

**ORDINANCE NO. 121**

**AN ORDINANCE AMENDING ORDINANCE NO. 66, ORDINANCE NO. 100, AND ORDINANCE NO. 106, WHEREIN CERTAIN FEES WERE ESTABLISHED, TO DECLARE AN EMERGENCY, AND FOR OTHER PURPOSES**

WHEREAS, the City Council of Goshen, by Ordinance No. 66, did adopt, by reference, certain fees; and

WHEREAS, the City Council of Goshen, by Ordinance No. 100, did amend Ordinance No. 66 and the fees adopted therein; and

WHEREAS, the City Council of Goshen, by Ordinance No. 106, did amend Ordinance No. 100 and Ordinance No. 66 and the fees adopted therein; and

WHEREAS, the City Council desires to further amend the current Ordinance concerning certain fees.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF GOSHEN, ARKANSAS:

**SECTION 1. AMENDMENT OF ORDINANCE 106 SCHEDULE OF FEES**

Ordinance No. 106 is hereby amended to substitute the SCHEDULE OF FEES as provided in Section 2 hereof in lieu of the provisions of Ordinance No. 106.

**SECTION 2. SCHEDULE OF FEES**

The following fees shall be paid as contemplated by the provisions of the various ordinances of the City of Goshen:

Preliminary Plat	-\$400.00 or \$25.00 per lot up to 50 lots whichever is greater -51 lots to 100 lots \$1,875.00 -Over 100 lots \$1,875.00 or \$25.00 per lot, whichever is greater, to a max of \$3,000.00. Applicant to pay for NFPA 1142 determination by third party engineer.
Final Plat	\$300.00
Conditional Use	\$200.00 Each Request
Rezoning	\$250.00

Re-plat	\$200.00
Board of Zoning Adjustment Variance Request	\$200.00
Home Occupation Permit	\$50.00
Lot Split	\$200.00
Lot Combination	\$200.00
Lot Line Adjustment	\$200.00
<p>Building Permit (Does not include fees for other permits or required inspections unless otherwise noted)</p> <p><b>Cost of Materials and Labor</b></p> <p>\$1 to \$3,500:</p> <p>\$3501 to \$4,000:</p> <p>\$3,501 to \$50,000:</p> <p>\$50,001 to \$100,000:</p> <p>\$100,001 to \$500,000:</p> <p>\$500,001 and up:</p>	<p><b>New construction</b> –valuation based upon \$88 per square feet of finished space, see attached building permit fees schedule. <b>Remodeling</b> –valuation based upon contract amount.</p> <p>Fees shall be based on material and labor (including plumbing, electrical and heating costs). Valuation for unfinished areas in Dwelling Units = ½ of the valuation of finished area.</p> <p>NOTE: Fractions of \$1,000 are considered to the next \$1,000 in costs.</p> <p>No Fee, unless inspection(s) required, in which case a \$35.00 fee for each inspection will be charged.</p> <p>\$30.00</p> <p>\$30.00 for the first \$4,000 plus \$5.00 for each additional thousand or fraction thereof, to and including \$50,000.</p> <p>\$260.00 for the first \$50,000 plus \$4.00 for each additional thousand or fraction thereof, to and including \$100,000.</p> <p>\$460.00 for the first \$100,000 plus \$3.00 for each additional thousand or fraction thereof, to and including \$500,000.</p> <p>\$1,000.00 for the first \$500,000 plus \$2.00 for each additional thousand.</p>

Driveway Permit	For new residential construction the permit is included in the building permit cost. Otherwise the fee is \$50.00. Each inspection \$35
Demolition Permit	\$100.00
Mechanical permit (There is a permit fee and inspection fees)	Minimum permit fee \$35 First unit \$35, additional units \$5 each, and Exhaust system \$5 each vent. Each inspection \$35
Electrical permit (There is a permit fee and inspection fees)	Minimum permit fee \$35 Each inspection \$35 Maximum total fees \$75
Gas permit (The permit fee is based upon the number of inspections)	Minimum permit fee \$35 Each inspection \$35
Plumbing permit (Only for structures using a well—otherwise inspection requirements are controlled by service provider) (The permit fee is based upon the number of inspections)	Minimum permit fee \$35 Each inspection \$35
Reinspection (Separate fees will be charged for each trade involved. All reinspection fees must be paid at City Hall, 124 S. Church St., prior to reinspection.)	\$20.00 each
Footing/Foundation	\$50.00
Building permit renewal 6 mo. extension	\$50.00
Certificate of Compliance (charged at the time of the issuance of the building permit)	\$15.00
Partial/Temporary, Change of Occupancy, Existing Bld	\$25.00
Driveway/Curb Cut	\$20.00
Driveway/Curb Cut/Sidewalks	\$25.00

Permit Box (charged at time of the issuance of the building permit)	\$10.00
Design /Build Fee	½ of permit fee, not to exceed \$1,000.00
Plan check fee	[Required for residential (5 units or more) and other projects. \$1000 value] ½ of permit fee, not to exceed \$1,000.
Surcharge on non-residential projects per <i>Act 474 of 1999 Craft Education Program</i>	\$.50 per \$1,000 of valuation not to exceed \$1,000 on non-residential (i.e. commercial projects, residential 5+ units and certain agricultural structures) (non-residential is defined by Dept. of Finance and Administration in the <i>Nonresidential Construction Surcharge Regulation 1999-2</i> as any use other than residential. The same regulation defines residential construction project as any project consisting of 1-4 units of new construction for residential occupancy) (unit includes residence or living quarters and shall include any storage buildings, utility buildings, garages or fences appurtenant thereto). Barns and other agricultural structures are not included in the residential definition and therefore subject to the surcharge.

### SECTION 3. REPEALER

All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict.

### SECTION 4. SEVERABILITY

If any section, paragraph, subdivision, clause, phrase or provision of this ordinance shall be adjudged invalid or unconstitutional, the same shall not affect the validity of this ordinance as a whole, or any part or provision, other than the part so decided to be invalid or unconstitutional.

### SECTION 5. EMERGENCY CLAUSE

Because it is recognized there is gap in the current fee structure as to the fee to be charged for lot line adjustments and requests for such are frequently received, it is viewed that an immediate solution is necessary thereby creating an emergency. It is hereby declared that based on the conditions set forth herein, an emergency exists and this Ordinance, being necessary for the immediate protection of the health, safety, and welfare of the citizens of Goshen, Arkansas,

shall be in effect immediately upon its passage, approval, and publication.


PASSED AND APPROVED this 10<sup>th</sup> day of November, 2015.

  
\_\_\_\_\_  
Joe Benson, Mayor

ATTEST:

  
\_\_\_\_\_  
Sharon Baggett, City Recorder

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Charles L. Harwell, City Attorney

**ROLL CALL VOTE ADOPTING THE ORDINANCE**

Names Of Those Voting YEA

Paula Anderson  
Andy Bethell  
Brian Buell  
Dick Seddon

Names Of Those Voting NAY

Absent

Max Poye  
Lanny Samuels

**ROLL CALL VOTE ADOPTING THE EMERGENCY CLAUSE**

Names Of Those Voting YEA

Paula Anderson  
Andy Bethell  
Brian Buell  
Dick Seddon

Names Of Those Voting NAY

Absent

Max Poye  
Lanny Samuels