

ORDINANCE NO. 2023-001

**AN ORDINANCE AMENDING THE CODE OF ORDINANCES
OF THE CITY OF NEW SHARON, IOWA, BY AMENDING
PROVISIONS RELATING TO BUILDING PERMITS**

BE IT ENACTED by the City Council of the City of New Sharon, Iowa:

SECTION 1. SECTION MODIFIED. Section 155.02 of the Code of Ordinances of the City of New Sharon, Iowa, is repealed and the following adopted in lieu thereof:

155.02 PERMIT FEES. At the time of application for a building permit, each applicant shall pay the following fees:

1. An application fee of \$100.00 for each building permit for additional buildings on the property.
2. An application fee of \$50.00 for each fence, deck, porch, small portable shed on skids.
3. A fee of ten cents (10¢) per square foot of any new residential structure or any addition to a residential structure.
4. A fee of ten cents (0.10¢) per square foot for any new garage or any addition to a garage.
5. A fee of ten cents (0.10¢) per square foot for any new commercial or industrial structure or any addition to a commercial or residential structure.
6. A fee of twenty dollars (\$20.00) for any deck, porch, small shed under size 10x 20, or fence.

The fee due at the time of application for a building permit shall be a minimum of seventy dollars (\$70.00) for a deck, porch, small shed size under 10x20 or fence.

SECTION 2. NEW SECTION. The Code of Ordinances of the City of New Sharon, Iowa, is amended by adding Section 155.06, entitled DURATION OF BUILDING PERMIT, which is hereby adopted to read as follows:

155.06 DURATION OF BUILDING PERMIT. Each building permit issued pursuant to this Chapter shall be valid for a period of one year from the date of approval of the building permit application by the City Council, and all construction shall be completed within this one year time frame. The Council may grant an extension of six months upon application of the applicant, for good cause shown. No more than one extension may be granted.

SECTION 3. NEW SECTION. The Code of Ordinances of the City of New Sharon, Iowa, is amended by adding Section 155.07, entitled BUILDING OFFICIAL, which is hereby adopted to read as follows:

155.07 BUILDING OFFICIAL. The Council shall appoint the building official, who is authorized and directed to enforce all the provisions of this chapter. The building official may, upon approval by the Council, appoint such assistants as deemed necessary to assist in enforcement of this chapter, and shall have all the powers granted to the building official. Whenever necessary to make an inspection to enforce any of the provisions of this chapter, may enter such building or premises at all reasonable times to inspect the same or to perform any duty imposed upon the building official by this chapter; provided, that if such building or premises is occupied, the building official shall first present proper credentials and demand entry, and if such building or premises is unoccupied, the building official shall first make a reasonable effort to locate the owner or other persons having charge or control of the building or premises, and demand entry. If such entry is refused, the building official, shall have recourse to every remedy provided by law to secure entry.

SECTION 4. NEW SECTION. The Code of Ordinances of the City of New Sharon, Iowa, is amended by adding Section 155.08, entitled ENFORCEMENT, which is hereby adopted to read as follows:

155.08 ENFORCEMENT. The building official shall ensure that all construction within the City is in compliance with this chapter, any building permit issued under this chapter, and all other provisions of these Ordinances. When the building official determines that construction has been completed in compliance with this chapter, the building permits issued, and these Ordinances, the building official shall report such fact to the City and the building permit shall be closed. When the building official determines that construction has been in violation of this chapter, the building permits issued, or these Ordinances, the building official shall report such fact to the City, and the City shall take such steps necessary to enforce this chapter.

SECTION 5. NEW SECTION. The Code of Ordinances of the City of New Sharon, Iowa, is amended by adding Section 155.09, entitled SURVEY REQUIRED, which is hereby adopted to read as follows:

155.09 SURVEY REQUIRED. A survey may be required by the building official to verify compliance of the structure with the building permit issued.

SECTION 6. REPEALER. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 7. SEVERABILITY CLAUSE. If any section, provision, or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision, or part thereof not adjudged invalid or unconstitutional.

SECTION 8. WHEN EFFECTIVE. This ordinance shall be in effect from and after its final passage, approval, and publication as provided by law.

Passed by the Council the 5 day of April, 2023, and approved this 5 day of April, 2023.

Jeff Long
Jeff Long, Mayor

Attest:

Lisa Munn, CMC
Lisa Munn, City Clerk

I certify the foregoing was published as Ordinance No. 2023-016 on the 11 day of April, 2023.

Lisa Munn, CMC
Lisa Munn, City Clerk