RESOL	UTION	NO.	20-
	011014	1101	40

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS ADOPTING A SCHEDULE OF RATES, AND CHARGES FOR HAZ-MAT SPECIAL OPERATIONS TEAM, STANDBY RESPONSE, FIRE PREVENTION AND INSPECTION FEES, IMPOSED AGAINST ALL IMPROVED REAL PROPERTY WITHIN THE BENEFIT AREA OF BREVARD COUNTY FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2020.

WHEREAS, Brevard County Fire Rescue, through its Special Operations team, is required to mitigate hazardous materials and/or technical rescues Countywide; and

WHEREAS, the Brevard County Board of County Commissioners desires to collect reasonable fees from those responsible for the incidents; and

WHEREAS, Brevard County Ordinance No. 87-32, as codified at section 50-39 of the Brevard County Code, authorizes the Brevard County Board of County Commissioners to establish a schedule of fees and charges for Fire Prevention and Fire Inspection services, as it is in the best interests of the citizens of Brevard County that those who benefit from the services should bear some of the expense associated with the services; and

WHEREAS, section 42 of the Brevard County Code authorizes the collection of fees and charges for Haz-Mat Special Operations and Stand-by response; and

WHEREAS, on September 12, 2019, the Brevard County Board of County Commissioners adopted Resolution 19-150 setting forth a schedule of rates and charges for Haz-Mat Special Operations, Standby Response, Fire Prevention and Inspection Fees for Fiscal Year 2019-20; and

WHEREAS, the Brevard County Board of County Commissioners determines that the schedule of rates, assessments and charges for Haz-Mat Special Operations, Standby Response, Fire Prevention and Inspection Fees adopted in Resolution 19-150 for Fiscal Year 2019-2020 should remain the same in Fiscal Year 2020-2021 with the exception of adjustments to the most current published vehicle rates established by the Federal Emergency Management Agency (FEMA) as discussed below; and

NOW, THEREFORE, BE IT RESOLVED by the Brevard County Board of County Commissioners:

Section 1. FINDINGS. It is ascertained, determined and declared that:

- a) The cost of the Fire Services program is defined as the amount of revenues needed to fully fund the: 911 response of fire engines to emergencies, the Fire Prevention Bureau, and associated direct and indirect costs incurred for support of those programs.
- b) Rates for the Haz-Mat Response by the Special Operations Team will remain the same as Fiscal Year 2019-2020.
- Rates for Stand-by Response will be increased to reflect the most current published vehicles rates established by the FEMA.
- d) Rates for inspection and plan review fees will remain the same as Fiscal Year 2019-2020.

Section 2. SPECIAL RATES. The Board of County Commissioners does adopt the schedule of rates for the Haz-Mat Response, Stand-by Response and Fire Prevention and Inspection rates, effective October 1, 2020 through September 30, 2021 set forth in Schedule "A".

Section 3. SPECIAL RATES DEFINITIONS. For the purpose of this schedule of rates for the Fire Services Special Rates, the following definitions shall apply:

- (a) Hazardous Material Response (Haz-Mat): Refers to any response of Brevard County Fire Rescue's Special Response Team in order to provide emergency mitigation to any spill, leak, and/or any other discharge of any product which may be dangerous to the safety and health of humans, animals, and or the environment. Additionally, any response by this Team in order to provide specialized technical rescue involving greater training and/or equipment then is otherwise provided by the usual and customary Brevard County Fire Rescue Engine and/or Truck response. Said fee will be charged to the responsible party for the cause of the emergency event.
- (b) Stand-by Response: Refers to any dedicated stand-by provided by any emergency vehicle. The purpose of this stand-by may be to provide emergency medical, and/or fire response to a special event. The requirement for a stand-by is solely reserved to the County Fire Chief and/or their designee. An event provider/promoter may also request a stand-by. Said stand-by fee will be charged to the party responsible for the special event.
- (c) Fire Prevention and Inspection Rates: Refers to the charges applied to property owners for the provision of annual and new construction evaluation, review and inspections.

Section 4: SEVERABILITY: If any section, subsection, sentence, clause, phrase or portion of this Resolution is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portion of this Resolution. To the extent allowable by law or judicial decision, in the event any exemption, partial exemption, or credit provided for in this resolution is determined to be invalid for any reason, the Board directs the County Manager to transfer sufficient monies from a reserve or contingency fund, as a loan to be repaid from future assessments or other revenue sources, to provide funding for the portion of the fire services budget represented by the revenues that would have been collected if the exemption had not been enacted.

Section 5: EFFECTIVE DATE: This Resolution shall take effect October 1, 2020.

Done and Adopted in reg day of September, 2020.	ular session by the Brevard County Board of County Commissioners, this
ATTEST:	BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA
By: Scott Ellis, Clerk	Bryan Andrew Lober, Chair
	As approved by the Board on:
	Reviewed for legal form and content:  Adverak 8-10-20
	Assistant County Attorney

#### SCHEDULE "A"

# ANNUAL FIRE SERVICES SPECIAL RATES AND CHARGES OCTOBER 1, 2020 THROUGH SEPTEMBER 30, 2021

SECTION 1: HAZ-MAT RESPONSE: (Charges will be levied against the responsible party requiring the Special Operations Team)

- (a) Level I Routine Emergency Condition \$250/hour per special operations unit
  - 1) Normally controlled by first responders, minimal degree of hazard
  - 2) No evacuation required, other than immediate incident area
  - 3) Full protective equipment (turnouts) is adequate for response
  - Minor decontamination may be needed for responders requiring the response of the Special Operations Team
  - Also included are standbys for hazardous material removals and tech rescue standbys (confined space operations)
- (b) Level II Limited Emergency Condition \$500/hour per special operations unit
  - More serious situation; greater quantity or higher degree of hazardous substance involvement; situation poses a potential threat to life and the environment
  - 2) May involve a limited evacuation
  - 3) Level B protective equipment is adequate for response
  - Decontamination may be needed for responders requiring the response of the Special Operations Team
  - 5) Possible involvement of Department of Natural Resources and Department of Environmental Protection
- (c) Level III Large-Scale Emergency Condition \$750/hour per special operations unit
  - Incident involves a large quantity of an extremely hazardous substance, a high degree of toxicity, the potential for major fire and/or explosions, or potential for a large area to be affected; situation poses a major threat to life, property, and/or environment
  - 2) Evacuation of citizens may be required
  - 3) Level B or Level A encapsulated protective equipment is adequate for response
  - Decontamination may be needed for responders requiring the response of the Special Operations Team
  - 5) Other Federal, State and local agencies may be notified and requested for assistance.
- (d) Level IV Full Emergency Condition \$1,000/hour per special operations unit
  - Large quantity of extremely hazardous, toxic substance has been released with the
    potential for massive fire, explosions, and/or severe environmental and property
    damage; situation poses a major, long-term threat to life, property, and/or the
    environment
  - 2) Full evacuation of citizens may be required
  - 3) Level A encapsulated protective equipment is adequate for response
  - Decontamination may be needed for responders requiring the response of the Special Operations Team
  - 5) Other Federal, State and local agencies may be notified and requested for assistance.

(e) Any company or agency both public and private wishing to, or listing Brevard County Fire Rescue as their emergency respondent will have to pay a Fee of \$500.00 dollars per facility per year, to use the Brevard County Special Operations Team. If equipment or personnel are required for a stand by or emergency response to a facility, then the rates listed above will be used for the operation. An example of a requirement: Permit Required Confined Space Operations, 29 Code of Federal Regulations (CFR) 1910.146(f)(11), "The rescue and emergency services that can be summoned and the means (such as the equipment to use and the numbers to call) for summoning those services".

SECTION 2: EMS NON-EMERGENCY TRANSPORT PENALTY for Nursing Homes will be double the cost of ambulance bill for that patient (to be paid by Nursing Home).

#### SECTION 3: STANDBY RATES:

The rates below are based on FEMA rates for vehicles and BCFR projected overtime costs for personnel:

(a) Fire Engine with 3-person Advanced Life Support (LT, 1FM, 1FE):

1) Labor

\$87

2) Vehicle

\$81.10

Total per hour \$168.10

(b) Ambulance with 2-person Advance Life Support (2 FM)

1) Labor

\$56

2) Vehicle

\$41.18

Total per hour \$97.18

(c) Tanker or Brush Truck with 2-person crew (LT, FF)

1) Labor

\$61

2) Vehicle \$119.50

Total per hour \$180.5

# SECTION 4: NEW CONSTRUCTION PLAN REVIEW (SITE DEVELOPMENT) AND INSPECTIONS:

Florida law requires the fire departments to perform plan review and new construction inspections on multi-family residential structures with three or more dwelling units and all commercial property. Proposed site plans are reviewed for access, firefighting water, wild land (urban/rural) interface, and certain property set-backs for fire safety. Subdivisions also require a similar review and site inspection to insure water and access requirements are met. The rates for Site Development Reviews are as follows.

(a)	Pre-application Review and Meeting	\$100.00
(b)	Site Plan Initial Review (includes first revision)	\$100.00
(c)	Each subsequent Site Plan Revision	\$50.00
(d)	Subdivision Initial Review (includes first revision)	\$150 + \$1/lot
(e)	Each subsequent Subdivision Revision	\$50.00
(f)	Alternative Water Supply	\$100.00
(g)	Re-Inspection Fee	\$40.00

#### SECTION 5: BUILDING PROJECT REVIEW AND INSPECTIONS:

Residential projects with three or more dwelling units and all commercial projects require building permits. Technical assistance may be necessary on certain projects and the fire prevention plan review may need to be performed by an independent third party with expertise in the matter to be reviewed at the submitter's expense. This provision is defined in the Florida Fire Prevention Code. The independent reviewer shall provide an evaluation and recommend necessary changes of the proposed design, operation, process or new technology to the fire prevention office. Should it be necessary to exercise this provision the permit and inspection fees still apply.

The rates for Building Reviews and Inspections are as follows:

(a)	Building Projects	\$50.00 + value X 0.0033
	(Value equals the construction value or latest whichever is greater.)	ICC Building Valuation Table construction value,
(b)	Design Review	\$100.00 or 15% of permit fee whichever is greater
(c)	Construction without a permit	Double all fees or \$250 whichever is greater
(d)	Re-Inspection Fee	\$40.00
(e)	Standby request or fire watch	\$50.00/hour with 3 hour minimum per inspector
(f)	Inspections outside of normal business hours	\$50.00/hour with 3 hour minimum per inspector
(g)	Post Temporary CO Inspections	\$50.00/hour per inspector
(h)	Concurrent Building Plan Review	\$500.00
(i)	Amendments/revisions to plans/submittals (P	ermit does not have to be issued)
		\$5.00 per page with \$25.00 minimum

Building Projects review includes new construction, remodeling, renovations and repairs for all projects requiring a commercial building permit. This includes residential structures with three or more dwelling units.

Design Review is applied to permits when the submitter has numerous (six or more) items that are not code compliant or significant issues that causes plan review to be unduly difficult. This fee is not applied to minor problems/errors but will be applied when the designer did not follow the provisions in the Code or normal design practices. The purpose of the Design Review fee is to help encourage design professionals to ensure they are submitting code compliant plans. Poorly designed projects slow down the entire review process which has a negative impact on other people's projects.

The building and fire codes have language that allows additional charges when work is performed without a permit. To discourage this practice, all permit/inspection fees will be doubled, with a minimum fee of \$250 (e.g. permit fee plus \$250), when work is performed without an approved, paid for permit on site.

Stand-by and fire watch fees are charged when a feature of fire protection (e.g., sprinkler system is nonfunctional) is out of service and the threat of fire poses a life safety concern. These fees will also be charged when a facility or entity is using their property for other than its usual purpose with the fire marshal's approval to ensure the public's/facilities' safety.

Post Temporary Certificate of Occupancy (TCO) Inspection fees will be charged when the Building Official issues a TCO before the project is complete and the conditions of the TCO requires additional inspections by Fire Prevention personnel. This creates additional inspections to ensure that all features of fire protection and services are in working order, therefore, this service has not been calculated into the charges for inspecting a project.

Concurrent building plan review application fees will be applied to projects requesting building plans be reviewed prior to the site plan approval by the County. These plans require a full review, but the submitter is under no obligation to build what has been reviewed.

### SECTION 6: FIRE PROTECTION SYSTEMS PLAN & REVIEW INSPECTIONS:

Fire protection systems include automatic fire sprinkler systems, fire standpipe systems, fire alarm systems and automatic fire extinguishing systems. The below fees reflect the time commitment to perform these inspections:

(a)	Fire Sprinkler System Plan Review & Permit	\$200.00
(b)	Fire Sprinkler System Inspection	\$150.00 per floor
		and/or riser
(c)	Underground Inspection	\$150.00
(d)	Fire Pump Test	\$100.00
(e)	Underground Permit (if separated from sprinkler plan)	\$100.00
(f)	Minor Sprinkler System (less than 25 heads, not underground)	\$150.00
(g)	Sprinkler Work Without a Permit	Double all fees, or \$250
		whichever is greater
(h)	Re-Inspection Fee	\$100.00

Fire sprinkler system inspections include a two hour hydrostatic test and final inspection upon project completion. Each floor of a building or each zone risers are tested separately. Underground piping requires a two hour hydrostatic test, a witnessed system flush inspection and a final inspection. Fire pump inspections require a flow test.

SECTION 7: FIRE PROTECTION SYSTEMS AUTOMATIC FIRE EXTINGUISHING SYSTEM AND FIRE PROTECTION SYSTEMS FIRE ALARM SYSTEMS:

The rates for review, permitting, inspections and testing of automatic fire extinguishing systems and fire alarm systems are as follows:

(a)	Automatic Extinguishing System Review & Permit	\$75.00
(b)	Automatic Extinguishing System Inspection/Functional Test	\$75.00 each
(c)	Automatic Extinguishing System Work Without a Permit	Double all fees, or \$250 whichever is greater
(d)	Automatic Extinguishing System Re-Inspection Fee	\$40.00
(e)	Fire Alarm System Review, Permit, Inspections/Test	\$150.00
	(Item (e) only applies to single story structures with less than 10 devices and a value of less than \$5000)	
(f)	Fire Alarm System Review & permit (Item (f) applies to all systems with 10 or more devices	\$100.00

or than a single story or a value of \$5000 or more)

(g) Fire Alarm System Inspections/Test
(Item (g) applies to all systems with 10 or more devices
or more than a story or a value of \$5000 or more)

\$150.00 per floor

(h) Fire Alarm System Work Without a Permit

Double all fees or \$250 whichever is greater

(i) Fire Alarm System Re-Inspection Fee

\$40.00

Section 8: BUSINESS TAX RECEIPT REVIEW:

The rates for Business Tax Receipt review, special event review and inspections are as follows:

(a) Business Tax Receipt Review

\$15.00

Business Tax Receipt inspection fees will be in accordance with Table 9-1.

#### SECTION 9: FIRE PREVENTION SAFETY INSPECTION RATES:

Fire Prevention and Life\_Safety inspections are based on the square footage of the building. Fees charged for Fire Prevention and Life Safety inspections will be in accordance with Table 9-1. If no code violations are found at the initial inspection, the fee charged will be in accordance with column A. If no code violations remain at the time of the first re-inspection, the fee charged will be in accordance with column A. If a second, third or fourth re-inspection is required to gain compliance with the Code the fee charged will be according to columns C, D, or E respectively.

If the owner and/or tenant is taken to the Code Enforcement Board, in addition to any fees, fines or penalties charged or imposed by Code Enforcement and/or the Special Magistrate, the Office of Fire Prevention will charge an administrative fee of \$250. Each additional inspection required will be charged at a rate equal to those in column A of Table 9-1.

All of the above fees are cumulative.

Fire Prevention and Life Safety inspections will be conducted annually on those occupancies where people gather and/or where they sleep. Storage over 9,999 square feet, mercantile over 2,999 square feet, business over 30,000 square feet, industrial over 9,999 square feet and all high hazard facilities/operations will also be inspected annually. Specifically, the fire prevention office will target hazard associated with the potential for large loss of life or property damages.

Certain operations and occupancies will be inspected as required by Florida Statute and/or the Florida Administrative Code.

The remaining commercial properties will be inspected every three years.

Total fees are based on the historical trends in the fire prevention data base.

Square feet from		Square feet	(A) Initial Inspection	(B) First Re- inspection Fee	(C) Second Re- inspection Fee	(D) Third Re- inspection Fee	(E) Fourth Re- inspection Fee
0	up to	999	\$25	No Charge	\$75	\$125	\$175
1,000	up to	1,999	\$30	No Charge	\$90	\$150	\$210
2,000	up to	3,499	\$35	No Charge	\$105	\$175	\$245
3,500	up to	4,999	\$40	No Charge	\$120	\$200	\$280
5,000	up to	9,999	\$45	No Charge	\$135	\$225	\$315
10,000	up to	14,999	\$50	No Charge	\$150	\$250	\$350
15,000	up to	19,999	\$55	No Charge	\$165	\$275	\$385
20,000	up to	24,999	\$60	No Charge	\$180	\$300	\$420
25,000	up to	29,999	\$65	No Charge	\$195	\$325	\$455
30,000	up to	34,999	\$70	No Charge	\$210	\$350	\$490
35,000	up to	39,999	\$75	No Charge	\$225	\$375	\$525
40,000	up to	44,999	\$80	No Charge	\$240	\$400	\$560
45,000	up to	49,999	\$85	No Charge	\$255	\$425	\$595
50,000	up to	54,999	\$90	No Charge	\$270	\$450	\$630
55,000	up to	59,999	\$95	No Charge	\$285	\$475	\$665
60,000	up to	64,999	\$100	No Charge	\$300	\$500	\$700
65,000	up to	69,999	\$105	No Charge	\$315	\$525	\$735
70,000	up to	74,999	\$110	No Charge	\$330	\$550	\$770
75,000	up to	79,999	\$115	No Charge	\$345	\$575	\$805
80,000	up to	84,999	\$120	No Charge	\$360	\$600	\$840
85,000	up to	89,999	\$125	No Charge	\$375	\$625	\$875
90,000	up to	94,999	\$130	No Charge	\$390	\$650	\$910
95,000	up to	99,999	\$135	No Charge	\$405	\$675	\$945
100,000	up to	109,999	\$140	No Charge	\$420	\$700	\$980
110,000	up to	119,999	\$145	No Charge	\$435	\$725	\$1,015
120,000	up to	129,999	\$150	No Charge	\$450	\$750	\$1,050
130,000	up to	139,999	\$155	No Charge	\$465	\$775	\$1,085
140,000	up to	149,999	\$160	No Charge	\$480	\$800	\$1,120
150,000	up to	159,999	\$165	No Charge	\$495	\$825	\$1,155
160,000	up to	169,999	\$170	No Charge	\$510	\$850	\$1,190
170,000	up to	179,999	\$175	No Charge	\$525	\$875	\$1,225
180,000	up to	189,999	\$180	No Charge	\$540	\$900	\$1,260
190,000	up to	199,999	\$185	No Charge	\$555	\$925	\$1,295
200,000	up to	209,999	\$190	No Charge	\$570	\$950	\$1,330
210,000	up to	219,999	\$195	No Charge	\$585	\$975	\$1,365
220,000	up to	229,999	\$200	No Charge	\$600	\$1,000	\$1,400
230,000	up to	239,999	\$205	No Charge	\$615	\$1,025	\$1,435

240,000	up to	249,999	\$210	No Charge	\$630	\$1,050	\$1,470
250,000	up to	259,999	\$215	No Charge	\$645	\$1,075	\$1,505
260,000	up to	269,999	\$220	No Charge	\$660	\$1,100	\$1,540
270,000	up to	279,999	\$225	No Charge	\$675	\$1,125	\$1,575
280,000	up to	289,999	\$230	No Charge	\$690	\$1,150	\$1,610
290,000	up to	299,999	\$235	No Charge	\$705	\$1,175	\$1,645
300,000	up to	309,999	\$240	No Charge	\$720	\$1,200	\$1,680
310,000	up to	319,999	\$245	No Charge	\$735	\$1,225	\$1,715
320,000	up to	329,999	\$250	No Charge	\$750	\$1,250	\$1,750
330,000	up to	339,999	\$255	No Charge	\$765	\$1,275	\$1,785
340,000	up to	349,999	\$260	No Charge	\$780	\$1,300	\$1,820
350,000	up to	359,999	\$265	No Charge	\$795	\$1,325	\$1,855
360,000	up to	369,999	\$270	No Charge	\$810	\$1,350	\$1,890
370,000	up to	379,999	\$275	No Charge	\$825	\$1,375	\$1,925
380,000	up to	389,999	\$280	No Charge	\$840	\$1,400	\$1,960
390,000	up to	399,999	\$285	No Charge	\$855	\$1,425	\$1,995
400,000	up to	424,999	\$290	No Charge	\$870	\$1,450	\$2,030
425,000	up to	449,999	\$295	No Charge	\$885	\$1,475	\$2,065
450,000	up to	474,999	\$300	No Charge	\$900	\$1,500	\$2,100
475,000	up to	499,999	\$305	No Charge	\$915	\$1,525	\$2,135
500,000	up to	524,999	\$310	No Charge	\$930	\$1,550	\$2,170
525,000	up to	549,999	\$315	No Charge	\$945	\$1,575	\$2,205
550,000	up to	574,999	\$320	No Charge	\$960	\$1,600	\$2,240
575,000	up to	599,999	\$325	No Charge	\$975	\$1,625	\$2,275
600,000	up to	624,999	\$330	No Charge	\$990	\$1,650	\$2,310
625,000	up to	649,999	\$335	No Charge	\$1,005	\$1,675	\$2,345
650,000	up to	674,999	\$340	No Charge	\$1,020	\$1,700	\$2,380
675,000	up to	699,999	\$345	No Charge	\$1,035	\$1,725	\$2,415
700,000	up to	724,999	\$350	No Charge	\$1,050	\$1,750	\$2,450
725,000	up to	749,999	\$355	No Charge	\$1,065	\$1,775	\$2,485
750,000	up to	774,999	\$360	No Charge	\$1,080	\$1,800	\$2,520
775,000	up to	799,999	\$365	No Charge	\$1,095	\$1,825	\$2,555
800,000	up to	824,999	\$370	No Charge	\$1,110	\$1,850	\$2,590
825,000	up to	849,999	\$375	No Charge	\$1,125	\$1,875	\$2,625
850,000	up to	874,999	\$380	No Charge	\$1,140	\$1,900	\$2,660
875,000	up to	899,999	\$385	No Charge	\$1,155	\$1,925	\$2,695
900,000	up to	924,999	\$390	No Charge	\$1,170	\$1,950	\$2,730
925,000	up to	949,999	\$395	No Charge	\$1,185	\$1,975	\$2,765
950,000	up to	974,999	\$400	No Charge	\$1,200	\$2,000	\$2,800
975,000	up to	999,999	\$405	No Charge	\$1,215	\$2,025	\$2,835
,000,000	up to	1,049,999	\$410	No Charge	\$1,230	\$2,050	\$2,870
,050,000	up to	1,099,999	\$415	No Charge	\$1,245	\$2,075	\$2,905
,100,000	up to	1,149,999	\$420	No Charge	\$1,260	\$2,100	\$2,940
,150,000	up to	1,199,999	\$425	No Charge	\$1,275	\$2,125	\$2,975
,200,000	up to	1,249,999	\$430	No Charge	\$1,290	\$2,150	\$3,010

1,450,000	up to	over 1,450,000	\$455	No Charge	\$1,365	\$2,275	\$3,185
1,400,000	up to	1,449,999	\$450	No Charge	\$1,350	\$2,250	\$3,150
1,350,000	up to	1,399,999	\$445	No Charge	\$1,335	\$2,225	\$3,115
1,300,000	up to	1,349,999	\$440	No Charge	\$1,320	\$2,200	\$3,080
1,250,000	up to	1,299,999	\$435	No Charge	\$1,305	\$2,175	\$3,045

## Section 10: FIRE PREVENTION PERSONNEL HOURLY RATES

The rate below is to be charged for fire prevention services where the fees in sections 4 through 9 do not apply. This rate is to be charged action or inaction of an owner/operator of a facility or process necessitates that Fire Prevention personnel act to enforce the provisions of the Florida Fire Prevention Code. E.g. Illegal burning, complaint inspections where violations are confirmed to be present etc.

(a) Fire Prevention Personnel hourly rate

\$50.00 per hour