

CHAPTER 150: BUILDING REGULATIONS

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Byron - Land Usage***GENERAL PROVISIONS*****§ 150.01 NUMBERING OF RESIDENTIAL AND COMMERCIAL BUILDINGS.**

(A) The City of Byron is divided into four quarters using Byron Avenue, and any projection thereof, as the North-South base line, and using Frontage Road, and any projection thereof, as the East-West base line. Each street or avenue within each quadrant shall be designated in the form "Seventh Street, S.W." as may be appropriate.

(B) The City Administrator is authorized and directed to establish for each residential or commercial structure a numerical designation. He or she shall assign odd numbers to structures on the west and north sides of roads, and he or she shall assign even numbers to structures on the east and south sides of roads. Insofar as practical, numbers shall be assigned for each 22 feet; provided, however, commencing from the base lines, each platted block shall be assigned 99 consecutive numbers.

(C) The number assigned to each structure shall be affixed to the structure by the owner in arabic numbers not less than three inches in height which shall be conspicuously located on or near the main front entrance. Failure of any owner to affix the numbers is a misdemeanor and may be punished by a fine not to exceed \$10.

(Ord. 123, passed 12-18-96)

BUILDING SAFETY DEPARTMENT**§ 150.25 ESTABLISHMENT.**

There is hereby created the Department of Building and Safety. The Department shall administer and enforce the city building code, housing code and all codes or ordinances, which may be assigned to it by the City Council.

(Ord. 03-08, passed 11-26-03)

§ 150.26 ORGANIZATION.

The Department shall be composed of those divisions such as building inspectors, plan reviewers and other supporting personnel that may be required for effective enforcement of the various codes and ordinances which are assigned to the Department by the City Council.

(Ord. 03-08, passed 11-26-03)

§ 150.27 BUILDING SAFETY SUPERVISOR.

The City Council shall appoint the Building Safety Supervisor to serve at its pleasure and to manage the Department of Building Safety.
(Ord. 03-08, passed 11-26-03)

§ 150.28 DUTIES OF BUILDING SAFETY SUPERVISOR.

The Building Safety Supervisor shall serve as an administrative official for the city, supervise the employees of the Department and be responsible for the performance of all the duties and the responsibilities assigned to the Department by the City Council.
(Ord. 03-08, passed 11-26-03)

§ 150.29 BUILDING CODE.

The Minnesota State Building Code is applicable within the city. Future changes to the Minnesota State Building Code shall be adopted by the City Council by resolution. All changes to the Minnesota State Building Code approved by the City Council shall be incorporated into this chapter by reference. The following optional appendices, annexes and supplemental material are adopted and incorporated herein by reference to the same extent as if set out in full herein:

(A) State Building Code, March 31, 2003, edition with grading, appendix chapter K, 2002 Supplements to the International Building Code.

(B) The Minnesota State Building Code, the provisions of this chapter and the aforesaid appendices, annexes and supplemental material shall be known and may be cited as the "Building Code."

(C) For purposes of this chapter, "Building Official" means the municipal building code official (supervisor) certified under M.S. § 16B, subd. 2 - 3, as it may be amended from time to time, or a duly authorized representative.
(Ord. 03-08, passed 11-26-03)

§ 150.30 RE-INSPECTIONS.

(A) A re-inspection fee may be assessed for each inspection or re-inspection when such portion of work for which inspection is required is not complete or when required corrections are not made. The decision to impose a re-inspection fee will be based upon the criteria found in division (B).

(B) The following criteria will be considered in determining whether to impose a re-inspection fee:

(1) Whether an inspection has been scheduled, is not cancelled and the work to be inspected is clearly not ready for inspection;

(2) Whether, for new house framing inspections, certified truss specifications are not present on the job for the inspection;

(3) Whether owner/builders require several partial inspections when a professional contractor would normally require a single inspection; or

(4) Whether the circumstances indicate the inspection was scheduled not because the work would be ready for inspection, but because of a desire to avoid a time delay in obtaining the required inspection.

(Ord. 03-08, passed 11-26-03)

§ 150.31 ADDITIONAL PROVISIONS FOR SIDEWALKS.

(A) No permit shall be issued for the construction of new building on any parcel of property not already served by a sidewalk unless the plans for such building provide for the construction of sidewalks within and along the public street right-of-way adjacent to the building site. Such sidewalks shall be installed at the time of construction or within such reasonable period of time thereafter not exceeding eight months as the City Building Supervisor may specify on the permit.

(B) Upon application of the owner and recommendation of the City Building Supervisor, the Building Supervisor when issuing a permit may waive the requirements that sidewalks be installed at the time of construction of a new building whenever it is determined either that sidewalks would be impractical to install because of topographic conditions or that because of the present and anticipated development of the area the installation of sidewalks at the time herein required would serve no useful purpose.

(C) The recommendation of the City Building Supervisor and the granting of a waiver by the Building Supervisor shall not in any way affect the authority of the City Council to thereafter undertake a local improvement involving the installation of sidewalks.

(D) The requirements of this section that sidewalks be installed when constructing a new building shall not apply to the construction of accessory buildings or the making of additions, alterations or repairs to existing buildings.

(Ord. 03-08, passed 11-26-03)

§ 150.32 GRADING REQUIREMENTS.

(A) *Street rough grading.* No permit shall be issued for construction of a new building until the rough grading of public streets providing access thereto has been completed, sewer and water

construction in connection therewith has been completed or is under construction, and the rough grading of planned private streets and roadways within the project area has been completed. From and after the commencement of building framing, the public streets and private streets and roadways shall be maintained without obstruction and the rough grading shall consist of at least an all-weather base construction sufficient to provide adequate support at all times for emergency and fire protection vehicles. The City Engineer or Building Supervisor may issue a stop order if the streets and roadways are not maintained as required herein. Additionally, the Building Supervisor may revoke building permits, and may deny the issuance of additional building permits for the subdivision(s) served by such streets and roadways, if the streets and roadways are not maintained as required herein.

(B) *Site grading.* No permit shall be issued for construction of a new building until the City Building Supervisor/City Engineer has inspected and approved the site grading. The City Building Supervisor/City Engineer shall approve the site grading when the rough grading of the site is substantially complete and the storm water facilities serving the site are complete and stable, in accordance with the following requirements:

(1) Rough grading of the site shall be such that the ground elevations at property corners are in conformance with the property corner elevations indicated on the approved plans;

(2) Temporary seeding or permanent cover in accordance with the approved plans shall be complete in all site areas that have not been or will not be worked for 45 days or that period indicated in any storm water permit applicable to the site, whichever is less;

(3) All drainage easements on the site shall be graded in accordance with the approved plans, and shall have permanent and temporary erosion and sediment control measures in place as indicated on the approved plans;

(4) All storm water conveyance facilities located within easements and right-of-way, through which storm water from the site flows, shall be complete in accordance with the approved plans, and shall have permanent and temporary erosion and sediment control measures in place as indicated on the approved plans; and,

(5) All ponds and other storm water facilities to which storm water from the site flows shall be complete in accordance with the approved plans, and shall have permanent and temporary erosion and sediment control measures in place as indicated on the approved plans.

(C) *Waiver.* The City Building Supervisor/City Engineer may waive one or more of the requirements listed in division (B) when:

(1) An overall grading plan has been approved for the site;

(2) An interim/staged-grading plan, which depicts the proposed grading and building, has been approved. The interim/staged grading plan shall show that the proposed building is compatible with the overall grading plan of the site and shall include interim erosion and sediment control measures

acceptable to the City Building Supervisor/City Engineer such that no lands outside of the control of the developer are adversely impacted by drainage, erosion or sediment from the proposed grading and building; and

(3) Sediment control measures indicated on the approved interim/staged plan are in place. All erosion and sediment control measures indicated on the interim/staged grading plan shall remain functional until site grading and storm water facility requirements listed in division (B) have been completed.

(D) *Building permits.* Building permits issued following the City Building Supervisor/City Engineer approval shall have attached to them a notation indicating that permittee's work on the property is subject to the provisions of the grading plan covering that property, including the appropriate temporary erosion control measures.

(E) *Grading violations.* No person, firm, partnership or corporation shall perform any grading work without first receiving a grading permit as the same may be required by the Building Code or any other provision of local ordinance. No person, firm, partnership or corporation, whether the permittee under a grading permit or otherwise, shall perform grading work in any manner that is inconsistent with the conditions of a grading permit applicable to that site. Additionally, no person, firm, partnership or corporation shall, after initiation of a grading project, discontinue such project except with the permission of the City Building Supervisor/City Engineer and subject to those reasonable conditions that may be imposed by the City Building Supervisor/City Engineer to prevent unsafe conditions, drainage, erosion and sediment problems on adjacent public and private property. For the purpose of this subchapter, a grading project shall be considered discontinued if no grading work has been accomplished for 60 days excluding the period from November 15 to April 15 (inclusive), and the project is not complete in accordance with the approved plans.

(F) *Stop orders.* The City Building Supervisor may issue stop orders to stop persons performing grading work in violation of this section, and correction orders to gain compliance with the provisions of this section. Correction orders shall identify the work to be performed and shall provide a reasonable time in which to perform the work. Any violation of this section, any failure to stop work as required by the provisions of a stop order issued by the City Building Supervisor, and any failure to take corrective action as required by a correction order, is a misdemeanor. Violations of this section shall also be considered a public nuisance and the City Attorney is authorized to initiate any legal or equitable action in the District Court to abate such public nuisance.

(Ord. 03-08, passed 11-26-03)

§ 150.33 PERMIT TO USE PUBLIC RIGHT-OF-WAY.

A revocable permit may be issued authorizing an existing building being remodeled to project into an adjoining public street right-of-way, subject to the following conditions: the encroachment may not project more than four inches beyond either the existing building face or the building face on adjoining lots, whichever is less, provided that successive projections of a building into the public right-of-way shall not be permitted. Such permit shall be conditioned upon the recording in the office of the county

recorder of a covenant running with the land in a form approved by the Building Supervisor which shall provide, among other things, that the permit is subject to revocation by the city whenever it is deemed necessary to do so in the public interest and upon such revocation the projections shall be removed at the expense of the property owner.

(Ord. 03-08, passed 11-26-03)

§ 150.34 BUILDING PERMIT FEES FOR RESIDENTIAL PROJECTS.

(A) *Permit fees.* All building permit fees shall be changed by the City Council by resolution. There are typically four fees collected for a residential building permit in the city. The fees are:

- (1) Building permit fee;
- (2) Plan review (35% of the building permit fee - no schedule);
- (3) Zoning permit fee; and
- (3) Minnesota state surcharge fee.

Building Permit Fee Schedule:

TOTAL VALUATION:	BUILDING PERMIT FEE:
\$1 to \$500	\$25.00
\$501 to \$2,000	\$25.00 for the first \$500, plus \$2.00 per addnl. \$100
\$2,001 to \$25,000	\$55.00 for the first \$2,000 plus \$9.00 per addnl. \$1,000
\$25,001 to \$50,000	\$262.00 for the first \$25,000 plus \$6.50 per addnl. \$1,000
\$50,001 to \$100,000	\$424.50 for the first \$50,000 plus \$4.50 per addnl. \$1,000
\$100,001 to \$500,000	\$649.50 for the first \$100,000 plus \$3.50 per addnl. \$1,000
\$500,001 to \$1,000,000	\$2,049.50 for the first \$500,000 plus \$3.00 per addnl. \$1,000
\$1,000,001 and up	\$3,549.50 for the first \$1,000,000 plus \$2.00 per addnl. \$1,000

Residential Zoning Permit Fee Schedule:

TOTAL VALUATION:	RESIDENTIAL ZONING PERMIT FEE:
\$1 to \$500	\$22.00
\$501 to \$2,000	\$22.00 for the first \$500, plus \$0.80 per addnl. \$100
\$2,001 to \$25,000	\$34.00 for the first \$2,000 plus \$2.40 per addnl. \$1,000

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Residential Zoning Permit Fee Schedule: (Cont'd)

TOTAL VALUATION:	RESIDENTIAL ZONING PERMIT FEE:
\$25,001 to \$50,000	\$89.00 for the first \$25,000 plus \$1.40 per addnl. \$1,000
\$50,001 to \$100,000	\$124.00 for the first \$50,000 plus \$0.50 per addnl. \$1,000
\$100,001 and up	\$149.00 for the first \$100,000 plus \$0.25 per addnl. \$1,000

Minnesota State Surcharge Fee Schedule:

TOTAL VALUATION:	MINNESOTA STATE SURCHARGE:
\$1,000,000 or less	.0005 X valuation
\$1,000,000 to \$2,000,000	\$500 + .0004 X(valuation - \$1,000,000)
\$2,000,001 to \$3,000,000	\$900 + .0003 X (valuation - \$2,000,000)
\$3,000,001 to \$4,000,000	\$1,200 + .0002 X (valuation - \$3,000,000)
\$4,000,001 to \$5,000,000	\$1,400 + .0001 X (valuation - \$4,000,000)
Greater than \$5,000,001	\$1,500 + .00005 X (valuation - \$5,000,000)

(B) Per Minn. Rules part 1300.0160 subp. 3 Fees: Permit valuation shall include total value of all construction work, including materials and labor, for which the permit is being issued, such as electrical, gas, mechanical, plumbing equipment, and permanent systems. Building permit valuation shall be set by the building official.

(C) Other inspections and fees:

- (1) Inspections outside of normal business hours (min. 2 hours) are \$45 per hour;
- (2) Re-inspections are \$45 per hour;
- (3) Inspections with no fee specifically indicated (min. 1/2 hour) is \$45 per hour;
- (4) Additional plan review required by changes, additions or revisions is \$45 per hour;

(5) Footing/foundation permits for one and two-family dwellings within two weeks of application is \$100. If initial plan review is not completed within two weeks of application there is no charge.

(Ord. 03-08, passed 11-26-03)

§ 150.35 BUILDING PERMIT FEES FOR COMMERCIAL PROJECTS.

(A) *Permit fees.* There are typically four fees collected for a commercial building permit in the city. The fees are:

- (1) Building permit;
- (2) Plan review (65% of the building permit fee - no schedule);
- (3) Zoning permit; and
- (4) Minnesota state surcharge.

Building Permit Fee Schedule:

TOTAL VALUATION:	BUILDING PERMIT FEE:
\$1 to \$500	\$25.00
\$501 to \$2,000	\$25.00 for the first \$500, plus \$2.00 per addnl. \$100
\$2,001 to \$25,000	\$55.00 for the first \$2,000 plus \$9.00 per addnl. \$1,000
\$25,001 to \$50,000	\$262.00 for the first \$25,000 plus \$6.50 per addnl. \$1,000
\$50,001 to \$100,000	\$424.50 for the first \$50,000 plus \$4.50 per addnl. \$1,000
\$100,001 to \$500,000	\$649.50 for the first \$100,000 plus \$3.50 per addnl. \$1,000
\$500,001 to \$1,000,000	\$2,049.50 for the first \$500,000 plus \$3.00 per addnl. \$1,000
\$1,000,001 and up	\$3,549.50 for the first \$1,000,000 plus \$2.00 per addnl. \$1,000

Non-Residential Zoning Permit Fee Schedule:

TOTAL VALUATION:	RESIDENTIAL ZONING PERMIT FEE:
\$1 to \$500	\$22.00
\$501 to \$2,000	\$22.00 for the first \$500, plus \$1.25 per addnl. \$100
\$2,001 to \$25,000	\$41.00 for the first \$2,000 plus \$3.00 per addnl. \$1,000
\$25,001 to \$50,000	\$110.00 for the first \$25,000 plus \$1.50 per addnl. \$1,000
\$50,001 to \$100,000	\$147.00 for the first \$50,000 plus \$0.80 per addnl. \$1,000
\$100,001 and up	\$187.00 for the first \$100,000 plus \$0.25 per addnl. \$1,000

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Minnesota State Surcharge Fee Schedule:

TOTAL VALUATION:	MINNESOTA STATE SURCHARGE:
\$1,000,000 or less	.0005 X valuation
\$1,000,000 to \$2,000,000	\$500 + .0004 X(valuation - \$1,000,000)
\$2,000,001 to \$3,000,000	\$900 + .0003 X (valuation - \$2,000,000)
\$3,000,001 to \$4,000,000	\$1,200 + .0002 X (valuation - \$3,000,000)
\$4,000,001 to \$5,000,000	\$1,400 + .0001 X (valuation - \$4,000,000)
Greater than \$5,000,001	\$1,500 + .00005 X (valuation - \$5,000,000)

(B) Per Minn. Rules part 1300.0160 subp. 3 Fees: Permit valuation shall include total value of all construction work, including materials and labor, for which the permit is being issued, such as electrical, gas, mechanical, plumbing equipment, and permanent systems. Building permit valuation shall be set by the building official.

(C) Other inspections and fees:

- (1) Inspections outside of normal business hours (min. 2 hours) are \$45 per hour;
 - (2) Re-inspections are \$45 per hour;
 - (3) Inspections for which no fee is specifically indicated (min. 1/2 hour) is \$45 per hour; and
 - (4) Additional plan review required by changes, additions or revisions is \$45 per hour.
- (Ord. 03-08, passed 11-26-03)

§ 150.36 GRADING PERMIT FEES.

(A) There are three fees collected for a grading permit in the city. The fees are:

- (1) Plan review;
- (2) Permit; and
- (3) Zoning permit fees (all grading permits are \$130 - no schedule).

Fees are based on total number of cubic yards of excavation or fill, whichever is greater.

Grading Plan Review Fee Schedule:

CUBIC YARDS:	GRADING PLAN REVIEW FEES:
50 cubic yards or less	No charge
51 to 100 cubic yards	\$25.00
101 to 1,000 cubic yards	\$40.00
1,001 to 10,000 cubic yards	\$50.00
10,001 to 100,000	\$50.00 for the first 10,000 cubic yards plus \$25.00 per addnl. 10,000
100,001 to 200,000 cubic yards	\$275.00 for the first 100,000 cubic yards plus \$15.00 per addnl. 10,000
200,001 cubic yards or more	\$410.00 for the first 200,000 cubic yards plus \$10.00 per addnl. 10,000

Grading Permit Fee:

CUBIC YARDS:	GRADING PERMIT FEES:
50 cubic yards or less	\$25.00
51 to 100 cubic yards	\$40.00
101 to 1,000 cubic yards	\$40.00 for the first 100 cubic yards plus \$18.00 per addnl. 100
1,001 to 10,000 cubic yards	\$202.00 for the first 1,000 cubic yards plus \$15.00 per addnl. 1,000
10,001 to 100,000 cubic yards	\$337.00 for the first 10,000 cubic yard plus \$70.00 per addnl. 10,000
100,001 cubic yards or more	\$967.00 for the first 100,000 cubic yards plus \$40.00 per addnl. 10,000

(B) Other grading inspections and fees:

- (1) Inspections outside of normal business hours (min. 2 hours) are \$55 per hour;
- (2) Re-inspections are \$55 per hour;
- (3) Inspections for which no fee is specifically indicated (min. 1/2 hour) are \$55 per hour; and

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(4) Additional plan review required by changes, additions or revisions are \$55 per hour.
(Ord. 03-08, passed 11-26-03)

§ 150.37 SIGN PERMIT FEES.

(A) There is a minimum of two fees collected for a sign permit in the city. A plan review fee is 65% of the sign permit fee and is collected only for ground sign permits. The fees are:

- (1) Sign permit; and
- (2) Zoning permit.

Sign Permit Fee Schedule:

TOTAL VALUATION:	SIGN PERMIT FEE:
\$1 to \$500	\$25.00
\$501 to \$2,000	\$25.00 for the first \$500, plus \$2.00 per addnl. \$100
\$2,001 to \$25,000	\$55.00 for the first \$2,000 plus \$9.00 per addnl. \$1,000
\$25,001 to \$50,000	\$262.00 for the first \$25,000 plus \$6.50 per addnl. \$1,000
\$50,001 to \$100,000	\$424.50 for the first \$50,000 plus \$4.50 per addnl. \$1,000
\$100,001 to \$500,000	\$649.50 for the first \$100,000 plus \$3.50 per addnl. \$1,000
\$500,001 to \$1,000,000	\$2,049.50 for the first \$500,000 plus \$3.00 per addnl. \$1,000
\$1,000,001 and up	\$3,549.50 for the first \$1,000,000 plus \$2.00 per addnl. \$1,000

Non-Residential Zoning Permit Fee Schedule: (Note: \$150 zoning permit fee for advertising sign permits.)

TOTAL VALUATION FEE (Business Signs:	NON-RESIDENTIAL ZONING PERMIT:
\$1 to \$500	\$22.00
\$501 to \$2,000	\$22.00 for the first \$500, plus \$1.25 per addnl. \$100
\$2,001 to \$25,000	\$41.00 for the first \$2,000 plus \$3.00 per addnl. \$1,000
\$25,001 to \$50,000	\$110.00 for the first \$25,000 plus \$1.50 per addnl. \$1,000
\$50,001 to \$100,000	\$147.00 for the first \$50,000 plus \$0.80 per addnl. \$1,000
\$100,001 and up	\$187.00 for the first \$100,000 plus \$0.25 per addnl. \$1,000

(B) Per Minn. Rules part 1300.0160 subp. 3 Fees: Permit valuation shall include total value of all construction work, including materials and labor, for which the permit is being issued.
(Ord. 03-08, passed 11-26-03)

§ 150.38 MECHANICAL AND PLUMBING PERMIT FEES.

(A) There are three fees collected for a trade permit in the city. Permit valuation shall include total value of all work, including materials and labor, for which the permit is being issued. The fees are:

- (1) Application fee which is \$25 and shall be assessed for all mechanical and plumbing permit applications separate and in addition to any permit fees;
- (2) Permit; and
- (3) Minnesota state surcharge.

Permit Fee Schedule:

TOTAL VALUE OF WORK:	PERMIT FEE:
\$1 to \$500	No permit fee
\$501 to \$1,000	\$10.00
\$1,001 and up	\$10.00 for each \$1,000 of fraction thereof

Minnesota State Surcharge:

TOTAL VALUE OF WORK:	MINNESOTA STATE SURCHARGE:
\$1,000,000 or less	.0005 X valuation
\$1,000,001 to \$2,000,000	\$500 + .0004 X(valuation - \$1,000,000)
\$2,000,001 to \$3,000,000	\$900 + .0003 X (valuation - \$2,000,000)
\$3,000,001 to \$4,000,000	\$1,200 + .0002 X (valuation - \$3,000,000)
\$4,000,001 to \$5,000,000	\$1,400 + .0001 X (valuation - \$4,000,000)
Greater than \$5,000,000	\$1,500 + .00005 X (valuation - \$5,000,000)

(B) Other inspections and fees:

- (1) Inspections outside of normal business hours (min. 2 hours) are \$45 per hour;
- (2) Re-inspections are \$45 per hour;

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(3) Inspections for which no fee is specifically indicated (min. 1/2 hour) are \$45 per hour; and

(4) Additional plan review required by changes, additions or revisions are \$45 per hour.
(Ord. 03-08, passed 11-26-03)

§ 150.39 DEMOLITION PERMIT FEES.

There are two fees collected for a demolition permit in the city. The fees are for:

(A) Building permit; and

(B) Zoning permit.

Building permit fee schedule:

TOTAL VALUATION:	BUILDING PERMIT FEE:
\$1 to \$500	\$25.00
\$501 to \$2,000	\$25.00 for the first \$500, plus \$2.00 per addnl. \$100
\$2,001 to \$25,000	\$55.00 for the first \$2,000 plus \$9.00 per addnl. \$1,000
\$25,001 to \$50,000	\$262.00 for the first \$25,000 plus \$6.50 per addnl. \$1,000
\$50,001 to \$100,000	\$424.50 for the first \$50,000 plus \$4.50 per addnl. \$1,000
\$100,001 to \$500,000	\$649.50 for the first \$100,000 plus \$3.50 per addnl. \$1,000
\$500,001 to \$1,000,000	\$2,049.50 for the first \$500,000 plus \$3.00 per addnl. \$1,000
\$1,000,001 and up	\$3,549.50 for the first \$1,000,000 plus \$2.00 per addnl. \$1,000

Non-Residential Zoning Permit Fee Schedule:

TOTAL VALUATION:	NON-RESIDENTIAL ZONING PERMIT FEE:
Flat Fee	\$37.00

(C) Per Minn. Rules part 1300.0160 subp. 3 Fees: Permit valuation shall include total value of all construction work, including materials and labor, for which the permit is being issued.
(Ord. 03-08, passed 11-26-03)

§ 150.40 BUILDING PLAN REVIEW FEES.

For structures permitted under the International Residential Code (IRC) the plan review fee shall be 35% of the building permit fee. For all other structures, the plan review fee shall be 65% of the building permit fee.

(Ord. 03-08, passed 11-26-03)

§ 150.41 SIMILAR PLANS.

(A) The origination fee to establish a master plan for repetitive use is the full normal plan review fee. The origination fee does not include the issuance of a permit.

(B) The plan review fee for similar plans based on an approved master plan is 15% of the building permit fee for IRC structures and 25% of the building permit fee for all other structures.

(Ord. 03-08, passed 11-26-03)

§ 150.42 FEE REFUNDS.

(A) The Building Safety Supervisor shall authorize refunding of any fee that was erroneously paid or collected or if none of the work authorized by the permit has been performed.

(B) The Building Safety Supervisor shall not authorize refunding of any permit fee paid except upon written application filed by the original permittee not later than 180 days after the date of permit issuance. Plan review fees, IRC footing permit fees and application fees shall not be refunded.

(Ord. 03-08, passed 11-26-03)

CODES

§ 150.55 ADOPTION OF THE INTERNATIONAL BUILDING CODE.

(A) *Adoption.* The International Building Code, as published by the International Code Council, Inc., be and is hereby adopted as the Building Code of the City of Byron in the State of Minnesota; for the control of building and structures as herein provided; and each and all of the regulations, provisions, penalties, conditions and terms of said Building Code are hereby referred to, adopted, and made a part hereof, as if fully set out in this section, with the additions, insertions, deletions and changes, if any, prescribed in division (B).

(B) *Amendments.*

(1) Section 101.1 Insert: City of Byron

(2) Section 1612.3 Insert: City of Byron

(3) Section 1612.3 Insert: City of Byron

(4) Section 3409.2: Insert: City of Byron

(Ord. 03-11, passed 11-26-03)

§ 150.56 ADOPTION OF INTERNATIONAL RESIDENTIAL CODE FOR ONE AND TWO FAMILY DWELLINGS.

(A) *Adoption.* The International Residential Code § R102.5, 2000 edition, as published by the International Code Council is hereby adopted as the code of the City of Byron for regulating the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to, use or maintenance of one and two-family dwellings and townhouses not more than three stories in height in the city and providing for the issuance of permits and collection of fees therefore; and each and all of the regulations, provisions, conditions and terms are hereby referred to, adopted and made a part of hereof as if fully set out in this section.

(B) *Amendments.*

(1) Section R101.1 Insert: City of Byron

(2) Table R301.2(1) Insert:

(Ord. 03-12, passed 1-1-04)