

RESOLUTION NO. R-17-121

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, ESTABLISHING A LIMITED FEE WAIVER FOR CERTAIN BUILDING PERMIT FEES AND FLOOD REVIEW FEES OTHERWISE REQUIRED FOR REPAIRS NECESSITATED BY CERTAIN IDENTIFIED STORM EVENTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE AND AN EXPIRATION DATE.

WHEREAS, a number of residences within Manatee County suffered damage as a result of a severe weather event, which occurred on August 27, 2017 (hereinafter "the August 2017 Severe Weather Event"), and Hurricane Irma, which occurred on September 10, 2017; and

WHEREAS, some Manatee County homeowners have limited resources to undertake the repairs to their homes necessitated by the August 2017 Severe Weather Event and Hurricane Irma; and

WHEREAS, a building permit and/or a flood review permit may be required to undertake repairs necessitated by the August 2017 Severe Weather Event and Hurricane Irma; and

WHEREAS, the Board of County Commissioners of Manatee County in conjunction with the Manatee County Building and Development Services Department desires to expedite repairs to residences damaged by the August 2017 Severe Weather Event, Hurricane Irma, and any future storm event recognized by the Board of County Commissioners, which occurs before December 31, 2017, by waiving certain building permit fees and flood review fees established by Resolution No. R-16-101 and Resolution No. R-16-108; and

WHEREAS, Section 125.56(2), Florida Statutes, authorizes the Board of County Commissioners to provide a schedule of reasonable inspection fees in order to defer the costs of inspection and enforcement of the Florida Building Code; and

WHEREAS, the Board of County Commissioners finds that it is in the best interest of the County to establish a limited waiver of certain building permit fees and flood review fees established by Resolution No. R-16-101 and Resolution No. R-16-108 for residents who apply for such permits to undertake repairs as a direct result of the August 2017 Severe Weather Event, Hurricane Irma, or any future storm event recognized by the Board of County Commissioners, which occurs before December 31, 2017.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Manatee County, Florida, that:

Section 1. Applicants are eligible for a fee waiver from the following building permit fees upon demonstrating that the work to be performed is a repair to a residence damaged as a result of the August 2017 Severe Weather Event, Hurricane Irma, or any future storm event recognized by the Board of County Commissioners, which occurs before December 31, 2017:

<p>ACCESSORY STRUCTURE Residential Pre-fabricated utility shed</p>
<p>ALUMINUM STRUCTURE Glass Room Lanai Miscellaneous Screen Enclosure</p>
<p>CONCRETE Wall, Foundation, Retaining – Land Constructed</p>
<p>DECK Residential - Wood or Composite Attached Detached (higher than 30 inches or greater than 120 square feet)</p>
<p>DEMOLITION or STRUCTURE REMOVAL Residential</p>
<p>ELECTRICAL New, Replacement, Renovation, Alteration</p>
<p>EXTERIOR WINDOW and DOOR REPLACEMENT Exterior Window and Door Replacement, Hurricane Shutters</p>
<p>FENCE Residential Non-Structural</p>
<p>MECHANICAL New, Replacement, Renovation, Alteration, Ductwork</p>
<p>PLUMBING New, Replacement, Renovation, Alteration Backflow, Electric or Gas Water Heater Tankless System</p>
<p>RESIDENTIAL Addition, Alteration</p>
<p>ROOF Membrane, Tile, Shingle</p>
<p>SIDING, FASCIA, SOFFIT Siding, Fascia, Soffit</p>
<p>SOLAR Residential</p>
<p>WATERFRONT STRUCTURES Docks, Davits, Hoists, Piles, House, Retaining Wall, Rip Rap, or Seawall</p>
<p>MISCELLANEOUS Driveway</p>

Section 2. Applicants are eligible for a fee waiver from the following flood review fees upon demonstrating that work to be performed is a repair to a residence damaged as a result of the August 2017 Severe Weather Event, Hurricane Irma, or any future storm event recognized by the Board of County Commissioners, which occurs before December 31, 2017:

FLOODPLAIN MANAGEMENT Repair and Tracking Form Determination of Improvement Flood Review
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Section 3. Applicants seeking a fee waiver in accordance with this Resolution must apply for the required permit in person at 1112 Manatee Avenue W., 4th Floor, Bradenton, Florida or 5030 U.S. HWY 301 N., Ellenton, Florida. Applicants who apply for a permit through the Online Permitting System shall not be eligible for a fee waiver.

Section 4. In the event that the work for which a permit fee has been waived fails to pass an inspection, the contractor shall be responsible for paying all reinspection fees as established by Resolution No. R-16-101.

BE IT FURTHER RESOLVED that Resolution No. R-16-101 and Resolution No. R-16-108 shall remain in full force and effect for all residential repairs not related to the specified storm events, all commercial repairs, and all other permits not specifically identified herein.

BE IT FURTHER RESOLVED that upon the effective date set forth herein, the provisions of this Resolution shall supersede Resolution No. R-16-101 and Resolution No. R-16-108, but only to extent specifically provided herein, as well as the provisions of any other rule, policy, or resolution where the same is in conflict with, and cannot be reconciled with, the provisions of this Resolution.

BE IT FURTHER RESOLVED that should any section, subsection, sentence, clause, or provision of this Resolution be determined to be unconstitutional, invalid, inoperative, void, or otherwise unenforceable by a court of competent jurisdiction, such finding shall not affect the remaining portions of this Resolution so long as the remaining portions can be given legal effect absent the invalid portions.

BE IT FURTHER RESOLVED that this Resolution shall take effect retroactively as of August 27, 2017 and will expire on January 31, 2018 at 12:00 a.m.

DULY ADOPTED with a quorum present and voting, on the 10th day of October 2017.

**BOARD OF COUNTY COMMISSIONERS
OF MANATEE COUNTY, FLORIDA**

By: [Signature]
Chairperson

ATTEST: ANGELINA M. COLONNESO
CLERK OF THE CIRCUIT COURT AND COMPTROLLER

By: [Signature]
Deputy Clerk

