

# MEMORANDUM

Agenda Item No. 8(M)(6)

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**TO:** Honorable Chairman Jean Monestime  
and Members, Board of County Commissioners

**DATE:** October 6, 2015

**FROM:** R. A. Cuevas, Jr.  
County Attorney

**SUBJECT:** Resolution amending  
Implementing Order 4-63;  
reducing permit fees to forty  
dollars as of July 1, 2015, for  
the installation or replacement  
of low-voltage alarm systems to  
conform with the statutory  
directive in Florida Statute  
Section 553.793; and providing  
for an effective date

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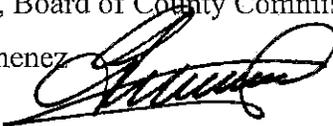
The accompanying resolution was prepared by Regulatory and Economic Resources Department and placed on the agenda at the request of Prime Sponsor Metropolitan Services Committee.



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R. A. Cuevas, Jr.  
County Attorney

RAC/cp

**Date:** October 6, 2015  
**To:** Honorable Chairman Jean Monestime  
and Members, Board of County Commissioners  
**From:** Carlos A. Gimenez  
Mayor   
**Subject:** Resolution Amending Implementing Order 4-63 to Revise the Permit Fee Schedule in  
Unincorporated Miami-Dade County

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## **Recommendation**

It is recommended that the Board of County Commissioners (Board) approve the attached resolution authorizing the amendment of Implementing Order 4-63, reducing the permit fee in unincorporated areas of Miami-Dade County for the installation or replacement of low-voltage alarm systems as required by Florida Statute Section 553.793.

## **Scope**

The attached resolution is applicable only in the unincorporated areas of Miami-Dade County.

## **Fiscal Impact/Funding Source**

Pursuant to revised State laws, the proposed resolution will reduce the fee charged for permits issued by Miami-Dade County for the installation or replacement of low-voltage alarm systems. Prior to January 1, 2015, the County charged \$64.41 for such permits. In compliance with new State laws, the County charged \$55.00 from January 1, 2015 through June 30, 2015, and will charge \$40.00 on July 1, 2015 and thereafter.

To estimate the fiscal impact, a total of 256 low-voltage alarm permits were issued in unincorporated Miami-Dade County during the 12 months ending April 30, 2015. At this rate, the statutory total reduction of \$24.41 for each low-voltage alarm permit, from the previous \$64.41 per permit to the pending \$40.00 per permit, would reduce revenues by approximately \$6,250.00 per year.

## **Track Record / Monitor**

The Assistant Director of the Regulatory and Economic Resources Department, Division of Construction Permitting and Building Code Services (RER-CPBCS), Juliana Salas, P.E., will be responsible for the application and administration of the revised Implementing Order 4-63.

## **Background**

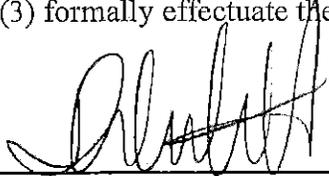
State law controls the installation of low-voltage alarm systems, which include home-automation equipment, thermostats, and video cameras. During the 2013 Florida Legislative Session, House Bill 973 established a statewide maximum fee of \$55.00 for the installation or replacement of low-voltage alarm permits effective January 1, 2015. Miami-Dade County charged \$64.41 per permit prior to January 1, 2015, then reduced the fee to \$55.00 in compliance with HB 973.

In January 2015, House Bill 413 was filed, proposing a statewide maximum permit fee of \$40.00 for low-voltage alarm systems. HB 413 was replaced by SB 466, which maintained the \$40.00 permit fee limit. SB 466 pre-empted local governments from adopting any ordinance regarding low-voltage alarm systems that conflicts with Florida Statute Section 553.793, and prevented local governments from requiring any fees or charges associated with the installation or replacement of new or existing alarm systems above that set by statute. SB 466, adopted during the 2015 Florida Legislative

Honorable Chairman Jean Monestime  
and Members, Board of County Commissioners  
Page No. 2

Session, was approved by the Governor on May 21, 2015 and will become effective July 1, 2015. Miami-Dade County will charge the applicable fee in accordance with the effective date.

The proposed amendment to the Implementing Order will (1) address both statutory changes by revising the original fee of \$64.41 to the pending fee of \$40.00 in the Fee Schedule, (2) achieve consistency between the State's maximum permit fee and Miami-Dade County's Fee Schedule, and (3) formally effectuate the change in the Fee Schedule authorized by the Implementing Order.



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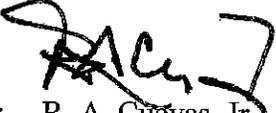
Jack Osterholt, Deputy Mayor



**MEMORANDUM**  
(Revised)

**TO:** Honorable Chairman Jean Monestime  
and Members, Board of County Commissioners

**DATE:** October 6, 2015

**FROM:**   
R. A. Cuevas, Jr.  
County Attorney

**SUBJECT:** Agenda Item No. 8(M)(6)

Please note any items checked.

- "3-Day Rule" for committees applicable if raised
- 6 weeks required between first reading and public hearing
- 4 weeks notification to municipal officials required prior to public hearing
- Decreases revenues or increases expenditures without balancing budget
- Budget required
- Statement of fiscal impact required
- Ordinance creating a new board requires detailed County Mayor's report for public hearing
- No committee review
- Applicable legislation requires more than a majority vote (i.e., 2/3's \_\_\_\_\_, 3/5's \_\_\_\_\_, unanimous \_\_\_\_\_) to approve
- Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved \_\_\_\_\_ Mayor

Agenda Item No. 8(M)(6)

Veto \_\_\_\_\_

10-6-15

Override \_\_\_\_\_

RESOLUTION NO. \_\_\_\_\_

RESOLUTION AMENDING IMPLEMENTING ORDER 4-63; REDUCING PERMIT FEES TO FORTY DOLLARS AS OF JULY 1, 2015, FOR THE INSTALLATION OR REPLACEMENT OF LOW-VOLTAGE ALARM SYSTEMS TO CONFORM WITH THE STATUTORY DIRECTIVE IN FLORIDA STATUTE SECTION 553.793; AND PROVIDING FOR AN EFFECTIVE DATE

**WHEREAS**, it is the policy of Miami-Dade County to require the payment of fees in order to cover the costs of the Department of Regulatory and Economic Resources in providing services related to permitting and inspection of building construction; and

**WHEREAS**, this Board has established fees and charges in Implementing Order No. 4-63 to be levied by County departments for the issuance of permits related to permitting and inspection of building construction; and

**WHEREAS**, Florida Statute section 553.793 entitled "Streamlined low-voltage alarm system installation permitting," mandates that local governments have certain uniform permitting procedures for the installation or replacement of low-voltage alarm systems; and

**WHEREAS**, Florida Statute section 553.793 was amended in the 2015 Legislative Session so that local governments can charge no more than \$40 for permits for the installation or replacement of low-voltage alarm systems; and

**WHEREAS**, the Board desires to establish fees consistent with the laws of Florida; and

**WHEREAS**, this Board desires to amend Implementing Order No. 4-63 to reduce the fee to \$40 for alarm system permits for the installation or replacement of low-voltage alarm systems as of July 1, 2015, consistent with the effective date of amended Florida Statute section 553.793,

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**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA,** that this Board:

**Section 1.** Incorporates and adopts the foregoing recitals as if fully set forth herein.

**Section 2.** Amends Implementing Order 4-63 to include the revised permit fee of \$40 as of July 1, 2015, for the installation or replacement of low-voltage alarm systems.

**Section 3.** Adopts and approves the amendments to Implementing Order 4-63 and its incorporated fee schedule in substantially the form attached hereto, as Exhibit A.

The foregoing resolution was offered by Commissioner who moved its adoption. The motion was seconded by Commissioner and upon being put to a vote, the vote was as follows:

Jean Monestime, Chairman	
Esteban L. Bovo, Jr., Vice Chairman	
Bruno A. Barreiro	Daniella Levine Cava
Jose "Pepe" Diaz	Audrey M. Edmonson
Sally A. Heyman	Barbara J. Jordan
Dennis C. Moss	Rebeca Sosa
Sen. Javier D. Souto	Xavier L. Suarez
Juan C. Zapata	

The Chairperson thereupon declared the resolution duly passed and adopted this 6<sup>th</sup> day of October, 2015. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this resolution and the filing of this approval with the Clerk of the Board.

MIAMI-DADE COUNTY, FLORIDA  
BY ITS BOARD OF  
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

Approved by County Attorney as  
to form and legal sufficiency.

DS

By: \_\_\_\_\_  
Deputy Clerk

David Sherman

# EXHIBIT A

I.O. No: 4-63  
Ordered: ~~[[10/05/2014]]~~<sup>1</sup> >>September 1, 2015<<  
Effective: ~~[[10/15/2014]]~~ >>September 11, 2015<<

MIAMI-DADE COUNTY  
IMPLEMENTING ORDER

FEE SCHEDULE FOR REGULATORY AND ECONOMIC RESOURCES DEPARTMENT  
(Building and Neighborhood Compliance)

**AUTHORITY:**

Ordinance No. 76-70, Section 4.02 of the Miami-Dade County Home Rule Amendment and Charter; Sections 1.01, 2.02A, 2-1324, 8-2, 8-5, 8-6.1, and 10-15, 8CC-6 and 8CC-7 of the Code of Miami-Dade County; and Article LXXI of Chapter 2 of the Code of Miami-Dade County; and Chapters 8, 10, 17, 17A, 17B, 19, 21, 30, and 33 of the Code of Miami-Dade County; Administrative Order Nos. 2-5, 4-115 and 4-120; Section 108 of the Florida Building Code; Section 553.80 of the Florida Statutes.

**SUPERSEDES:**

This Implementing Order supersedes ~~[[Administrative]]~~ Implementing Order 4-63~~[[A]]~~ ordered ~~[[September 19, 2013]]~~ >>October 5, 2014<< and effective ~~[[October 1, 2013]]~~ >>October 15, 2014<<.

**POLICY:**

A policy of fees covering the cost of providing Building and Neighborhood Compliance services shall be established and no application, permit, certificate or receipt shall be issued until the appropriate fee is paid.

**PROCEDURE:**

The responsibility for this Implementing Order is assigned to the Director, Miami-Dade County Regulatory and Economic Resources Department who shall be responsible for the collection of fees and the delivery of required services pursuant to all of the code chapters listed above under section "Authority." Each two years or earlier, if need be, the Director shall review all fees in terms of their cost and recommend necessary changes to the County Mayor.

**FEE SCHEDULE:**

The fee schedule adopted by this Implementing Order has been presented and is considered a part hereof. In accordance with Section 2-3 of the Code of Miami-Dade County, this official Fee Schedule is also filed with the Clerk of the Board of County Commissioners. Fees which are charged by Building and Neighborhood Compliance shall be the same as those listed in the official Fee Schedule on file with the Clerk of the County Commission.

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<sup>1</sup> Words stricken through and/or ~~[[double bracketed]]~~ shall be deleted. Words underscored and/or >>double arrowed<< constitute the amendment proposed. Remaining provisions are now in effect and remain unchanged.

This Implementing Order is hereby submitted to the Board of County Commissioners of Miami-Dade County, Florida.

Approved by the County Attorney as  
to form and legal sufficiency \_\_\_\_\_

# MIAMI-DADE COUNTY



## REGULATORY AND ECONOMIC RESOURCES DEPARTMENT

Building and Neighborhood Compliance

# FEE SCHEDULE

Effective: >>(Clerk to insert Effective Date)<<

# MIAMI-DADE COUNTY REGULATORY AND ECONOMIC RESOURCES

## INDEX

	<u>Page</u>
<b>I.        <u>Building Permitting Fees</u></b>	
A.    General Information on Special Fees	3-7
B.    Building Permit Fees	8-13
C.    Plumbing Permit Fees	13-15
D.    Electrical Permit Fees	15-19
E.    Mechanical Permit Fees	19-20
F.    Boilers and Pressure Vessels	20
G.    Cost of Publications and Records	20-21
H.    Annual Facility Permit Fees	21
I.    40 Year Recertification Fees	22
J.    Structural Glazing Systems Recertification Fees	22
K.    Enforcement Fees	22
L.    Certificate of Occupancy and Certificate of Completion	22-23
<b>II.       <u>Neighborhood Compliance Fees</u></b>	
A.    Case Processing Recovery Fees	23
B.    Code of Miami-Dade County-Chapters 17, 17A, and 17B	23
C.    Surveys by County Department	23
D.    Returned check Charges	23
E.    Interest	23
F.    Special Projects	23-24
G.    Foreclosure Registry Fee	24
<b>III.      <u>Lien Fees</u></b>	
A.    Lien Settlement/Collection Processing Fees	24
<b>IV.      <u>Boards and Building Code Administration Fees</u></b>	
A.    General Fees	24
B.    Product Control Fees	24-25
C.    Contractor, Qualifying Agent, Master, Journeyman, Installer, Maintenance Personnel Applications Fees, and Board Fees	25-27
D.    Copies of Records	27
E.    Assessment of Code Administration Fee	28

**I. BUILDING PERMITTING FEES:**

**A. GENERAL INFORMATION ON SPECIAL FEES**

1. DOUBLE FEES

When work for which a permit is required is commenced prior to obtaining a permit, the permit applicant will be required to pay an additional fee of one hundred percent 100% of the usual permit fee in addition to the required permit fee established herein. The payment of the required fee shall no relieve the applicant of other penalties established by law. The double fee requirements shall be applicable to all divisions of the Construction, Permitting, and Building Code Service Area of the Miami-Dade County Regulatory and Economic Resources Department or Building and Neighborhood Compliance.

\* \* \*

**D. ELECTRICAL PERMIT FEES**

Permits by professional certification (permits by affidavit) for the following described activities will be charged half the regular permit fee, except for the minimum fee, which will remain the same.

1. MINIMUM ELECTROCAL PERMIT FEE INCLUDING REPAIR WORK PER PERMIT (ALL GROUPS)  
Except as otherwise specified

(This minimum does not apply to add-on electrical permits issued as supplementary to current outstanding permits for the same job and demolition work). 130.00

\* \* \*

16. BURGLAR ALARM SYSTEM  
Installation >>or Replacement<<[[wiring]] >>40.00<<[[64.41]]<sup>1</sup>  
[[Residential and Commercial]] [[64.41]]  
[[Installation devices]] [[128.81]]  
[[Complete system]] [[64.41]]  
[[Repair, per system]]

\* \* \*

<sup>1</sup> As of July 1, 2015, pursuant to Resolution No. \_\_\_\_\_.