

ORDINANCE NO. 1957

AN ORDINANCE TO AMEND CHAPTER 14 OF THE MOUNTAIN BROOK MUNICIPAL CODE PERTAINING TO BUILDING PERMIT FEES

WHEREAS, on June 3, 2015, Act 2015-308 was enacted by the Alabama Legislature creating a Construction Industry Craft Training (CICT) program to be administered by the Alabama Craft Training Board for the purpose of funding training programs for the development of a quality workforce to support the construction industry in the State; and

WHEREAS, pursuant to Act 2015-308, the CICT program shall be funded from fees collected from all political subdivisions of the state that issue construction building permits equal to one dollar (\$1.00) for every one thousand dollars (\$1,000.00) of construction authorized on non-residential work.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Mountain Brook, Alabama, as follows:

Section 1. Chapter 14 of the Mountain Brook Municipal Code is amended to state as following:

CHAPTER 109
BUILDINGS AND BUILDING REGULATIONS

| Section of Code | Description | Fee |
|-----------------|--|---------|
| 109-2(c) | Where the value of construction is \$1,000.00 or more (per \$1,000.00 or fraction thereof) | \$8.00 |
| | Plus an issuance fee | \$50.00 |
| | Plus additional \$1.00 fee per one thousand (\$1,000.00) of value of non-residential construction as required by Ala. Act 2015-308 | |

Section 2. Repealer. All ordinances or parts of ordinances heretofore adopted by the City Council of the City of Mountain Brook, Alabama that are inconsistent with the provisions of this ordinance are hereby expressly repealed.

Section 3. Severability. If any part, section or subdivision of this ordinance shall be held unconstitutional or invalid for any reason, such holding shall not be construed to invalidate or impair the remainder of this ordinance, which shall continue in full force and effect notwithstanding such holding.

Section 4. Effective Date. This ordinance shall become effective October 1, 2016 and publication as provided by law.

ADOPTED: The 12th day of September, 2016.


Council President

APPROVED: The 12th day of September, 2016.


Mayor

1957

CERTIFICATION

I, Steven Boone, City Clerk of the City of Mountain Brook, Alabama, hereby certify the above to be a true and correct copy of an ordinance adopted by the City Council of the City of Mountain Brook, Alabama, as its meeting held on September 12, 2016, as same appears in the minutes of record of said meeting, and published by posting copies thereof on September 13, 2016, at the following public places, which copies remained posted for five (5) days as required by law.

City Hall, 56 Church Street
Overton Park, 3020 Overton Road

Gilchrist Pharmacy, 2805 Cahaba Road
Cahaba River Walk, 3503 Overton Road



City Clerk



Robert Bentley
Governor
Bill Newton
Acting Finance Director

STATE OF ALABAMA
DEPARTMENT OF FINANCE
Division of Construction Management

770 Washington Avenue, Suite 444
P.O. Box 301150
Montgomery, Alabama 36130-1150
Telephone: (334) 242-4082 Fax: (334) 242-4182

Frank Barnes
Director

September 2, 2016

TO: ALABAMA COUNTIES AND MUNICIPALITIES
FROM: KATHERINE LYNN, ASSISTANT FINANCE DIRECTOR, *Katherine Lynn*
FRANK BARNES, DIRECTOR, CONSTRUCTION MANAGEMENT, *Frank Barnes*
SUBJECT: ACT 2015-308 – CONSTRUCTION INDUSTRY CRAFT TRAINING FEES

On June 3, 2015, Governor Robert Bentley signed Act 2015-308 creating a Construction Industry Craft Training (CICT) program to be administered by the Alabama Craft Training Board for the purpose of funding training programs for the development of a quality workforce to support the construction industry in the State of Alabama. The full text of Act 2015-308 is available on the Secretary of State's website at <http://arc-sos.state.al.us/PAC/SOSACPDF.001/A0010945.PDF> . A summary of the act is provided below:

Summary

- The CICT program shall be funded from fees collected from any county, city, town or other political subdivision of the state that issues non-residential construction building permits.
- The fee shall be equal to one dollar (\$1.00) for every one thousand dollars (\$1000.00) of construction authorized.
- The fee shall apply to any non-residential building permit issued after October 1, 2016.
- Specifically excluded from the collection of fees are any licensed home builder, as defined in Chapter 14A of Title 34, Code of Alabama 1975; any subcontractor working on a residential construction site including renovations to any residential structure; or any person or entity specifically exempt under Chapter 14A of Title 34, Code of Alabama 1975, except for subdivision (3) of Section 34-14A-6, Code of Alabama 1975.
- The fees shall be collected by the entity issuing the non-residential construction building permit and shall be remitted monthly to the Department of Finance, Division of Construction Management. The fee shall be based on the total sum of the construction cost of all non-residential building permits issued by the entity on or after the first day of the month and up to the last day of the month. The fee shall be remitted to the Division of Construction Management by the 20th day of the month following the issuance of the permits.
- The fees shall be remitted electronically. Checks and money orders will not be accepted. A link for submitting the electronic payment will be available on the Division of Construction Management's website (www.bc.alabama.gov) after October 31, 2016.

- Entities that do not issue nonresidential building permits should complete the attached declaration and submit one original by mail to the Division of Construction Management, P.O. Box 301150, Montgomery, AL 36130-1150, before November 1, 2016. The original will be maintained on file for verification of compliance with the act.

If you have any questions, please contact the Division of Construction Management at 334-242-4082.

**CERTIFICATION OF NON-APPLICABILITY
OF CONSTRUCTION INDUSTRY CRAFT TRAINING FEE**

I certify that _____ shall not be collecting any fees
Name of Municipality/County
for non-residential permit fees from October 1, 20____ to September 30, 20____ and shall not be
remitting any Construction Industry Craft Training fees to the Division of Construction Management
for the time period specified.

The entity also certifies that should any non-residential permits be issued during the time period
specified that the entity understands that it is fully responsible for complying with Act 2015-305.

Certified by: _____
Signature

Official's Printed Name & Title

Sworn and subscribed before me this _____ day of _____, 20____.

Notary Public

Seal