

Introduced: Mr. Putens  
1<sup>st</sup> Reading: June 19, 2006  
Passed: June 19, 2006  
Posted: June 20, 2006  
Effective: July 1, 2006

ORDINANCE NUMBER 1273

AN ORDINANCE TO AMEND CHAPTER 4, "BUILDINGS AND BUILDING REGULATIONS," OF THE GREENBELT CITY CODE IN ORDER TO AMEND SECTION 4-287, "FEES AND PENALTIES," TO PROVIDE FOR THE ESTABLISHMENT OF FEES AND PENALTIES BY RESOLUTION

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WHEREAS, Section 4-287 of the Greenbelt City Code establishes the fees and penalties associated with the administration and enforcement of regulations governing the construction, maintenance and occupancy of buildings within the City of Greenbelt; and

WHEREAS, from time to time, the City Council determines that it is necessary to modify said fees and penalties; and

WHEREAS, it is the practice of the City Council to establish other such fees, fines, and penalties by resolution; and

WHEREAS, making changes in fees and penalties would be more easily accomplished by resolution than by amending the City Code by ordinance. NOW, THEREFORE,

BE IT ORDAINED by the Council of the City of Greenbelt, Maryland, that Chapter 4 of the City Code be amended to read as follows:

**Chapter 4**

**BUILDINGS AND BUILDING REGULATIONS**

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**ARTICLE IV.**

**INSPECTIONS, VIOLATIONS, FEES AND PENALTIES**

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**Sec. 4-287. Fees and penalties.**

(a) Inspection fees shall be ~~as follows:~~ established by resolution of the City Council.

- ~~———— (1) — Commercial and nonresidential addresses and retail establishments — One hundred dollars (\$100.00) per one thousand (1,000) square feet gross floor area or portion thereof, to a maximum of one thousand two hundred dollars (\$1,200.00).~~
- ~~———— (2) — Hotel, motel or tourist facility — Five hundred dollars (\$500.00).~~
- ~~———— (3) — Multifamily rental dwelling unit — Seventy dollars (\$70.00) per unit with no additional charge for common areas of structures containing the dwelling units. Other structures within the multifamily rental complex not utilized for residency shall be treated as a commercial or a nonresidential address and shall be assessed inspection fees as otherwise set forth in this section.~~
- ~~———— (4) — Single family, condominium, cooperative, townhouse or other dwelling unit not contained within a multifamily rental community, but otherwise let for occupancy — One hundred thirty five dollars (\$135.00) per unit.~~
- ~~———— (5) — Day care facility — One hundred dollars (\$100.00).~~

(b) For any nonresidential addresses, under the same ownership and utilized for a single business, adjacent to one another and connected by means of door or corridor, fees shall be calculated as if it were a single business address.

(c) Churches, synagogues, parsonages, social halls and church schools shall be exempt from inspection fees.

(d) Violations of this section shall be municipal infractions and are subject to fines as follows: established by resolution of the City Council.

- ~~———— (1) — First violation . . . . . \$100.00~~
- ~~———— (2) — Second violation . . . . . 250.00~~
- ~~———— (3) — Every additional violation . . . . . 500.00~~


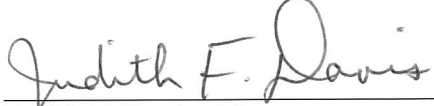
(e) Fees and penalties established for violations of this article which are not paid as required shall be included in the nonpayer's real property tax bill and shall be collected as city taxes are collected, and the charges shall be due and payable at the time of payment of the tax bill. In the case of a municipal infraction, the fine shall not be deemed due and owing the city until such time as a judgment or order therefor is issued by a court of competent jurisdiction. Such charges shall constitute a lien on the nonpayer's real property.

~~———— (f) — An administrative fee of one hundred twenty five dollars (\$125.00) shall be charged to the owner of any unit for which an inspection has been scheduled but no responsible party is present to represent the owner during the inspection, unless notice of cancellation has been made no less than twenty four (24) hours prior to the scheduled inspection.~~

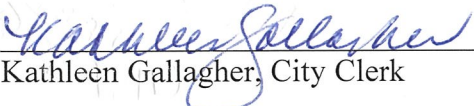
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BE IT FURTHER ORDAINED that this ordinance shall be effective on July 1, 2006.

PASSED by the Council of the City of Greenbelt, Maryland, at its regular meeting of June 19, 2006.

  
  
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Judith F. Davis, Mayor

ATTEST:

  
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Kathleen Gallagher, City Clerk

Key:

Underscoring indicates language added to existing law.

~~Overstriking~~ indicates language deleted from existing law.

Asterisks \*\*\* indicate intervening existing Code provisions that remain unchanged.