

**TOWN OF HARWINTON
SPECIAL TOWN MEETING
December 13, 2016**

ORDINANCE AMENDING BUILDING PERMIT FEES ORDINANCE

Section 1. Authorization; Fees.

A. Pursuant to the Connecticut State Building Code, and the Connecticut General Statutes §29-263, as amended, the Building Official of the Town of Harwinton shall collect and remit to the Town Treasurer fees for building permits as set forth in Ordinance # 127 (2008) for the estimated value of construction, erection, alteration, placement, repair, moving, removal, dismantling or demolition of any building, structure, sign or swimming pool until such time as the Board of Selectmen, with the advice of Building Official, adopts a new Building Permit Fee Schedule. Until that time the Building Permit Fee schedule in Ordinance # 127, Section 1, shall remain in full force and effect. Any person aggrieved by the decision of the Building Official with respect to the amount of any permit fee calculated hereunder may file a written appeal within seven (7) days with the Board of Selectmen for the Town of Harwinton.

B. Thereafter, the Board of Selectmen, with the advice of the Building Official, may amend and revise the Building Permit Fee Schedule from time to time as circumstances dictate, and shall publish notice of such adoption, amendment or revision in the same manner as provided in this Ordinance.

C. Pursuant to Ordinance # 96 (1996), no building permit shall be issued until all property taxes are paid in full.

D. The Building Permit Fee Schedule shall include the "Permit Link" Services Contract, ("PCS Fee") of \$10.00 in addition to the Building Permit fees listed in the schedule as required by Ordinance # 138 (2012) and Ordinance # 145 (2014).

Section 2. Appeal.

Any person aggrieved by the decision of the Building Official with respect to the amount of any permit fee calculated hereunder may file a written appeal within seven (7) days with the Board of Selectmen for the Town of Harwinton.

Section 3. Waivers; Refunds.

The Board of Selectmen may, in its discretion, waive any permit fee due with respect to any application wherein the owner and applicant is the Town of Harwinton, or any of its authorities or non-profit organizations, or Regional School District #10. Building permit fees shall not be refunded, except where an equitable refund is warranted, as determined by the Board of Selectmen.

Section 4. State Education Fund Assessment.

The mandatory education fee assessed by the State of Connecticut on all permit fees collected, as determined annually by the Commissioner of Public Safety under Connecticut General Statutes, §29-251c, §29-252a, and state regulations, as amended, shall be remitted to the State by the Town Treasurer out of the fees collected by the town.

Section 5. Building Official Compensation; Expenses.

A. The manner of compensation, benefits, terms and conditions of appointment or employment of the Building Official shall be determined by the Board of Selectmen and the Board of Finance pursuant to Connecticut General Statutes, §29-260, as amended.

B. The Town of Harwinton shall pay the cost of state-required continuing education courses necessary to maintain the Building Official's license under Connecticut General Statutes, §29-262, and state licensure regulations, as amended. The Town of Harwinton shall purchase or provide all required code books and materials, supplies, stationery, business cards, membership fees for local, state and national building code official associations, and shall provide the use of a town vehicle for official business or shall reimburse the Building Official for mileage at the town's approved rate.

Section 6. Indemnification; Insurance.

The Building Official shall be indemnified and covered by public official's liability insurance as required by Connecticut General Statutes, §7-101a, §29-262, as amended.

Section 7. Effective Date.

This Ordinance shall take effect fifteen (15) days after publication of a summary of its provisions, pursuant to Connecticut General Statutes, §7-157(b), as amended.

Adopted by Town Meeting: December 13, 2016

Published in the Republican-American, on December 20, 2016

Effective date: January 4, 2017

Harwinton Town Records: Volume 8, Pages 251- 252.