TOWN OF MONTVILLE
NOTICE OF ADOPTION OF ORDINANCE

Notice is hereby given that the Town Council of the Town of Montville, at a regular meeting held May 14, 2012 adopted the following Ordinance:

ORDINANCE NO. ORD-2012-06
ORDINANCE IMPLEMENTING FEES FOR
FIRE MARSHAL'S OFFICE PERMITS AND INSPECTIONS

WHEREAS the Fire Marshal is required by state law to conduct annual inspections of a variety of businesses and further required to review plans and structures associated with most construction activities within the Town; and

WHEREAS the cost of reviewing plans and inspecting businesses is significant and is not reimbursed by the state

Section 1. Permits.
A. No building or structure subject to the Connecticut State Fire Safety Code and/or State Fire Prevention Code shall be constructed, used, occupied, enlarged, altered or repaired unless a permit has been granted for said activity by the Fire Marshal.

B. No person shall undertake any of the operations or activities described in Section 2C of this chapter until such person shall have obtained a permit from the Fire Marshal. Said permit shall be valid for twelve (12) months from date of issue. No continuation, expansion, diminution or modification of said operations shall be undertaken without obtaining a permit from the Fire Marshal.

C. No person shall install, enlarge, alter, remove, repair or replace any fire protection system in any building or structure subject to the Connecticut State Fire Safety Code and/or State Fire Prevention Code, until such person shall have obtained a permit from the Fire Marshal.

D. The permit(s) required pursuant to this section shall be required in addition to any other permits or licenses required by federal, state or local law.

Section 2. Schedule of fees.
A. The fee for Plan Reviews for new construction, renovations, additions or modernization of buildings or structures shall be at the following rates. For purposes of this subsection, Fast Track is an expedited plan review which will be conducted in one week or less, subject to staff availability.

(1) Fire Plan Review (Not Including R-3 Occupancies): 65% of the Building Permit Fee or 100% for Fast Track Review.

(2) Mechanical Plan Review (Fire Protection Systems): 100% of Building Permit Fee
or 135% for Fast Track Review.

(3) Electrical Plan Review: 35% of Building Permit Fee or 70% for Fast Track Review.

B. The fee for field inspections, approval and acceptance of new construction, renovations, additions or modernization of multi-family residential (Not Including R-3 Occupancies) and commercial buildings or structures associated with the issuance of a Certificate of Occupancy shall be at the following rates:

<table>
<thead>
<tr>
<th>Estimated Construction Cost (From Building Permit Application):</th>
<th>Fee Formula:</th>
</tr>
</thead>
<tbody>
<tr>
<td>$1 to $500</td>
<td>$10.41</td>
</tr>
<tr>
<td>$501 to $2,000</td>
<td>$10.41 for the first $500 plus $0.26 for each additional $100 or fraction thereof up to and including $2,000</td>
</tr>
<tr>
<td>$2,001 to $25,000</td>
<td>$14.31 for the first $2,000 plus $1.04 for each additional $1,000 or fraction thereof up to and including $25,000</td>
</tr>
<tr>
<td>$25,001 to $50,000</td>
<td>$38.25 for the first $25,000 plus $0.78 for each additional $1,000 or fraction thereof up to and including $50,000</td>
</tr>
<tr>
<td>$50,001 to $100,000</td>
<td>$57.77 for the first $50,000 plus $0.52 for each additional $1,000 or fraction thereof up to and including $100,000</td>
</tr>
<tr>
<td>$100,001 to $500,000</td>
<td>$83.80 for the first $100,000 plus $0.46 for each additional $1,000 or fraction thereof up to and including $500,000</td>
</tr>
<tr>
<td>$500,001 to $1,000,000</td>
<td>$271.18 for the first $500,000 plus $0.42 for each additional $1,000</td>
</tr>
<tr>
<td>$1,000,001 &amp; up</td>
<td>$479.38 for the first $1,000,000 plus $0.26 for each additional $1,000 or fraction thereof</td>
</tr>
<tr>
<td>Manufactured Structures Set-Up Fee</td>
<td>$10.41 per section, with a minimum fee of $20.82 per permit</td>
</tr>
</tbody>
</table>

C. Any person engaged in any of the following operations and/or occupancies shall obtain periodic inspection thereof according to the schedule set forth in CGS §29-305 as that section may be amended or recodified from time to time. Single Use inspections shall be valid only for a one-time event at a single venue. Multi-Use inspections shall be valid for twelve (12) months from date of issue and shall apply to multiple venues if the inspected configuration or process does not change. All inspections include both fire permit and fire inspection. The fee(s) for the annual permit required pursuant to Section 1B, including such inspection(s), shall be as follows:

<table>
<thead>
<tr>
<th>Operation Permit Fee Table</th>
</tr>
</thead>
<tbody>
<tr>
<td>Operations and Materials</td>
</tr>
<tr>
<td>---------------------------------------------------------------</td>
</tr>
<tr>
<td>Aircraft Hangars</td>
</tr>
<tr>
<td>Airport Terminal Buildings</td>
</tr>
<tr>
<td>Ambulatory Health Care occupancy</td>
</tr>
<tr>
<td>Ammonium Nitrate</td>
</tr>
<tr>
<td>Apartment Buildings and Dormitories</td>
</tr>
<tr>
<td>Automobile Wrecking Yards</td>
</tr>
<tr>
<td>Operations and Materials</td>
</tr>
<tr>
<td>-------------------------------------------------</td>
</tr>
<tr>
<td>Battery System</td>
</tr>
<tr>
<td>Business occupancies</td>
</tr>
<tr>
<td>Candles, Open Flames, and Portable Cooking</td>
</tr>
<tr>
<td>Cellulose Nitrate Film</td>
</tr>
<tr>
<td>Cleanrooms</td>
</tr>
<tr>
<td>Combustible Material Storage</td>
</tr>
<tr>
<td>Commercial Rubbish-Handling Operation</td>
</tr>
<tr>
<td>Consumer Fireworks (1.4G)</td>
</tr>
<tr>
<td>Covered Mall Buildings</td>
</tr>
<tr>
<td>Cutting and Welding Operation</td>
</tr>
<tr>
<td>Day-care occupancies</td>
</tr>
<tr>
<td>Drycleaning Plants</td>
</tr>
<tr>
<td>Dust-Producing Operations</td>
</tr>
<tr>
<td>Educational occupancy</td>
</tr>
<tr>
<td>Exhibit and Trade Shows</td>
</tr>
<tr>
<td>Fairs – No rides</td>
</tr>
<tr>
<td>Flame Effects</td>
</tr>
<tr>
<td>Health Care facility</td>
</tr>
<tr>
<td>High-Piled Combustible Storage</td>
</tr>
<tr>
<td>Operations and Materials</td>
</tr>
<tr>
<td>-----------------------------------------------</td>
</tr>
<tr>
<td>Hot Work Operations</td>
</tr>
<tr>
<td>For hot work. For additional permit requirements for hot work operations, see 41.1.5</td>
</tr>
<tr>
<td>Hotels and Bed and Breakfast Establishment</td>
</tr>
<tr>
<td>To operate a hotel, motel or bed and breakfast establishment</td>
</tr>
<tr>
<td>Industrial occupancies</td>
</tr>
<tr>
<td>To operate an industrial occupancy</td>
</tr>
<tr>
<td>Industrial Ovens and Furnaces</td>
</tr>
<tr>
<td>For operation of industrial ovens and furnaces covered by Chapter 51</td>
</tr>
<tr>
<td>Lumberyards and Woodworking Plants</td>
</tr>
<tr>
<td>For storage of lumber exceeding 100,000 board ft</td>
</tr>
<tr>
<td>Membrane Structures, Tents, and Canopies — Permanent</td>
</tr>
<tr>
<td>For construction, location, erection, or placement</td>
</tr>
<tr>
<td>Membrane Structures, Tents, and Canopies — Temporary</td>
</tr>
<tr>
<td>To operate an air-supported temporary membrane structure or tent having an area in excess of 200 ft² (18.6 m²) or a canopy in excess of 400 ft² (37.2 m²).</td>
</tr>
<tr>
<td>Exception: Temporary membrane structures, tents, or canopy structures used exclusively for camping</td>
</tr>
<tr>
<td>Mercantile occupancies</td>
</tr>
<tr>
<td>To operate a mercantile occupancy</td>
</tr>
<tr>
<td>Organic Coatings</td>
</tr>
<tr>
<td>For operation and maintenance of a facility that manufactures organic coatings</td>
</tr>
<tr>
<td>Places of Assembly, including Special Amusement Buildings</td>
</tr>
<tr>
<td>To operate a place of assembly</td>
</tr>
<tr>
<td>Pyrotechnics Before a Proximate Audience</td>
</tr>
<tr>
<td>For the display and use of pyrotechnic materials before a proximate audience</td>
</tr>
<tr>
<td>Propane Filling Station</td>
</tr>
<tr>
<td>Where cylinder refilling takes place</td>
</tr>
<tr>
<td>Propane Tank Installation</td>
</tr>
<tr>
<td>Inspection of all propane installation, Residential and Commercial</td>
</tr>
<tr>
<td>Propane Tank Use at Events</td>
</tr>
<tr>
<td>Tanks used at events or fairs</td>
</tr>
<tr>
<td>Refrigeration Equipment</td>
</tr>
<tr>
<td>To operate a mechanical refrigeration unit or system</td>
</tr>
<tr>
<td>Repair Garages and Service Stations</td>
</tr>
<tr>
<td>For operation of service stations and repair garages</td>
</tr>
<tr>
<td>Residential Board and Care occupancies</td>
</tr>
<tr>
<td>To operate a residential board and care occupancy</td>
</tr>
<tr>
<td>Rocketry Manufacturing</td>
</tr>
<tr>
<td>For the manufacturing of model rocket motors</td>
</tr>
<tr>
<td>Rooftop Heliports</td>
</tr>
<tr>
<td>For operation of a rooftop heliport</td>
</tr>
<tr>
<td>Special Outdoor Events, Carnivals, and Fairs</td>
</tr>
<tr>
<td>For the location and operation of special outdoor events, carnivals, and fairs</td>
</tr>
</tbody>
</table>
## Operation Permit Fee Table

<table>
<thead>
<tr>
<th>Operations and Materials</th>
<th>Permit Required</th>
<th>Permit Fee</th>
</tr>
</thead>
<tbody>
<tr>
<td>Special Structures and High-Rise Buildings</td>
<td>To operate special structures and high-rise buildings</td>
<td>See Occupancy Permit Fee Table</td>
</tr>
<tr>
<td>Storage occupancies</td>
<td>To operate a storage occupancy</td>
<td>See Occupancy Permit Fee Table</td>
</tr>
<tr>
<td>Tar Kettles</td>
<td>For placement of a tar kettle, placement shall be obtained prior to the placement of a tar kettle</td>
<td>$30.00 – Single Use $60.00 – Multi-Use</td>
</tr>
<tr>
<td>Tire-Rebuilding Plants</td>
<td>For operation and maintenance of a tire-rebuilding plant</td>
<td>$150.00 per year</td>
</tr>
<tr>
<td>Tire Storage</td>
<td>To use an open area or portion thereof to store tires in excess of 1000 ft³ (28.3 m³)</td>
<td>$150.00 per year</td>
</tr>
<tr>
<td>Torch-Applied Roofing Operation</td>
<td>For the use of a torch for application of roofing materials</td>
<td>$30.00 – Single Use $60.00 – Multi-Use</td>
</tr>
<tr>
<td>Wildland Fire–Prone Areas</td>
<td>For use of hazardous areas within fire-prone areas.</td>
<td>$x.00 per year</td>
</tr>
<tr>
<td>Wood Products</td>
<td>To store chips, hosed material, lumber, or plywood in excess of 200 ft³ (5.7 m³)</td>
<td>$150.00 per year</td>
</tr>
</tbody>
</table>

## Occupancy Permit Fee Table

<table>
<thead>
<tr>
<th></th>
<th></th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>0 - 3,000 sf.</td>
<td>$60</td>
<td>$60</td>
<td>$60</td>
</tr>
<tr>
<td>3,001 - 5,000 sf.</td>
<td>$95</td>
<td>$95</td>
<td>$95</td>
</tr>
<tr>
<td>5,001 - 7,500 sf.</td>
<td>$125</td>
<td>$125</td>
<td>$125</td>
</tr>
<tr>
<td>7,501 - 10,000 sf.</td>
<td>$135</td>
<td>$135</td>
<td>$135</td>
</tr>
<tr>
<td>10,001 - 12,500 sf.</td>
<td>$150</td>
<td>$150</td>
<td>$150</td>
</tr>
<tr>
<td>12,501 - 15,000 sf.</td>
<td>$170</td>
<td>$170</td>
<td>$170</td>
</tr>
<tr>
<td>15,001 - 17,500 sf.</td>
<td>$180</td>
<td>$180</td>
<td>$180</td>
</tr>
<tr>
<td>17,501 - 20,000 sf.</td>
<td>$190</td>
<td>$190</td>
<td>$190</td>
</tr>
<tr>
<td>20,001 - 30,000 sf.</td>
<td>$205</td>
<td>$205</td>
<td>$205</td>
</tr>
<tr>
<td>30,001 - 40,000 sf.</td>
<td>$230</td>
<td>$230</td>
<td>$230</td>
</tr>
<tr>
<td>40,001 - 50,000 sf.</td>
<td>$245</td>
<td>$245</td>
<td>$245</td>
</tr>
<tr>
<td>50,001 - 60,000 sf.</td>
<td>$260</td>
<td>$260</td>
<td>$260</td>
</tr>
</tbody>
</table>
Section 3. Penalties for offenses.

A. Any person who commences any work which is subject to the permit requirements of Section 1A or 1B without first obtaining a permit shall be required to pay a penalty of $500 in addition to the permit fee otherwise applicable. No such penalty shall be imposed upon a person who commences emergency repair work without a permit provided that a permit is sought promptly thereafter.

B. Any person who conducts any operation which is subject to the permit requirements of Section 1B without first obtaining a permit shall be required to pay a penalty equal to the amount of the permit fee otherwise applicable. Said penalty shall be payable in addition to the required permit fee. No such penalty shall be imposed upon a person who commences emergency repair work without a permit provided that a permit is sought promptly thereafter.

Section 4. Penalties for non-payment

Failure to pay fees as prescribed by this document may result in a penalty of legal action of closure and/or in interest on delinquent bills will be charged at the rate of one and one-half percent (1½%) per month from the due date (18% per annum). Minimum interest charged is $2.00 per bill. Any fees owed will negate the issuance of any further permits until the fees are paid in full. Emergency work will be considered if it poses a threat to life safety. The Fire Marshal may choose to write infractions for operating without a Town permit in accordance with the Fire Prevention Code.

Section 5. Agencies exempt from fees; exception.

Agencies of the Town of Montville and the Montville Board of Education shall be required to obtain all permits and/or inspections required pursuant to this Chapter but all fees associated therewith shall be waived.

This Ordinance shall be effective thirty (30) days after its adoption.

Dated at Montville Connecticut this 15th day of May 2012.

Lisa Terry, Montville Town Clerk