

Sponsored by: Cinque
Introduction Date: November 27, 2007
Public Hearing Dates: November 27 and December 11, 2007
Enactment date: December 11, 2007

CITY OF MARATHON, FLORIDA
ORDINANCE 2007-36

**AN ORDINANCE OF THE CITY OF MARATHON, FLORIDA,
PROVIDING FOR AN AMENDMENT TO CHAPTER 6 OF THE CODE
OF ORDINANCES, CITY OF MARATHON, FLORIDA, BY AMENDING
SECTION 6-52 THEREOF; AND PROVIDING AN EFFECTIVE DATE**

WHEREAS, the City Council of the City of Marathon (the "City") recognizes the occasional need for homeowners to perform simple, inexpensive repairs and improvements to their homes; and

WHEREAS, the City Council acknowledges that the process of obtaining a building permit can be cumbersome and costly for homeowners that wish to perform simple, inexpensive repairs or improvements to their homes; and

WHEREAS, many communities do not require building permits for home repair or improvement projects that fall below a certain dollar threshold; and

WHEREAS, the City Council would like to amend its building permit ordinance so as to eliminate the need for a building permit for such simple, inexpensive home repair or improvement projects; and

WHEREAS, the City Council also recognizes that any exemptions must be consistent with Section 553.80, Florida Statutes, of the Florida Building Codes Act;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE
CITY OF MARATHON, FLORIDA, AS FOLLOWS:**

Section 1. The above recitals are hereby confirmed and adopted.

Section 2. The City Council hereby amends Chapter 6 of the Code of Ordinances of the City of Marathon, Florida, by adding a new Section 6-52(b)(9) thereto as follows:

“Sec. 6-52. Building Permits required; exceptions

* * * * *

(9) Any remodeling work (alterations other than structural, mechanical, electrical or plumbing) performed on a single-family or duplex residential property by the owner thereof provided that

(a) the aggregate total of all work performed does not exceed \$2,500, calculated as:

- i. An invoice for materials which reflects an arms-length transaction or, if no invoice is available, the cost of materials calculated as if the materials were purchased pursuant to an arms-length transaction; plus
- ii. Labor costs calculated pursuant to the most recent edition of Means Construction Data.
- iii. “Voluntary labor” and/or “gift material” cannot be used to represent fair market value.

(b) the footprint of the structure is not altered, and

(c) none of the work involves, in the sole discretion of the Building Official, life, health or safety considerations.

Section 3. If any section, subsection, sentence, clause or provision of this ordinance is held invalid, the remainder of this ordinance shall not be affected by such invalidity.

Section 4. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed to the extent of said conflict.

Section 5. The provisions of this ordinance shall be included and incorporated in the Code of The City of Marathon, Florida, as an addition or amendment thereto, and shall be appropriately renumbered to conform to the uniform numbering system of the Code.

Section 6. This Ordinance shall be effective immediately upon enactment.

ENACTED BY THE CITY COUNCIL OF THE CITY OF MARATHON,
FLORIDA, this 11th day of December 2007.

THE CITY OF MARATHON, FLORIDA



Edward P. Worthington, Mayor

AYES: Cinque, Tempest, Bull, Vasil, Worthington
NOES: None
ABSENT: None
ABSTAIN: None

ATTEST:



Diane Clavier
City Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY FOR THE USE
AND RELIANCE OF THE CITY OF MARATHON, FLORIDA ONLY:



City Attorney