



ORDINANCE NO. 3568

AN ORDINANCE OF THE CITY OF FARMERS BRANCH, TEXAS, AMENDING CHAPTER 22, SECTION 22-51 OF THE FARMERS BRANCH CODE OF ORDINANCES, AND APPENDIX A “FEE SCHEDULE,” TO ESTABLISH A FEE FOR THIRD-PARTY EXPEDITED RESIDENTIAL INSPECTIONS FOR NEW SINGLE-FAMILY HOMES PURSUANT TO CHAPTER 22 “BUILDINGS AND BUILDING REGULATIONS”; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000.00) FOR EACH OFFENSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Farmers Branch, Texas, finds it to be in the public interest to amend the City of Farmers Branch Code of Ordinances, Appendix A “Fee Schedule” to establish fees for third-party expedited residential and commercial inspections and/or related sections of the Code of Ordinances in order to better reflect the cost of certain services provided by the City of Farmers Branch.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FARMERS BRANCH, TEXAS, THAT:

SECTION 1. Chapter 22, Section 22-51 of the Code of Ordinances of the City of Farmers Branch be amended, in part, to establish fees for expedited inspections for residential and commercial properties conducted by a third-party for the City, to read as follows:

“Sec. 22-51. Building permit and inspection fees.

- (a) The fees to be charged to and paid by an applicant upon approval of an application for a permit issued pursuant to sections 109 and 110 of the Building Code as adopted by Article III of this chapter, and Sections R108 and R109 of the Residential Code as adopted by Article III.5 of this chapter, shall be in the amounts set forth in Appendix A of this Code identified by this section.
- (b) The fee to be charged to and paid by a building permit holder for expedited third-party inspection of a new single-family home to be conducted by a third-party under contract with the City when requested by the permit holder shall be in the amounts set forth in Appendix A of this Code identified by this section.”

SECTION 2. The Code of Ordinances of the City of Farmers Branch, Appendix A “Fee Schedule” shall be amended, in part, to establish a third-party inspection fee for new single-family homes, to read as follows:

Appendix A, “Fee Schedule,” of the Code of Ordinances of the City of Farmers Branch, Texas, relating to Chapter 22 “Buildings and Building Regulations” is amended to add a third-party residential inspection fee for new single-family homes, to read as follows:

Chapter 22 – Buildings and Building Regulations		
Section this Code	Description	Amount
22-51 (b)	Expedited Third-Party Residential Inspection fee for new single-family homes	City current contract rate or fee with third-party provider

SECTION 3. All provisions of the ordinances of the City of Farmers Branch in conflict with the provisions of this ordinance be, and the same are hereby, repealed, and all other provisions of the ordinances of the City of Farmers Branch not in conflict with the provisions of this ordinance shall remain in full force and effect.

SECTION 4. Should any sentence, paragraph, subdivision, clause, phrase or section of this ordinance be adjudged or held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this ordinance as a whole, or any part or provision thereof other than the part so decided to be invalid, illegal or unconstitutional, and shall not affect the validity of the Code of Ordinances as a whole.

SECTION 5. An offense committed before the effective date of this ordinance is governed by prior law and the provisions of the Code of Ordinances, as amended, in effect when the offense was committed, and the former law is continued in effect for this purpose.

SECTION 6. Any person, firm or corporation violating any of the provisions or terms of this ordinance or of the Code of Ordinances as amended hereby, shall upon conviction shall be punished by a fine not to exceed the sum of Two Thousand Dollars (\$2,000.00) for each offense unless a lesser maximum fine is provided in the Code of Ordinances as amended by this Ordinance.

SECTION 7. This Ordinance shall take effect immediately from and after its passage and the publication of the caption, as the law and charter in such cases provide.

DULY PASSED BY THE CITY COUNCIL OF THE CITY OF FARMERS BRANCH, TEXAS, ON THE 16TH DAY OF APRIL 2019.

ATTEST:

APPROVED:

Amy Piukana, City Secretary

Robert C. Dye, Mayor

APPROVED AS TO FORM:

Peter G. Smith, City Attorney
(PGS:4-9-19:TM 106984)