

## Staff Summary Report

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City Council Meeting  
Date: December 6, 2007

Agenda Item Number:

**SUBJECT:** This is the introduction and first public hearing for an ordinance to amend the Tempe City Code, Chapter 8, relating to Building and Building Regulations, by amending Article I, Section 8-111, to allow rebates of Building Safety fees for improvements on single family residences. **The second public hearing is scheduled for December 13, 2007.**

**DOCUMENT NAME:** 20071206dssf01 TCC CH 8 – BUILDINGS AND BUILDING REGULATIONS (0503-08) ORDINANCE NO. 2007.81

**SUPPORTING DOCS:** No

**COMMENTS:** This ordinance modifies the Tempe Administrative Code which is used in conjunction with Tempe's Building Codes. This modification allows the Building Safety Division to rebate building and plan review fees associated with improvements and additions to single family residences.

**PREPARED BY:** Shelly Falcon, Administrative Assistant II (480-350-8654)

**REVIEWED BY:** Michael Williams, Deputy Development Services Department Manager (480-350-8670)

**LEGAL REVIEW BY:** Andrew Ching, City Attorney (480-350-8575)

**FISCAL NOTE:** N/A

**RECOMMENDATION:** Staff recommends that Ordinance No. 2007.81 be adopted

**ADDITIONAL INFO:** None

**ATTACHMENTS:** 1) Ordinance No. 2007.81

ORDINANCE NO. 2007.81

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEMPE, ARIZONA, AMENDING CHAPTER 8, ARTICLE I, OF THE TEMPE CITY CODE, RELATING TO BUILDINGS AND BUILDING REGULATIONS BY AMENDING SECTION 8-111 OF THE TEMPE ADMINISTRATIVE CODE RELATING TO FEES.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TEMPE, ARIZONA, as follows:

**Section 1.** That Tempe City Code, Chapter 8, Article I, **Tempe Administrative Code**, is hereby amended as follows:

**Sec. 8-111. Fees.**

[§ 111.7 is hereby added as follows:]

**Section 111.7 Residential Fee Rebates.** Building Permit and Plan Review fees for improvements to single family residences may be rebated to the applicant upon successful completion of the project. This includes, but is not limited to, all additions, alterations, and improvements for such items as swimming pools, patio covers, building additions, landscaping, plumbing, mechanical, and electrical improvements. To qualify for the rebate, projects must be permitted after June 30, 2007 and must be completed and obtain their final inspection approval within one year of permit issuance.

**Section 2.** All ordinances, code sections, and parts of ordinances and code sections in conflict herewith, are expressly repealed. If any section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this Ordinance.

The City Council hereby declares that it would have passed this Ordinance and each section, subsection, sentence, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

**Section 3.** This Ordinance shall become effective and have application to all buildings and structures for which permits have been issued after **June 30, 2007**.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF TEMPE, ARIZONA, this \_\_\_\_\_ day of \_\_\_\_\_ 2007.

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Mayor

ATTEST:

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City Clerk

APPROVED AS TO FORM:

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City Attorney

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Development Services Director