

RESOLUTION NO. 2024-_____

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, PROVIDING FOR A TEMPORARY WAIVER OF BUILDING PERMIT FEES FOR REPAIRS RELATED TO BUILDING OR STRUCTURAL DAMAGE CAUSED BY HURRICANE MILTON; PROVIDING FOR AN INTENT AND PURPOSE OF THIS RESOLUTION; PROVIDING FOR A FILING PERIOD FOR ELIGIBLE BUILDING PERMIT APPLICATIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on October 9, 2024, Hurricane Milton caused extensive damage to properties within certain parts of the geographic area of Palm Beach County; and

WHEREAS, in order to expedite the repairs required as a result of the damage caused by Hurricane Milton and to provide relief to property owners suffering from hurricane related hardships, the Board of County Commissioners desires to temporarily waive building permit fees for permit applications related to repairing such damage in Unincorporated Palm Beach County; and

WHEREAS, this Resolution is adopted pursuant to the County's Home Rule Authority under the Florida Constitution and Palm Beach County Charter, Section 125.56, Florida Statutes, and the emergency powers vested in the Board of County Commissioners (the "Board") pursuant to all applicable law; and

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, THAT:

SECTION 1. Recitals. The foregoing recitals are hereby fully incorporated herein by this reference and are deemed a material part of this Resolution.

Section 2. Intent and Purpose. It is the intent and purpose of this Resolution to only address building or structural damage directly caused by Hurricane Milton and related severe weather. This Resolution is not intended to apply to building permit applications filed with the County that are not related to repairing building or structural damage caused by Hurricane Milton and related severe weather. To the extent that a particular building or structure was substantially destroyed by Hurricane Milton or related severe weather and is beyond repair according to the County's Building Official, a new replacement building or structure on the same property as the substantially destroyed building or structure shall be considered a repair under this Resolution.

Section 3. Temporary Waiver of Building Permit Fees. The Board hereby provides that building permit fees are hereby waived for any building permit application filed with the County related to repairing building or structural damage caused by Hurricane Milton or related severe weather in Unincorporated Palm Beach County. All such applications

must be filed with the County's Building Division on or after October 14, 2024, but no later than six (6) months after the effective date of this Resolution. The Board shall have the option to extend this Resolution for at least sixty (60) days if authorized prior to the expiration of this Resolution. For purposes of granting the building permit fee waiver, the Building Official or his or her designee shall be responsible for verifying that the repairs being permitted are directly related to damage caused by Hurricane Milton or related severe weather.

Notwithstanding the fee waiver authorized by this Section, all building application, licensing, insurance, inspection, and other building permit fees/conditions required by law shall apply.

Section 4. Severability. If any section, subsection, sentence, clause, phrase, word, 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 hereto.

Section 5. Effective Date. This Resolution shall become effective immediately upon adoption by the Board.

APPROVED AND ADOPTED by the Board of County Commissioners of Palm Beach County, on the _____ day of _____, 2024.

ATTEST:

JOSEPH ABRUZZO,
CLERK OF THE CIRCUIT
COURT & COMPTROLLER

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY COMMISSIONERS

By: _____
Clerk (Deputy)

By: _____
Maria Sachs, Mayor

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

By: _____
, County Attorney

Filed with the Department of State on the _____, day of _____
_____, 2024.