

ORDINANCE NO. O2017.34

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEMPE, ARIZONA, AMENDING CHAPTER 8, ARTICLE I, TEMPE CITY CODE, RELATING TO TEMPE ADMINISTRATIVE CODE, BY ADDING A NEW SECTION 8-111.7.1, RELATING TO RESIDENTIAL FEE REBATES (BUILDING PERMIT AND PLAN REVIEW); AND BY ADDING A NEW SECTION 8-111.7.2, RELATING TO PARTIAL RESIDENTIAL FEE REBATES.

WHEREAS, the City Council previously established the Residential Fee Rebate program in 2007 by way of Ordinance No. 2007.81;

WHEREAS, the City Council adopted Ordinance No. O2015.12 in 2015, that repealed in its entirety Chapter 8 Building Regulations and adopted a new Chapter 8 Building Regulations, including a new Tempe Administrative Code;

WHEREAS, Ordinance No. O2015.12 did not include section 8-111.7, Residential Fee Rebates but did not expressly reference such exclusion; and,

WHEREAS, it is the desire of the City Council to re-introduce the Residential Fee Rebate program to include engineering plan review fees, and clarify details of governance, administration and qualification of the program.

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

Section 1. That a new Section 8-111.7.1 is hereby added to Tempe City Code, Chapter 8, Article I, Tempe Administrative Code, to read as follows:

Sec. 8-111.7.1 RESIDENTIAL FEE REBATES. (BUILDING PERMIT AND PLAN REVIEW).

BUILDING PERMIT AND PLAN REVIEW FEES FOR IMPROVEMENTS TO SINGLE FAMILY RESIDENCES MAY BE REBATED TO THE PROPERTY OWNER OR PERMIT APPLICANT, WITH OWNER APPROVAL, UPON SUCCESSFUL COMPLETION OF THE PROJECT. ELIGIBLE PROJECTS ARE THOSE THAT ARE PERMITTED AFTER JUNE 30, 2007, AND RECEIVE FINAL INSPECTION APPROVAL WITHIN ONE YEAR OF PERMIT ISSUANCE DATE. RESIDENTIAL REBATE APPLICATIONS MUST BE RECEIVED BY THE CITY WITHIN 60 DAYS OF THE FINAL INSPECTION APPROVAL DATE. RESIDENTIAL REBATE APPLICATIONS FOR PROJECTS RECEIVING FINAL APPROVAL PRIOR TO JUNE 8, 2017 MUST HAVE THE REBATE APPLICATION SUBMITTED BEFORE AUGUST 31, 2017 TO BE CONSIDERED ELIGIBLE.

Section 2. That a new Section 8-111.7.2 is hereby added to Tempe City Code, Chapter 8, Article I, Tempe Administrative Code, to read as follows:

8-111.7.2 PARTIAL RESIDENTIAL FEE REBATES.

FIFTY PERCENT OF THE BUILDING PERMIT AND PLAN REVIEW FEES FOR IMPROVEMENTS TO SINGLE FAMILY RESIDENCES FOR WORK THAT WAS PERMITTED DUE TO A NOTICE OF VIOLATION ORDER MAY BE REBATED PROVIDED THE BUILDING PERMIT IS OBTAINED WITHIN 90 DAYS OF THE ISSUED DATE OF THE NOTICE OF VIOLATION AND THE BUILDING PERMIT RECEIVES A FINAL APPROVAL WITHIN 120 DAYS OF THE BUILDING PERMIT ISSUANCE DATE.

Section 3. Pursuant to Tempe City Charter, Section 2.12, ordinances are effective thirty (30) days after adoption.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF TEMPE, ARIZONA this ____ day of _____, 2017.

Mark W. Mitchell, Mayor

ATTEST:

Brigitta M. Kuiper, City Clerk

APPROVED AS TO FORM:

Judith R. Baumann, City Attorney