

Introduced and Read May 6, 2014  
Second Reading and Adoption June 3, 2014  
Posted June 4 to July 5, 2014  
Effective Date: July 5, 2014

**CITY OF MOUNT RAINIER, MARYLAND**

**ORDINANCE 3-2014**

(Drafted by: City Manager and City Attorney)

Introduced by: Mayor Malinda Miles

**An Ordinance amending Chapter 3 Building Code, and Chapter 7, Licenses and Permits, and Chapter 11, Refuse Collection, of the *Mount Rainier Code* to increase certain fees.**

**WHEREAS**, in order to advance and protect the safety, health, and general welfare of the City and its occupants, the City of Mount Rainier is authorized to adopt requirements for building permits, to require businesses to secure business licenses, to mandate that the owners of residential rental and non-residential premises obtain occupancy licenses, and to regulate trash and refuse collection within the City; and

**WHEREAS**, in furtherance of its regulatory authority, the City may establish and collect reasonable fees and charges associated with the exercise of its governmental functions; and

**WHEREAS**, the City's costs have increased and the Council deems it necessary to increase some of the fees and charges associated with the City's governmental functions.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MOUNT RAINIER, MARYLAND, that:**

**SECTION 1.** *Mount Rainier Code, Mount Rainier Code*, Chapter 3, Building Code, is amended as follows:

**Section 3-105. Permit Fees.**

The following schedule of permit fees is hereby prescribed:

A. For new construction, alterations, and repairs of \$10,000.00 or less (except as provided in other sections of this Chapter), the charge for a building permit shall be a ~~\$10.00 minimum~~ FILING FEE OF \$100.00 plus \$5.00 for every \$1,000.00 or construction cost. 50% OF THE PRINCE GEORGE'S COUNTY PERMIT FEE FOR NEW CONSTRUCTION, REGARDLESS OF THE ESTIMATED COST OF THE CONSTRUCTION.

B. \* \* \*

C. For installation and construction of a new fence on a property with a single street address, the charge for a permit shall be ~~\$25.00~~\$35.00. Maintenance, repair or replacement of the existing fence does not require a permit, provided that the replacement of the fence is in compliance with the City Code, the height of the fence does not exceed or is comparable to the height of the previous fence, and replacement OF THE FENCE takes place within 30 days of removal of the old fence.

**SECTION 2.** *Mount Rainier Code, Mount Rainier Code*, Chapter 7, Licenses and Permits (Municipal Infractions), is amended as follows:

**Section 7-108, Fees**

**A. Business license or registration fees**

\* \* \*

3. If the business license is allowed to expire (see Section 7-104. D.45), the reinstatement fee shall be ~~\$25~~ \$100.00 (ONE HUNDRED DOLLARS).

4. If the business license is revoked for cause (see Section 7-104.D.5), the reinstatement fee shall be ~~\$25~~ \$100.00 (ONE HUNDRED DOLLARS).

**B. Occupancy License Fees**

\* \* \*

2. Reinstatement fee.

A. If the occupancy license is allowed to expire (see section 7-105.C.2) the reinstatement fee shall be ~~\$50~~ \$100.00 (ONE HUNDRED DOLLARS).

**C. Permit Fees**

\* \* \*

4. Yard Sales. The fee for a permit for a yard sale shall be \$5 (FIVE DOLLARS) ~~\$25.00 (TWENTY-FIVE DOLLARS) AND~~ A YARD SALE PERMIT IS VALID FOR TWO CONSECUTIVE DAYS.

5. News racks. ~~The fee for a permit for news rack(s) shall be \$25 per news rack.~~

6. Public pay phones. ~~The fee for a permit for a public pay phone shall be \$100.~~

**SECTION 3.** *Mount Rainier Code, Mount Rainier Code*, Chapter 11, Refuse Collection, is amended as follows:

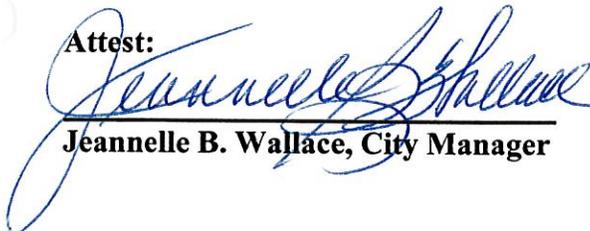
**Section 11-106. Regular Trash Collection from Multi-Family Residential Dwellings**

\* \* \*

D. Fees. There shall be no collection fee for ~~the first unit~~ ONE RENTAL unit in a multi-family residential dwelling. ~~For the other units,~~ FOR ADDITIONAL RENTAL UNITS IN A MULTI-FAMILY RESIDENTIAL DWELLING, there will be a ~~monthly~~ collection fee OF \$100.00 (ONE HUNDRED DOLLARS) PER UNIT PER YEAR. ~~Based on the prevailing cost to the City.~~ Multi-family residential dwellings will be billed ANNUALLY ~~quarterly~~ in advance for these services. ~~In the event that a multi-family residential dwelling is occupied by only one family, a special exemption may be granted by the City Manager.~~ Unpaid COLLECTION fees shall be a lien against the real property which may be collected and enforced BY THE CITY in the same manner as are taxes. ~~This [monthly trash collection] fee will be \$15 starting August 1, 1998.~~

**THIS ORDINANCE IS ADOPTED BY THE COUNCIL OF THE CITY OF MOUNT RAINIER THIS 3rd DAY OF June, 2014.**

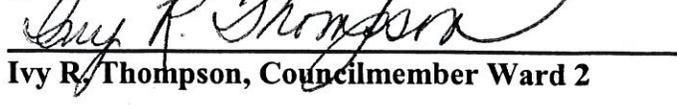
Attest:

  
Jeannelle B. Wallace, City Manager

  
Malinda Miles, Mayor

  
Jimmy Farlau, Councilmember Ward 1

  
Jesse Christopherson, Councilmember Ward 1

  
Ivy R. Thompson, Councilmember Ward 2

  
Brent Bolin, Councilmember Ward 2

**Explanatory Note**

\*\*\* indicates matter unchanged in existing law, but not set forth in this Ordinance.

ALL CAPITAL LETTERS AND UNDERLINING indicate language added to existing law.

~~Strikethrough~~ indicates language that is deleted from existing law.