected exceeding seven (7) feet in height above the sidewalk or finished grade of any lot in a residence district or on any lot occupied for residential purposes. The applicant shall ensure that fences and all supporting structures shall be completely within the boundaries of such lot with no portion encroaching onto adjacent property. All fences erected between the front property line and the front setback line as defined in section 60.207 of the Saint Paul Legislative Code shall be no more than four (4) feet in height. On a corner lot at two intersecting streets in a residential zoning district, no fence, wall or other structure shall be allowed above a height of two (2) feet from sidewalk grade in the triangular area of the lot included within ten (10) feet of the corner along each lot line unless the structure is more than 80 % open. Fences for nonresidential uses in residential zoning districts shall not exceed eight (8) feet in height, except fences around tennis courts, which shall not exceed twelve (12) feet in height, back stop fences, which shall not exceed twenty (20) feet in height, and golf range fences, which shall not exceed thirty (30) feet in height. The selvage end of chain link or metal fences shall be smooth; knuckled ends are permitted, twisted ends are not permitted.
- (d) *Variances.* A variance of the fence height or corner clearance regulations may be granted if, after investigation by the building official, it is found that site, or terrain, or nuisance animal conditions warrant a waiver of the height restrictions. An application fee of ~~seventy-six dollars (\$78.00)~~ seventy-nine dollars (\$79.00) is required for each variance request.
- (e) *Swimming pool fences.* All swimming pool fences are subject to a fence plan review and must be inspected by the building official or his/her designee. All yards of one- and two-family structures containing swimming pools shall be enclosed by an obscuring fence not less than four (4) feet in height, maintained in a professional state of maintenance and repair, and shall be constructed such that no openings, holes or gaps in the fence or wall exceed four (4) inches in any dimension except for openings

protected by a door or gate. All yards of residential structures of three (3) or more units and commercial structures containing swimming pools shall be enclosed by an obscuring fence not less than five (5) feet in height, maintained in a professional state of maintenance and repair, and shall be constructed such that no openings, holes or gaps in the fence or wall exceed four (4) inches in any dimension except for openings protected by a door or gate. Sidewalls greater than four (4) or five (5) feet in height on an above ground outdoor swimming pool are not a substitute for the appropriate fence or wall. The gates shall be of a self-closing and self-latching type, with the latch on the inside of the gate, not readily available for children to open. Gates shall be capable of being securely locked when the pool is not in use.

- (f) Barbed wire fences. No barbed wire fence shall be constructed within the city limits of the city, except for police and correction facilities, unless the following conditions are complied with:
- (1) No fence which uses barbed wire may be built in, or abut, a residentially zoned district or built on or abut a lot occupied residentially.
 - (2) Barbed wire, not exceeding three (3) strands, may be permitted on the top of a fence; providing, that the arms do not project over public property. The minimum height to the bottom strand of the barbed wire shall not be less than six (6) feet from finished grade.
 - (3) In all cases where a barbed wire fence is requested, an application shall be made to the building official.
 - (4) A certificate of insurance indemnifying the City of Saint Paul shall be submitted with the application subject to the approval of the city attorney as to form and in an amount as set forth in Minn. Stat. § 466.04. An annual registration fee of ~~forty-five dollars (\$45.00)~~ forty-six dollars (\$46.00) shall be paid at the time of the annual certificate of insurance renewal.
- (g) *Electric fences.* No aboveground electric fence shall be constructed within the city limits of the City of Saint Paul, except at Como Zoo for the containment of zoo animals.

SECTION 6

This Ordinance shall take effect and be in force thirty (30) days following its passage, approval, and publication.