

## **ORDINANCE 2012-03**

**AMENDING IN PART CHAPTER 14, SECTION 87 BUILDING APPLICATION  
BE IT ENACTED AND ORDAINED BY THE TOWN OF BATH COUNCIL THAT  
TITLE 14-87, BE MODIFIED AND AMENDED TO READ AS FOLLOW:**

### **BUILDING PERMIT PROCEDURE**

The building permit applicant presents the application and the fee to the Town for classification of their permit under one of the four (4) classifications of work listed below:

#### Classification (1) - Emergency Repairs

Emergency repairs such as, but not limited to, patching or replacing a deteriorated roof; repairing or replacing plumbing/electrical systems, stairs or stair treads and/or rotted or weakened flooring. This may include demolition of property.

*The work required in this classification must truly be emergency repairs that need immediate attention. Any delay in making these repairs could make the residence uninhabitable or unsafe to occupants, and could result in further damage to the residence. The permit for this work will be issued immediately on proper application request and payment of fee required The Town Council shall be notified at the next scheduled meeting after issuance of such a permit.*

#### Classification (2) - Routine Home Maintenance/Repairs

This work would include, but not be limited to, repairing/replacing existing windows or doors; repairs to existing porches or decks; repair/replacement of existing sidewalks, curbs, driveways (not expanding the width or length); patching/repairing existing walls or fencing (not expanding height, width or length); exterior painting; landscaping (provided such landscaping does not infringe on existing boundaries with adjoining properties, or cause adverse draining/runoff to adjoining properties, streets, curbs, sidewalks or rights of way. The permit for this work will be issued immediately on proper application request and payment of fee required. The Town Council shall be notified at the next scheduled meeting after issuance of such a permit.

## **ORDINANCE 2012-03**

### **AMENDING IN PART CHAPTER 14, SECTION 87 BUILDING APPLICATION**

#### **Classification (3) – Additions/Improvements Not Included. In. Current Property**

This work would include, but not be limited to, changing interior wall design to add rooms or enlarge existing rooms; or remodeling to add baths, kitchens, fireplaces/stoves, and demolition of property, etc. The permit for this work will be issued only after a minimum of one reading at a scheduled Town Council meeting. The Council may at its discretion waive a second reading and direct the permit be issued.

#### **Classification (4) - New Construction and Flood Plain Area Work**

This work would include, but not be limited to, adding new structure space to the current footprint of the residence; adding new outbuildings or fences/walls; adding new sidewalks or driveways, and demolition of property. This classification would also apply to any permit request that indicates work may be done in designated flood plain/flood way areas. The permit for work in this classification will be issued only after a minimum of two readings at scheduled Town Council meetings, and in the case of the flood plain permit request, only after all flood plain issues have been resolved to the satisfaction of the County Flood Plain Coordinator.

#### **PERMIT FEE AND PENAL TIES**

Upon submission of the application for permit, the applicant shall also submit the proper fee of \$20 (twenty dollars) for the first estimated \$15,000 (fifteen thousand dollars) of work, and an additional \$1 (one dollar) per additional thousand dollar of estimated work. Should professional contract work be required, the contractor(s) must possess a valid State and Town business license. A West Virginia Business Registration Certificate and a State License is required to obtain a Town business license. These license numbers shall be included in the permit application when submitted for classification and approval/issuance. Attempts to intentionally falsify application information or attempts to begin work prior to properly obtaining a building permit shall be subject to the following penalty fees:

## ORDINANCE 2012-03

### AMENDING IN PART CHAPTER 14, SECTION 87 BUILDING APPLICATION

Work Classifications 1 & 2 - \$100 flat penalty fee

Work Classifications 3 & 4 - \$100 penalty fee for the first day of infraction, plus \$50 each day thereafter until work stops and proper permit procedures are followed.

#### PERMIT ISSUING AND ENFORCEMENT

The Town of Bath Police Chief shall be responsible for the issuance and enforcement of Town building permits by direction of this ordinance and the Town Council.

*Effective Date: December 4, 2012*

*This ordinance shall be effective upon the second reading by the Town Council.*

*Passed through the first reading this 20th day of November 2012*

*Passed through the second reading this 4th day of December 2012*



*Susan J. Webster, Mayor*



*James Vincent Kidwell, Recorder*