

6-17-20

ORDINANCE NO. 31558

An ordinance amending Chapter 52, “Administrative Procedures for the Construction Codes,” of the Dallas City Code by amending Section 303.5.3; providing a barricade application fee; amending barricade permit fees; providing a penalty not to exceed \$2,000; providing a saving clause; providing a severability clause; and providing an effective date.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

SECTION 1. That Paragraph 303.5.3, “Barricade Fees,” of Subsection 303.5, “Other Fees,” of Section 303, “Fees,” of Subchapter 3, “Permits and Inspections,” of Chapter 52, “Administrative Procedures for the Construction Codes,” of the Dallas City Code is amended to read as follows:

“303.5.3 Barricade fees. If construction necessitates the closure of public property or public right-of-way, a barricade application must be submitted to the director of public works on a form provided by the department of public works. A barricade application fee of \$40.00 must be paid upon submission of the barricade application. In addition to the barricade application fee, barricade permit fees must be paid in accordance with chart below. Barricade permit fees are calculated by multiplying t[he] area of useable public property or public right-of-way [on which fee shall be paid is the total area] enclosed within and occupied by any barricade, fence, covered walkway, or tunnel or otherwise used by the contractor by the number of days the useable public property or public right-of-way is barricaded[. The fee for a permit to barricade public property or public way is \$0.006 a square foot for each day the public property or public way is occupied], with a minimum fee of \$200.00 [145.00] for each permit.

	<u>Number of Days Closed</u>	<u>Fees Per Square Foot Per Day</u>
<u>*Sidewalk and up to one lane closure</u>	<u>0-60</u>	<u>\$0.012</u>
	<u>61-120</u>	<u>\$0.024</u>
	<u>121-180</u>	<u>\$0.048</u>
	<u>181 or more</u>	<u>\$0.096</u>

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	<u>0-60</u>	<u>\$0.036</u>
<u>*Two or more lane closures</u>	<u>61-120</u>	<u>\$0.072</u>
	<u>121-180</u>	<u>\$0.144</u>
	<u>181 or more</u>	<u>\$0.288</u>

*Barricade permit fees are based on the entire project length. Permit extensions that cause the rate per day to increase will retroactively apply to the entire project.

The director of public works [~~building official~~] shall charge a double fee for each day of occupancy of useable public property or public right-of-way without a permit, with a minimum charge for two days. Fees are charged [~~Charges shall be made~~] by the day, and any fraction of a day is [~~shall be~~] charged as a full day.”

SECTION 2. That a person violating a provision of this ordinance, upon conviction, is punishable by a fine not to exceed \$2,000.

SECTION 3. That Chapter 52 of the Dallas City Code shall remain in full force and effect, save and except as amended by this ordinance.

SECTION 4. That any act done or right vested or accrued, or any proceeding, suit, or prosecution had or commenced in any action before the amendment or repeal of any ordinance, or part thereof, shall not be affected or impaired by amendment or repeal of any ordinance, or part thereof, and shall be treated as still remaining in full force and effect for all intents and purposes as if the amended or repealed ordinance, or part thereof, had remained in force.

SECTION 5. That the terms and provisions of this ordinance are severable and are governed by Section 1-4 of Chapter 1 of the Dallas City Code, as amended.

SECTION 6. That this ordinance will take effect on October 1, 2020, and it is accordingly so ordained.

APPROVED AS TO FORM:

CHRISTOPHER J. CASO, City Attorney

By 
Assistant City Attorney

Passed JUN 24 2020



PROOF OF PUBLICATION – LEGAL ADVERTISING

The legal advertisement required for the noted ordinance was published in the Dallas Morning News, the official newspaper of the city, as required by law, and the Dallas City Charter, Chapter XVIII, Section 7.

DATE ADOPTED BY CITY COUNCIL JUN 24 2020

ORDINANCE NUMBER 31558

DATE PUBLISHED JUN 27 2020

ATTESTED BY:

A handwritten signature in black ink, appearing to be "R. B. ...", is written over a horizontal line.