

ORDINANCE NO. 23-32

**AN ORDINANCE OF THE CITY OF KEY WEST,
FLORIDA, AMENDING CHAPTER 30 OF THE CODE
OF ORDINANCES, ENTITLED "FIRE PREVENTION
AND PROTECTION" BY AMENDING SECTION 30-
9, TO ADJUST THE SCHEDULE OF INSPECTION
FEES; PROVIDING FOR SEVERABILITY;
PROVIDING FOR REPEAL OF INCONSISTENT
PROVISIONS; PROVIDING FOR AN EFFECTIVE
DATE**

WHEREAS, the fees for certain fire inspection services provided by the fire department have not been adjusted since 2019, and do not reflect the actual cost of providing such services to residents and businesses in the City of Key West; and

WHEREAS, it is necessary to periodically adjust fees and amend the fee schedule to address the significant cost of providing life-safety protection services; and

WHEREAS, an amendment to the fire inspection fees in sections 30-9 of the Code of Ordinances will promote the health, safety and welfare of the citizens and visitors of the City of Key West.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF KEY WEST, FLORIDA:

Section 1: That Section 30-9 of the Code of Ordinances is hereby amended as follows*:

Sec. 30-9. - Schedule of inspection fees.

The office of the fire marshal shall charge and collect for the various permits required by the Florida Fire Prevention Code, as adopted by reference in section 30-57 and made part of the ordinances of the city, as follows:

(a) *Plans review.*

(1) All buildings (including balconies, porches, additions, and garages, and accessory buildings):

a. For each \$1,000.00 of value, or fractional part thereof, of enclosed space ... \$3.00

b. Minimum fee ... ~~115.00~~ 165.00

(2) New structures (other than buildings) including water towers, radio towers, water plants, cisterns, sea walls, docks, aboveground fuel storage tanks, belowground fuel storage tanks (including commercial LPG tanks):

a. For each \$1,000.00 of value, or fractional part thereof ... \$3.00

*(Coding: Added language is underlined; deleted language is ~~struck through~~ at first reading. Added language is double underlined and ~~double struck through~~ at second reading.)

b. Minimum fee ... ~~115.00~~ 165.00

(3) Repairs, renovations, or remodeling to building:

a. For each \$1,000.00 of estimated cost or fractional part thereof ... \$3.00

b. Minimum fee ... ~~115.00~~ 165.00

(b) *Applications.*

(1) Development review committee applications ...
~~50.00~~ 100.00

(2) Application to board of adjustment ... ~~50.00~~
100.00

(c) *Inspections.*

(1) Certificate of Occupancy ... \$165.00

~~(1)~~(2) *Annual inspections.* (Occupancy use as defined in the most current and adopted Florida Fire Prevention Code and Florida Building Code.)

a. Residential, transient and nontransient:

1. All residential ... ~~115.00~~ 165.00

2. Transient hotel/motel:

(i) 1-24 units ... ~~100.00~~ 150.00

(ii) 25-50 units ... ~~200.00~~ 250.00

(iii) 51-100 units ... ~~300.00~~ 350.00

(iv) 101 or more units ... ~~400.00~~

450.00

b. Assembly ... ~~115.00~~ 165.00

c. All others including, but not limited to:
Business, day care, educational, fuel storage and
delivery facilities, health care facilities,
marinas/boat yards, mercantile, storage/repair
facilities ... ~~115.00~~ 165.00

~~(2)~~(3) Annual fire and life safety inspection ... ~~115.00~~
165.00

~~(3)~~(4) Reinspection and follow up inspection ...
~~115.00~~ 165.00

~~(4)~~(5) Annual private fire detection and protection
systems.

a. Fixed fire protection (NFPA 17) ... 50.00

b. Automatic/manual fire detection (NFPA 72,101)...
25.00

c. Sprinkler/standpipe systems ... 50.00

d. Fire pump ... 25.00

e. Fire wells, per well ... 25.00

~~(5)~~(6) New install acceptance inspections for Fire
Suppression Systems:

a. Rough in inspection Fire Suppression System ... ~~250.00~~ 300.00

b. Fixed fire protection system (NFPA 17)...
~~250.00~~ 300.00

c. Sprinkler head acceptance test ... ~~250.00~~
300.00

d. Standpipe systems acceptance test ...
~~250.00~~ 300.00

e. New fire pump acceptance test ... ~~250.00~~
300.00

f. New install fire well acceptance test...
~~250.00~~ 300.00

~~(6)~~(7) New install acceptance inspections for Fire Alarm Systems:

a. 1-20 Devices ... ~~150.00~~ 200.00

b. 21-100 Devices ... ~~250.00~~ 300.00

c. 101+ Devices ... ~~350.00~~ 400.00

Section 3: If any section, provision, clause, phrase, or application of this Ordinance is held invalid or unconstitutional for any reason by any court of competent jurisdiction, the remaining provisions of this Ordinance shall be deemed severable therefrom and shall be construed as reasonable and necessary to achieve the lawful purposes of this Ordinance.

Section 4: All Ordinances or parts of Ordinances of said City in conflict with the provisions of this Ordinance are hereby superseded to the extent of such conflict.

Section 5: This Ordinance shall go into effect immediately upon its passage and adoption and authentication by the signature of the presiding officer and the Clerk of the Commission.

Read and passed on first reading at a regular meeting held this 12th day of October, 2023.

Read and passed on final reading at a regular meeting held this 12th day of October, 2023.

Authenticated by the presiding officer and Clerk of the Commission on 16th day of October, 2023.

Filed with the Clerk October 16, 2023.

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|------------------------------|---------------|
| Mayor Teri Johnston | <u>Yes</u> |
| Vice Mayor Sam Kaufman | <u>Yes</u> |
| Commissioner Lissette Carey | <u>Yes</u> |
| Commissioner Mary Lou Hoover | <u>Yes</u> |
| Commissioner Clayton Lopez | <u>Absent</u> |
| Commissioner Billy Wardlow | <u>Yes</u> |
| Commissioner Jimmy Weekley | <u>Yes</u> |

TERI JOHNSTON, MAYOR

ATTEST:

KERI O'BRIEN, CITY CLERK