

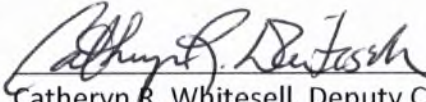


To the Honorable Council
City of Norfolk, Virginia

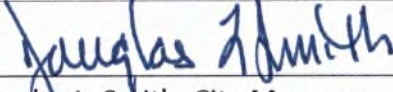
May 22, 2018

From: Gregory A. Patrick, Director
Budget and Strategic Planning

Subject: FY 2019 Operating Budget Ordinance

Reviewed: 
Catheryn R. Whitesell, Deputy City Manager

Ward/Superward: Citywide

Approved: 
Douglas L. Smith, City Manager

Item Number: R-1

I. **Recommendation:** Adopt Ordinance

II. **Applicant:** City of Norfolk

III. **Description:**

This agenda item includes an ordinance to approve and authorize the Fiscal Year (FY) 2019 operating financial plan for the city. The following table provides a breakdown of the operating plan by funds.

Fiscal Year 2019 Financial Plan	
Fund	Budget
General Fund	\$880,788,426
Enterprise Funds	\$145,660,878
Special Revenue Funds	\$60,312,685
Internal Service Funds	\$103,941,204
Total Operating Funds	\$1,190,703,193
Annual Plan for Housing and Urban Development (HUD) Block Grants	\$5,841,730
Total Financial Plan	\$1,196,544,923

IV. **Analysis**

This ordinance distributes General Fund and other operating funds in accordance with the City Manager's Proposed Budget presented on April 3, 2018, and subsequent City Council amendments from the budget work sessions, which include the following:

City Manager's Proposed Budget:

1. Provides a citywide salary increase, including the following:

- Provides General and Constitutional employees with a two percent salary increase in January 2019 and salary range adjustments for the city's most regionally out of market classifications.
 - Implements a new pay plan for sworn Sheriff's deputies and 911 Telecommunicators to attract and retain talent.
 - Continues implementation of the Public Safety Pay Plan to provide competitive compensation with a step increase for sworn Police and Fire-Rescue Employees.
 - Provides a step increase for sworn Sheriff employees.
2. Supports a two percent retiree supplement on the first \$36,000 of benefits for retirees and beneficiaries who began collecting benefits before July 1, 2014.
3. Balances the city's preliminary base budget gap of \$13.3 million through efficiency measures, and changes to programs and services, which include:
- An employee reduction in force.
 - Department reductions to expenditures.
 - Increases to fees according to a new fee philosophy, which strives to recoup the costs of certain services provided by the city. Certain fees were raised that are provided by the private sector, are discretionary, enable the service recipient to earn a profit, or have more demand than the city can provide.
4. Increases the residential real estate tax rate by ten-cents, from \$1.15 to \$1.25 per \$100, which will provide the city with ongoing revenue to invest in the following Council initiatives:

FY 2019 Real Estate Tax Increase		
Policy Initiative	Investment	Real Estate Tax Increase
St. Paul's People First and Redevelopment Initiatives	\$3,500,000	1.90 cents
No Budget Reduction for Norfolk Police Department	\$1,200,000	0.65 cents
Ongoing funding for Norfolk Public Schools	\$5,000,000	2.70 cents
Resilience Initiatives	\$1,850,000	1.00 cents
Technology, Vehicles, and Equipment	\$3,864,000	2.08 cents
Citywide Salary Increase	\$3,086,000	1.67 cents
Total	\$18,500,000	10.00 cents

- The increase to ongoing funding for Norfolk Public Schools sets the base for the new funding formula proposed to begin in FY 2020.
- The budget invests a total of \$7.7 million in Information Technology infrastructure, \$1.5 million of which is derived from the real estate tax increase. Key investments include public safety radios, police in-car video cameras, updates to the payroll system and Microsoft Office software, replacing computer hardware, and replacing the 25-year-old phone system.

5. Decreases the residential Waste Management fee by \$3.00 per month, from \$28.01 to \$25.01. The reduction is based on the renegotiated agreement with the Southeastern Public Service Authority (SPSA) which reduced the tipping fee from \$125 per ton to \$65 per ton. The tipping fee reduction also allows the city to replace 18 more garbage trucks over the next five years.
6. Continues support of the FY 2019 Community Development Block Grant program (CDBG), HOME Investment Partnership program (HOME) and the Homeless Emergency Solutions Grant program (HESG):

FY 2019 Annual Plan for HUD Block Grants	
Program	Budget
CDBG	\$4,578,844
HOME	\$914,593
HESG	\$348,293
Total	\$5,841,730

Budget Amendments:

The following amendments to the Proposed Budget reflect City Council directives:

1. Restores the five percent funding decrease proposed for outside agencies including Festevents. A total of \$916,646 is restored, which maintains a cut of \$25,000 to citywide marketing initiatives.
2. Restores the proposed reductions to firefighter stipends and restores two specialized firefighter positions that were eliminated in the proposed budget.
3. Restores \$154,365 to the Recreation, Parks, and Open Space (RPOS) budget for the Norfolk Emerging Leaders (NEL) program. These funds will restore funding to 80 NEL positions for a total of 272 NEL positions in FY 2019.
4. Restores \$72,400 to the Cultural Facilities, Arts and Entertainment budget to continue support for the Arts Manager position.
5. Restores \$65,000 to the RPOS budget to continue year-round programming at Campostella and Merrimack Recreation Centers.
6. Restores \$40,000 to the RPOS budget to continue current operations and programming at the Grandy Village Recreation Center.

7. Increases the Office of Elections budget by \$38,640 to support a pay increase for Officers of Election who volunteer to serve at the polls on Election Day. These funds will increase the pay for over 400 Officers of Election.
8. Reduces the proposed increase to the residential driveway permit. The fee will increase by only \$15 instead of the proposed \$85. The \$15 increase reflects the administrative processing fee that will be added to all right of way permit fees.
9. Restores \$30,000 to prevent the closing of Diggs Town and Oak Leaf Computer Resource Centers. Also, \$15,000 is added to expand programming provided at the computer resource centers, which may include the support of SOL students that are not receiving after-school assistance.
10. Provides \$25,000 to Norfolk Festevents for programming in Ocean View.
11. Reduces proposed planning fees for Zoning/Conditional Rezoning and Text Amendment fees to better align with the region. This will affect an average of 47 permits annually, for a total reduction in proposed revenues of \$11,000.
12. Increases the funding for the Legal Aid Society of Southeast Virginia of \$1,600 for general operation support. These funds will support additional low-income families seeking legal aid.

The following amendments reflect technical adjustments to the Proposed Budget:

13. The Proposed FY 2019 Budget reflected dissolving the Tax Increment Financing (TIF) Fund on June 30, 2018. The debt service on the Housing and Urban Development (HUD) refunding bonds and real estate tax revenue were included in the Proposed FY 2019 General Fund Budget. However, the city's bond counsel ruled that since TIF revenues are pledged to pay the debt service, the TIF Fund cannot be dissolved until the debt has been paid off in FY 2024. The Adopted FY 2019 Budget restores the TIF Fund budget which includes the debt service expense and transfer of excess revenues to the General Fund. On the General Fund side, this will result in a removing the real estate tax revenue of approximately \$5.9 million and restoring the transfer to the General Fund from the TIF Fund of approximately \$4.3 million, for a net decrease of approximately \$1.6 million to General Fund revenues. There is a corresponding \$1.6 million transfer back of the debt service expenditures to the TIF Fund.
14. While the Education section of the Budget (pages 327 – 345) accurately depicts the Proposed Norfolk Public Schools Operating Budget, the number that was used in the Proposed General Fund Expenditure Summary for Public School Education (page 88) did not reflect NPS' proposed reduction of \$602,951 in Other Revenue. This revenue category is for miscellaneous local funds received from sources other than the city's General Fund such as tuition, fees, surplus sales, building rentals, and other small

revenue items. This technical adjustment will not impact local or state revenue to NPS but will reduce the total General Fund Budget by \$602,951.

15. The Proposed FY 2019 Budget transferred \$75,000 from RPOS to Prime Plus in the Outside Agency section of the budget. The funds for Prime Plus were to be used to relocate and provide programming for the Ocean View Seniors that will be displaced when the Senior Center is closed. Subsequent to the budget proposal it was decided that the Ocean View Seniors would move into the East Ocean View Recreation Center and RPOS would continue to provide programming. As a result, this transfer is no longer necessary.

16. Based on the Proposed FY 2019 Budget, the revenue sharing formula calculation resulted in a constant 29.2 percent share of non-dedicated local tax revenues. As a result of the amendments to the proposed budget, the revenue sharing formula calculation would result in a constant 29.55 percent share of non-dedicated local tax revenues. The amendments include the \$1.00 increase to the bed tax and removing the real estate tax revenue associated with the Tax Increment Financing Fund.

V. Financial Impact

The financial plan totals \$1,196,544,923 from all sources and meets the Norfolk City Charter requirements for a balanced budget. See the above Analysis section for more detail.

VI. Environmental

The FY 2019 Budget supports the City Council priority of Environmental Sustainability.

VII. Community Outreach/Notification

Pursuant to the Code of Virginia and Norfolk City Charter, this agenda item requires a public hearing. As such, a public hearing notice was published in *The Virginian-Pilot* on April 8, 2018, and the public hearing was held on April 18, 2018.

VIII. Board/Commission Action

N/A

IX. Coordination/Outreach

This letter has been coordinated with the Office of Budget and Strategic Planning and the City Attorney's Office.

Form and Correctness Approved: *APM*By *[Signature]*
Office of the City Attorney

Contents Approved:

NORFOLK, VIRGINIA

By *[Signature]*
DEPT. Budget and Strategic Planning

Pursuant to Section 72 of the City Charter, I hereby certify that the money required for this item is in the city treasury to the credit of the fund from which it is drawn and not appropriated for any other purpose.

5,841,730
\$1,190,703,193

[Signature]
Director of Finance

HUD account
VARIOUS
Account
5/17/18
Date

ORDINANCE No. 47,229

R-1

AN ORDINANCE APPROPRIATING FUNDS FOR OPERATION OF THE CITY FOR THE FISCAL YEAR BEGINNING JULY 1, 2018 AND ENDING JUNE 30, 2019, APPROPRIATING \$826,678 FROM THE LAND ACQUISITION/REVOLVING FUND BALANCE, APPROPRIATING U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) ENTITLEMENT GRANTS, AUTHORIZING SHORT-TERM EQUIPMENT FINANCING, INCREASING CERTAIN FEES, INCREASING THE REAL ESTATE PROPERTY TAX, INCREASING THE CIGARETTE TAX, INCREASING THE FLAT TAX ON TRANSIENT LODGING, PROVIDING A SUPPLEMENT FOR CERTAIN ELIGIBLE RETIREES AND REGULATING THE PAYMENT OF MONEY FROM THE CITY TREASURY.

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WHEREAS, the City Manager submitted to the Council a proposed annual budget for the city for the fiscal year beginning July 1, 2018 and ending June 30, 2019, which has been amended by the Council, and it is necessary to make appropriations sufficient to fund said budget and to regulate the payment of money from the city treasury; now, therefore,

BE IT ORDAINED by the Council of the City of Norfolk:

Section 1:- That the amounts shown herein aggregating Eight Hundred Eighty Million Seven Hundred Eighty Eight Thousand Four Hundred Twenty Six Dollars (\$880,788,426) for the General Fund, Eighty Nine Million

One Hundred Forty Four Thousand Eight Hundred Sixty Five Dollars (\$89,144,865) for the Water Utility Fund, Thirty Two Million Four Hundred Ninety Five Thousand Nine Hundred Thirty Dollars (\$32,495,930) for the Wastewater Utility Fund, Sixteen Million Five Hundred Seventy Eight Thousand Two Hundred Ninety Four Dollars (\$16,578,294) for the Storm Water Utility Fund, One Hundred Three Million Nine Hundred Forty One Thousand Two Hundred and Four Dollars (\$103,941,204) for the Internal Service Funds, Twenty Four Million Twenty Thousand Eighty Three Dollars (\$24,020,083) for the Parking Facilities Fund, Two Million Thirty Seven Thousand One Hundred Twenty Three Dollars (\$2,037,123) for the Cemetery Services Fund, Six Million Seventeen Thousand Three Hundred Eighty Dollars (\$6,017,380) for the Emergency Preparedness and Response Fund, Fifteen Thousand Dollars (\$15,000) for the Golf Operations Fund, Twenty Million Four Hundred Fifty Two Thousand Two Hundred Fourteen Dollars (\$20,452,214) for the Waste Management Fund, Seven Million Six Hundred Ninety Eight Thousand Four Hundred and Nine Dollars (\$7,698,409) for the Public Amenities Fund, Five Million Eight Hundred Fifty Five Thousand Dollars (\$5,855,000) for the Tax Increment Financing Fund, One Million Six Hundred Fifty Nine Thousand Two Hundred Sixty Five Dollars (\$1,659,265) for the Towing and Recovery Operations Fund, or so much thereof as may be necessary, as set forth in the annual budget for the fiscal year July 1, 2018 - June 30, 2019, submitted by the City Manager and as amended by the Council and hereby adopted, are hereby appropriated, subject to the conditions hereinafter set forth in this ordinance, from the revenues of the city from all sources for the fiscal year July 1, 2018 - June 30, 2019, for the use of the several departments and funds established within the City Government, and for the purposes hereinafter set forth in said annual budget for the fiscal year July 1, 2018 - June 30, 2019 as follows:

Legislative	\$5,277,578
Executive	\$6,211,184
Department of Law	\$4,828,532
Constitutional Officers	\$48,529,865
Judicial	\$1,393,416
Elections	\$993,471
Department of Information Technology	\$16,884,625

Department Of Finance	\$5,753,018
Department Of General Services	\$25,864,300
Department Of Human Resources	\$3,672,938
Department Of City Planning	\$4,825,233
Department Of Neighborhood Development	\$4,476,031
Department Of Economic Development	\$2,474,122
Norfolk Public Libraries	\$12,411,417
Department Of Cultural Facilities, Arts And Entertainment	\$6,670,139
Virginia Zoological Park	\$4,475,993
Nauticus	\$4,121,447
Department Of Recreation, Parks And Open Space	\$17,838,501
Central and Outside Agency Appropriations	\$77,110,296
Norfolk Community Services Board	\$25,321,258
Office To End Homelessness	\$268,502
Department Of Public Health	\$3,617,181
Department Of Human Services	\$48,138,513
Department Of Police	\$75,717,773
Department Of Fire - Rescue	\$46,167,025
Department Of Public Works	\$27,896,256
Debt Service	\$71,493,862
Norfolk Public Schools	\$328,355,950
Total Appropriations General Fund - Operating Budget	\$880,788,426

Water Utility Fund	\$89,144,865
Wastewater Utility Fund	\$32,495,930
Parking Facilities Fund	\$24,020,083
Storm Water Utility Fund	\$16,578,294
Internal Service Funds	\$103,941,204
Cemetery Services Fund	\$2,037,123
Emergency Preparedness And Response Fund	\$6,017,380
Golf Operations Fund	\$15,000
Waste Management Fund	\$20,452,214
Public Amenities Fund	\$7,698,409

Tax Increment Financing Fund	\$5,855,000
Towing and Recovery Operations Fund	\$1,659,265
Total Operating Funds	\$1,190,703,193

Section 2:- That unless otherwise specified by Council, all taxes and fees heretofore levied shall continue from year to year including but not limited to the increase provided in Virginia Code Section 58.1-3321 which increase the council deems to be necessary.

Section 3:- That the salaries and wages set forth in detail in said annual budget, including for the City Manager, as amended, and for offices and positions which are not embraced within said compensation plan are hereby authorized.

The positions, except where the number thereof is not under the control of the Council, set forth in said annual budget, as amended, shall be the maximum number of positions authorized for the various departments, divisions, bureaus and funds of the city during the fiscal year July 1, 2018 - June 30, 2019 and the number may be changed during said fiscal year as authorized by the Council or City Manager.

Unless the city's compensation plan provides otherwise, changes in personnel occurring during said fiscal year in classifications embraced within the city's compensation plans shall be administered by the City Manager in accordance with the regulations for the administration of the plans.

In the event any personnel authorized in the preceding year's annual budget and appropriations are notified of release due to a reduction in force, reorganizations or workforce downsizing or the staffing and organization redesign effort, such positions are hereby authorized to continue in existence until such time as adopted procedures relating to reductions in force or work force downsizing, or the staffing and organizational redesign effort are completed and implemented in accordance with its terms and conditions. Unless the Council provides otherwise, the City Manager is hereby authorized to continue all benefits and salaries throughout the period of employment from appropriated funds for the positions aforesaid,

notwithstanding that said positions may or may not have been deleted in a department budget for the fiscal year July 1, 2018 - June 30, 2019.

The Council reserves the right to change at any time during said fiscal year the compensation, including pay supplements for constitutional officers, either before or after a change in basic salary is made by the State Compensation Board, and to abolish any office or position provided for in said annual budget, as amended, except such offices or positions as it may be prohibited by law from abolishing. The City Manager is authorized to make such rearrangements and reorganizations of positions and personnel services funds between the several departments, including funds named therein, as may best meet the uses and interests of the city.

No person shall acquire any vested interest in any compensation or supplement payable under this section beyond those actually paid.

Section 4:- That all payments from the appropriations provided for in this ordinance, including those from balances remaining on June 30, 2018, to the credit of appropriations for works, improvements or other objects which have not been completed or abandoned, except those works, improvements or other objects funded by Federal, State, or other organizational grants which are hereby encumbered, shall be made at such time as the City Manager may direct, unless otherwise specified by the Council. The City Manager is hereby authorized to apply for grants and awards during the fiscal year.

Section 5:- That within several departments, funds and activities, there are hereby appropriated sufficient amounts to cover the operation of all Internal Service Funds, including the Healthcare and Fleet Management Funds. Charges for services assessed against said departments, funds and activities by the Internal Service Funds shall be accumulated in the appropriate internal service fund and expended to cover the operating costs of such funds as provided in the annual budget.

Any unexpended balances in the amounts appropriated for the Healthcare Fund at the close of business on June 30, 2018, shall not revert to the surplus of the Healthcare Fund, but shall be carried forward on the

books of the Director of Finance and be available for expenditure in the succeeding year.

Section 6:- That the various amounts appropriated by this ordinance for the several groups, as set forth in the annual budget, as amended, are to be expended for the purposes designated by said groups, provided, however, that the City Manager or a designee may authorize the transfers between account groups within departments, funds or activities of the city and a record of such transfers shall be maintained by the Director of Finance.

The City Manager or a designee is authorized to transfer from any department, fund or activity which has an excess of funds appropriated for its use of the balance of the fiscal year to any department, activity or fund all or any part of such excess, or to cause such transfers to be made, a record of all such transfers shall be maintained by the Director of Finance.

Any unexpended balances in the amounts appropriated for the Department of Public Works Street Construction and Maintenance Projects, Public Amenities Fund, Tourism Infrastructure Repair, Poverty Commission, Housing Trust Fund, and the Norfolk Consortium at the close of business on June 30, 2018 shall not revert to the surplus of the General Fund, but shall be carried forward on the books of the Director of Finance and be available for expenditure in the succeeding year.

There are hereby appropriated the revenues from the fiscal year 2015 Five cent (\$0.05) cigarette tax increase and the fiscal year 2017 Five cent (\$0.05) cigarette tax increase for development initiatives. The City Manager is hereby authorized to expend \$520,000 of the revenues for debt service on the former J.C. Penny's building and \$96,600 of the revenues for previously authorized economic development incentive grants through the Economic Development Authority. The City Manager is hereby authorized to reserve the balance of the revenues supported by the cigarette tax increases, an estimated \$229,400, for the purpose of business retention, feasibility analysis, debt service, and other economic development activities subject to Council authorization for expenditure.

The City Manager shall provide to the City Council a mid-year budget update. Such mid-year budget update shall report the projected revenue and expenditure estimates for the entire fiscal year, receipt of unbudgeted revenues, and other major changes to the adopted budget.

There is hereby reserved in the General Fund Balance up to the amount of Forty Three Million One Hundred Eighteen Thousand Eight Hundred and Three Dollars (\$43,118,803) for the Unassigned General Fund Balance Reserve.

There is hereby reserved in the General Fund Balance the amount of Five Million Dollars (\$5,000,000) for the Risk Management Reserve.

There is hereby reserved in the General Fund Balance the amount of Five Million Dollars (\$5,000,000) for the Economic Downturn and Leveling Reserve.

There is hereby reserved in the General Fund Balance up to the amount of Five Million Two Hundred Eleven Thousand Nine Hundred Seventy One Dollars (\$5,211,971) in the revolving fund for strategic land acquisitions to be expended for future land acquisitions. Unless otherwise appropriated, the proceeds of future land sales shall be deposited in the Land Acquisition Fund during the fiscal year. Such deposits are hereby appropriated for future land acquisitions. Any unobligated appropriation in the Land Acquisition/Revolving Fund at the close of the fiscal year ending on June 30, 2018, is hereby reserved for the Land Acquisition/Revolving Fund to be expended for future strategic land acquisitions.

There is hereby appropriated from the Land Acquisition/Revolving Fund Balance the amount of Eight Hundred Twenty Six Thousand Six Hundred Seventy Eight Dollars (\$826,678) for the Capital Improvement Program.

There is hereby appropriated and authorized for expenditure the revenues, if and when received, from the fiscal year 2006 flat tax increase of one dollar (\$1.00) per room for each night of lodging at any hotel to the Norfolk Convention and Visitors Bureau (Visit Norfolk) for visitor promotion and advertising for conventions and tourism and from the fiscal year 2012 flat tax

increase of one dollar (\$1.00) per room for each night of lodging at any hotel to the Norfolk Consortium.

There is hereby appropriated and authorized for expenditure for the Parking Facilities Fund up to Two Million Thirty Thousand Two Hundred Eighty Three Dollars (\$2,030,283) from the Parking Facilities Rate Stabilization Fund.

There is hereby authorized, in accordance with guidelines established by the City Manager, the execution of warrants for the disbursement of any cash in banks credited to the City's Corporate Account to meet any properly authorized and approved payment chargeable to any account of the city.

Unless otherwise specified by any other provision of local, state or federal law, operating funds appropriated to Norfolk Public Schools that have not been expended or contractually obligated at the end of the fiscal year are deemed local dollars and shall revert to the city for re-appropriation by City Council.

There are hereby appropriated and authorized for expenditure the revenues from the fiscal year 2014 Two cent (\$0.02) real estate tax increase for the School Construction, Technology and Infrastructure Program. The City Manager is hereby authorized to expend and reserve the School Construction, Technology and Infrastructure Program supported by the Two cent (\$0.02) real estate tax increase to support the needs of Norfolk Public Schools. For the purposes of policy governing the allocation of local revenue to Norfolk Public Schools, this revenue is defined as a dedicated local tax, therefore, excluded from the revenue-sharing formula calculation. Any unexpended balances in the amounts appropriated shall not revert to the surplus of the General Fund, but solely be dedicated to the School Construction, Technology and Infrastructure Program and shall be carried forward on the books of the Director of Finance and appropriated and available for expenditure in the succeeding year.

The City Manager is hereby authorized to establish the Resilience Program supported by a One-cent (\$0.01) real estate tax increase to support the city's resilience initiatives. There is hereby appropriated and authorized for expenditure the revenue from the One-cent (\$0.01) real estate tax increase for this Program. For the

purposes of policy governing the allocation of local revenue to Norfolk Public Schools, this revenue is defined as a dedicated local tax, therefore, excluded from the revenue-sharing formula calculation. Any unexpended balances in the amounts appropriated shall not revert to the surplus of the General Fund, but solely be dedicated to the Resilience Program and shall be carried forward on the books of the City Controller and appropriated and available for expenditure in the succeeding year.

The City Manager is hereby authorized to establish the St. Paul's People First and Redevelopment Program supported by a One and nine-tenths (\$0.019) cent real estate tax increase to support the St. Paul's People First and Redevelopment initiatives. There is hereby appropriated and authorized for expenditure the revenue from the One and nine-tenths (\$0.019) cent real estate tax increase for this Program. For the purposes of policy governing the allocation of local revenue to Norfolk Public Schools, this revenue is defined as a dedicated local tax, therefore, excluded from the revenue-sharing formula calculation. Any unexpended balances in the amounts appropriated shall not revert to the surplus of the General Fund, but solely be dedicated to the St. Paul's People First and Redevelopment Program and shall be carried forward on the books of the City Controller and appropriated and available for expenditure in the succeeding year.

Section 7:- That the FY 2019 Annual Plan, (Consolidated Plan Fiscal Years 2017-2021) for the Community Development Block Grant Program, HOME Investment Partnership Program and Emergency Solutions Grant Program, having been reviewed and found to be in the best interests of the city, is hereby approved.

Section 8:- That, if and when made available from the U.S. Department of Housing and Urban Development (HUD), the sum of up to Three Million Nine Hundred and One Thousand Thirty Four Dollars (\$3,901,034) is hereby appropriated and authorized for expenditure for the Community Development Block Grant Program (2018-2019) from the Community Development Block Grant.

Section 9:- That the sum of Six Hundred Seventy Seven Thousand, Eight Hundred Ten Dollars (\$677,810) is hereby appropriated and authorized for expenditure for

the Community Development Block Grant Program (2018-2019) if and when such re-programmed funds are made available from the remaining balances of certain identified Community Development Block Grant activities.

Section 10:- That, if and when made available from the U.S. Department of Housing and Urban Development (HUD), the sum of up to Nine Hundred Fourteen Thousand Five Hundred Ninety Three Dollars(\$914,593) is hereby appropriated and authorized for expenditure for the HOME Investment Partnership Program (2018-2019) from the HOME Investment Partnership Program Grant.

Section 11:- That, if and when made available from the U.S. Department of Housing and Urban Development (HUD), the sum of up to Three Hundred Forty Eight Thousand Two Hundred Ninety Three Dollars (\$348,293) is hereby appropriated and authorized for expenditure for the Emergency Solutions Program (2018-2019) from the Emergency Solutions Grant.

Section 12:- That the City Manager is designated as the certifying officer and authorized representative of the City of Norfolk and shall provide the assurance required by the provisions of the Housing and Community Development Act of 1974, as amended, and the regulations adopted pursuant to such Act.

Section 13:- That the City Manager is further authorized and directed to give to the U.S. Department of Housing and Urban Development (HUD) and the Comptroller General, through any authorized representative, access to and the right to examine all records, books, papers, documents and other materials which are related to the grant funds and is further authorized and directed to do all things necessary and proper to apply for, accept, receive and modify current and prior year grant funds to carry out the program.

Section 14:- That the Council hereby finds and determines that based on current conditions in the municipal bond market, it is in the city's best interest to issue short-term general obligation bonds or notes (the "Short-Term Equipment GOBs") to finance acquiring various items of personal property, including but not limited to computers, ambulances, fire trucks, refuse trucks and other vehicles (the "Equipment") appropriate and necessary for the efficient operation of the city.

"Short-term" means a term to maturity of ten (10) or fewer years. The cost of any new Equipment to be acquired through the issuance of Short-Term Equipment GOBs shall not exceed Ten Million Dollars (\$10,000,000).

No Short-Term Equipment GOBs may be issued before the Council provides authorization therefor following notice and a public hearing held under Virginia Code Section 15.2-2606 of the Public Finance Act of 1991.

That, if prior to issuing Short-Term Equipment GOBs to finance all or any portion of the Equipment, the City Manager, in consultation with the Director of Finance, determines that it is advisable to finance the acquisition in an alternative manner, the City Manager, with the approval of Council, is hereby authorized to execute and deliver on behalf of the city nongeneral obligation bonds, notes, term loan agreements, a master equipment lease agreement or other similar financing agreement (the "Alternative Short-Term Equipment Financing"), to execute and deliver such instruments, agreements, documents or certificates and to do and perform such things and acts, as the City Manager shall deem necessary or appropriate to carry out the transactions relating to the Alternative Short-Term Equipment Financing authorized by this ordinance, including to solicit and accept proposals to provide Alternative Short-Term Equipment Financing that the City Manager determines to be in the city's best interest and all of the foregoing, previously done or performed by such officers or agents of the city, are hereby in all respects approved, ratified and confirmed.

Should the City Manager determine that it is in the city's best interest to enter into Alternative Short-Term Equipment Financing, the Alternative Short-Term Equipment Financing shall bear interest at a rate not exceeding Six and a Half Percent (6.5%), shall have a final term to maturity not in excess of ten (10) years and shall not exceed Ten Million Dollars (\$10,000,000). The obligation of the city to make payments under any Alternative Short-Term Equipment Financing is subject to appropriation each year by the Council and nothing in this ordinance or the Alternative Short-Term Equipment financing shall constitute a debt or pledge of the faith and credit of the city.

The payment of FY 2019 debt service on prior Short-Term Equipment GOBs and any FY 2019 Alternative Short-Term Equipment Financing is part of the Debt Service Appropriation.

This ordinance represents a declaration of "official intent" under Treasury Regulations Section 1.150-2.

Section 15:- That the schedule of fees set forth below is hereby adopted for all those applications seeking any review or approval for any of the activities arising under the regulations of the Norfolk Zoning Ordinance that are listed therein, and that the Director of the Department of Planning is hereby authorized and directed to publish said schedule of fees.

Fee Schedule for Planning and Zoning Applications

Application Type or Request	Fee
Processing Fee (To be added to the fee established for each of the applications and requests itemized below)	\$15
Conditional Use Permit	\$1,065
Rezoning/conditional rezoning	\$1,360
Zoning text amendment	\$900
General plan amendment:	
With concurrent application	No additional fee
Without concurrent application	\$1,050
Street closure	\$100
Variance/appeal to Board of Zoning Appeals (BZA):	
Standard	\$255
After-the-fact	\$540
Certificate of Appropriateness (COA):	
Standard	No fee
After-the-fact	\$825
Design Review (under Norfolk City Code section 32-63)	\$405
Development certificate:	
With waiver(s)	\$420
Without waiver(s)	\$80
Non-standard lot	\$510

Ownership review request/Buildable lot letter	\$100
Zoning compliance letter	\$80
Zoning compliance review (new process for 2018 Zoning Ordinance)	\$80
Site plan	\$770
Chesapeake Bay Preservation Area (CBPA) review:	
Single-family	\$205
Single-family addition	\$120
Land disturbance permit:	
Single-family	\$165
Other than single-family	\$615
Environmental permit:	
Standard wetlands permit	\$480
After-the-fact wetlands permit	\$975
Tree permit in Chesapeake Bay Area on private property:	
Standard	No fee
After-the-fact	\$50
Moving Storage Container Registration:	
Located for up to 2 weeks	No fee
Located for longer than 2 weeks	\$15/week (after first 2)

Section 16:- That Section 11.1-3 of the Norfolk City Code, 1979, entitled "Fee schedules", is hereby amended and reordained so as to read as follows:

Sec. 11.1-3 Fee Schedules.

As provided for by section 36-105, Code of Virginia, 1950, as amended, the city council levies certain fees for plan examination, permits, inspections and to defray the costs of enforcement and appeals under the Uniform Statewide Building Code. A schedule of fees is set forth in the table below, entitled "Building Permit Fee Schedule," and the final amount of each fee that shall be charged for each activity shall be computed by identifying the fee shown in the schedule and then increasing it by two percent (2%) to support training programs of the Building Code Academy, as required under

section 36-137, Code of Virginia, 1950, as amended,
and also by \$15 for processing.

Building Permit Fee Schedule

Permitting Activity	Fee
Administrative Fees	
Minimum Permit Fee (Building and PME only)	\$50
Administrative Fee for work begun without a permit	\$150
Appeal to the Board of Building Code Appeals	\$75
Re-inspection Fee	\$50
Changes or corrections to the application or approved plans	\$50
Certificate of Occupancy or Certificate of Compliance	\$50 (no charge when issued in connection with building permit)
Temporary C.O. for 30 days	\$600 (plus \$600 for each additional 30 days, if granted)
Building Plan Review Fees	
New Construction, Alterations, and Repairs	
0 - 2,500 sq. ft.	\$35
2,501 - 5,000 sq. ft.	\$75
5,001 sq. ft. - Unlimited	\$100
Fire Protection Systems (includes all Fire Protection Systems and Alarms)	\$75
Swimming pools, commercial fences, riprap, bulkheads, piers and similar accessory structures (includes signs, communication towers, pump stations, vaults)	\$50

Building Permit/Inspection Fees	
Residential	
New Construction (includes additions that increase the gross area of the existing structure)	\$0.15/sq. ft.
Alterations/Repairs	\$100 (flat fee)
Accessory Structures	\$0.15/sq. ft.
Commercial/Other	
New Construction (including additions), Alterations, and Repairs	\$0.16/sq. ft.
Demolition (any building or structure)	\$50 each
New Hydraulic and Traction Elevators, Escalators (Acceptance Tests)	
Hydraulic Elevators	\$250 per unit
Traction Elevators	\$350 per unit
Escalators/Moving Walkways	\$350 per unit
Miscellaneous Elevators (chair lifts, dumbwaiters, pneumatics, material lifts, etc.)	\$250 per unit
Elevator Maintenance Certificates	
Annual Elevator Certificate	\$80 per unit
5 Year Elevator Certificate	\$100 per unit
Fire Protection Systems (New/Existing Sprinkler Systems)	\$100 per system or alarm
Piers and Bulkheads	
Residential bulkhead without tiebacks, and/or open pile pier up to 100 linear feet	\$50 (plus \$50 for each additional 100 linear feet or fraction thereof)
Residential bulkhead with tiebacks, and riprap up to 100 linear feet	\$75 (plus \$75 for each additional 100 linear feet or fraction thereof)

	thereof)
Commercial bulkhead and piers	\$50 plus \$1 per linear foot
Porches and Decks (uncovered, one-story)	
Up to 100 sq. ft.	\$50
101 - 400 sq. ft.	\$100
401 sq. ft. and above	\$125
Re-roof and Siding	
Residential	No permit required
Commercial	\$150 (flat fee)
Signs	
Any new sign	\$80
Alteration or modification of a sign	\$50
Swimming Pools (Plumbing and Electrical Permits may also be required)	
Above ground pool	\$50
In-ground pool	\$125
Pool barrier	\$50
Tents (901 sq. ft. or greater and Other Temporary)	\$50
Communication Tower	\$50
Amusement Devices and Rides	
Mechanical rides/device inspections	\$50
Small mechanical rides or inflatable amusement devices/device inspections (per Code of Virginia sections 36-98.3 and 36-105)	\$35
Tower Cranes	\$250
Electrical Fee Schedule	
Electrical Service (Single-Phase or Three Phases)	

0 - 200 AMP	\$50
201 - 400 AMP	\$100
401 - 600 AMP	\$150
Each additional 100 AMP up to 1000 AMP	\$25
Each additional 100 AMP over 1000 AMP without limit	\$50
For each piece of equipment and each circuit or feeder installed, extended, relocated, or repaired	\$3 per circuit up to 100 circuits, then \$4 per circuit
Miscellaneous	
Pool Grounding	\$50
Temporary Release	\$50
Temporary Electrical Construction Pole	\$50
Mechanical Fee Schedule	
• Burner Replacement • Chiller • Cooling Tower/Water Tower • Grease Duct • Commercial Hoods • Condensate • Hydronic Piping (each zone) • Incinerator/Crematory • Prefab Gas Fireplace • Wood Stove, Fireplace Insert • Gas Logs • Replacement for Chimney or Vents	\$40 each
• Air Conditioning Equipment • Boiler • Combination Unit (gas, oil, electric) • Furnace • Heat Pump • Space Heater • Replacement Water Heater	\$20 each

• Gas Line • Regulated equipment not addressed	
• Air Handler • Commercial Clothes Dryer • Kitchen Cooking Equipment • Refrigerator Equipment (\$10 per compressor) • Dispenser (pump)	\$10 each
• Air Distribution System • Exhaust Duct System • Fan Exhaust • Make Up Air (Ventilation) • Fire/Smoke Dampers • Fueling Piping System (gasoline and oil) • Gas Light • Residential Hood/Duct • Residential Dryer • VAV Box • Ventilation Duct System • Medical Gas Piping • Residential Bath Fan (\$5 each) • Residential Bathroom Exhaust Duct	\$5 each
Plumbing Fee Schedule	
Plumbing Equipment/Fixtures/Piping Systems (indoor)	\$7 per fixture/device/system
Plumbing Site Work (outdoor)	\$20 per sewer/storm drain/service line
Backflow Device	\$20 per device
Sewer Caps	\$50 each
Refunds	

Inspections Completed - Percentage of Refund Allowed	
Building Foundation Inspection	75%
Building Framing Inspection	25%
Electrical, Mechanical, Plumbing Rough-In	40%

Section 17:- That Chapter 12, Article IV, Sections 12-266, 12-267, 12-268, 12-269, 12-270, 12-275, 12-290.1, 12-190.3(1) through (7) and 12-290.4 of the Norfolk City Code, 1979, are hereby amended and reordained, and Sections 12-274, 12-276, and 12-290.2 are hereby added so as to read as follows:

**ARTICLE IV. - SERVICE CHARGES AND LOT OR GRAVE
PRICES**

DIVISION 1. - GENERALLY

**Sec. 12-266 Charges for grave openings and
 closings-Mausoleum burials.**

The charges for opening and closing graves for mausoleum burials in the city cemeteries shall be as follows:

- (1) *Regular crypt-Public mausoleums* -Monday through Friday, 8:30 a.m. to 4:00 p.m.: the fee shall be seven hundred fifty dollars (\$750.00).
- (2) *Ash crypt-Public mausoleums* -Monday through Friday, 8:30 a.m. to 4:00 p.m.: the fee shall be six hundred dollars (\$600.00).
- (3) *Servicing burial-Private mausoleum* -Monday through Friday, 8:30 a.m. to 4:00 p.m.: the fee shall be five hundred dollars (\$500.00).
- (4) *Regular crypt-Public mausoleums* -Saturday: the fee shall be eight hundred fifty dollars (\$850.00).
- (5) *Ash crypt-Public mausoleums* -Saturday: the fee shall be seven hundred dollars (\$700.00).

- (6) *Servicing burial-Private mausoleum* - Saturday: the fee shall be six hundred dollars (\$600.00).
- (7) *Regular crypt-Public mausoleums* -Sunday and holidays: the fee shall be nine hundred fifty dollars (\$950.00).
- (8) *Ash crypt-Public mausoleums* -Sunday and holidays: the fee shall be eight hundred dollars (\$800.00).
- (9) *Servicing burials-Private mausoleum* -Sunday and holidays: the fee shall be seven hundred dollars (\$700.00).

Sec. 12-267 Same-Ground burials.

The charges for opening and closing graves for ground burials in the city cemeteries shall be as follows:

- (1) Adult grave-Monday through Friday, 8:30 a.m. to 4:00 p.m.: the fee shall be one thousand dollars (\$1,000.00).
- (2) Child under twelve (12) years-Monday through Friday, 8:30 a.m. to 4:00 p.m.: the fee shall be three hundred dollars (\$300.00). For a child twelve (12) years or over, adult prices shall be charged.
- (3) Ash opening-Monday through Friday, 8:30 a.m. to 4:00 p.m.: the fee shall be six hundred dollars (\$600.00).
- (4) Adult grave-Saturday: the fee shall be one thousand two hundred dollars (\$1,200.00).
- (5) Child under twelve (12) years-Saturday: the fee shall be four hundred dollars (\$400.00).
- (6) Ash opening-Saturday: the fee shall be seven hundred dollars (\$700.00).

- (7) Adult grave-Sunday and holidays: the fee shall be one thousand three hundred dollars (\$1,300.00).
- (8) Child under twelve (12) years-Sunday and holidays: the fee shall be five hundred dollars (\$500.00).
- (9) Ash opening-Sunday and holidays: the fee shall be eight hundred dollars (\$800.00).

**Sec. 12-268 Charges for disinterments-
Mausoleums.**

The charges for mausoleum disinterments at city cemeteries shall be as follows:

- (1) Regular crypt-Public mausoleum ...\$950.00.
- (2) Ash crypt-Public mausoleum\$800.00.

Sec. 12-269 Same-Ground.

The charges for ground disinterments at city cemeteries shall be as follows:

- (1) Adult\$1,300.00.
- (2) Child under twelve (12) years\$500.00.

For a child twelve (12) years or over adult prices shall be charged.

- (3) Ashes\$800.00.

**Sec. 12-270 Fee for transfer of lots or grave
sites.**

The cemetery superintendent shall charge and collect a fee of one hundred dollars (\$100.00) for the transfer of ownership of any lot or grave site previously sold.

There shall be an additional fee of one hundred dollars (\$100.00) per grave for the transfer of ownership of any grave sold prior to March 11, 1969, in Forest Lawn, Calvary, Elmwood, Cedar Grove, West Point, Hebrew, and Magnolia

cemeteries for which there has been no previous endowed care fund contributions.

Sec. 12-274 Charges for tents.

- (1) One (1) tent shall be provided at no charge for committal services, subject to weather conditions.
- (2) The charge for additional tents shall be seventy-five dollars (\$75.00) per tent.

Sec. 12-275 Charges for installation of foundations.

The charge for the installation of a foundation for a gravestone, marker, monument or other such structure shall be one dollar (\$1.00) per square inch of the base surface. There shall be a minimum charge of one hundred twenty-five dollars (\$125.00) for the installation of upright markers supplied by the Veterans Administration. Payment shall be made upon application for a foundation.

Sec. 12-276 Charge for each additional right of interment.

The charge for each additional right of interment shall be four hundred dollars (\$400.00).

DIVISION 2. - LOT OR GRAVE PRICES

Sec. 12-290.1 Prices for adult graves in city cemeteries.

Except as otherwise provided, the price of adult graves in Calvary Cemetery, Hebrew Cemetery, and Riverside Memorial Park shall be one thousand two hundred dollars (\$1,200.00) per single-grave lot, two thousand four hundred dollars (\$2,400.00) per two-grave lot, for graves requiring flush, ground-level markers, and one thousand four hundred dollars (\$1,400.00) per single-grave lot, two thousand eight hundred dollars (\$2,800.00) per two-grave lot, for graves permitting upright markers. Except as otherwise provided, the price for adult graves in Forest Lawn Cemetery shall be one thousand four hundred dollars (\$1,400.00) per

single-grave lot, two thousand eight hundred dollars (\$2,800.00) per two-grave lot, for graves requiring flush, ground-level markers, and two thousand dollars (\$2,000.00) per single-grave lot, four thousand dollars (\$4,000.00) per two-grave lot, for graves permitting upright markers.

Sec. 12-290.2 Price for child's grave in city cemeteries.

Except as otherwise provided, the price of a grave for a child in Cedar Grove Cemetery, Elmwood Cemetery, Forest Lawn Cemetery, Calvary Cemetery, Magnolia Cemetery, West Point Cemetery and Riverside Memorial Park shall be three hundred dollars (\$300.00).

Sec. 12-290.3 Special prices—Forest Lawn Cemetery.

Notwithstanding the provisions of section 12-290.1, the following prices shall be charged for lots and graves in Forest Lawn Cemetery:

- (1) Lots 1 through 40 Pine Gardens III; lots 344 through 369 Fir II; lot 458, lots 467 through 483, lots 505 and 506, and lots 529 through 571 Center Park North: one thousand five hundred dollars (\$1,500.00) per grave.
- (2) Lots 1 through 58 David's Garden III; lots 393 through 410 in Block B and lots 397 through 414 in Block C of Tree of Life IV; lots 427 through 437 Pine Gardens III; lots 713 through 720 Fir Lawn II: two thousand four hundred dollars (\$2,400.00) per single-grave lot, four thousand eight hundred dollars (\$4,800.00) per double-grave lot and nine thousand six hundred dollars (\$9,600.00) per quadruple-grave lot.
- (3) Lots 331 through 382 Fir II; lots 41 through 80 Pine Gardens III; lots 450 through 457, lots 459 through 466, lots 484 through 504 and lots 507 through 528 Center Park North: two thousand dollars (\$2,000.00) per single-grave lot and four thousand dollars (\$4,000.00) per double-grave lot.

- (4) Mausoleum sites: Twenty dollars (\$20.00) per square foot.
- (5) Ash niches: Holly Circle—One thousand eight hundred dollars (\$1,800.00) per niche.
- (6) Ash niches: Pine Circle—Two thousand five hundred dollars (\$2,500.00) per lot.
- (7) Lots 1 through 13, 15, 16, 18 through 24, 26, 27, 30 through 32, 43, 44, 47 through 50, 52 through 56 and 259 through 286 in Block A; Lots 355 through 386 in Block B; Lots 1 through 3, 6 through 9, 11 through 18, 21 through 24, 26 through 30, 33 through 38, 41 through 45, 48 through 52, 54 through 59, 426, 442, 467 through 507 in Block C; and Lots 1 through 25, 48 through 65, 66 through 85, 189, 190, 221, 222, 337, 338, 369, 370 and 474 through 484 in Block D Northwest Lawn, which will be two thousand four hundred dollars (\$2,400.00) per grave.

Sec. 12-290.4 Special prices—Magnolia Cemetery.

Notwithstanding the provisions of section 12-290.1, the following price shall be charged for lots and graves in Magnolia Cemetery: one thousand four hundred dollars (\$1,400.00) per grave.

Section 18:- That subsections (b) and (c) of Section 17.1-45 of the Norfolk City Code, 1979, are hereby amended and reordained, and to add subsections (d) and (e) so as to read as follows:

Sec. 17.1-45 Fire inspection and permit fees and requirements.

(b) *Inspection fees and requirements.* A fee as set forth herein shall be paid for each initial inspection. For each second or subsequent inspection, a fee of fifty dollars (\$50.00) shall be paid. The fire official may waive inspection fees if he determines that the inspection will be limited in scope. Such waiver shall not apply to any other fees assessed for inspections under this code or Zoning Ordinance. For purposes of this

section, "commercial unit" shall mean an establishment which is not used entirely for residential purposes.

Commercial unit 0-999 square feet	\$50.00
Commercial unit 1000-5,000 square feet	\$75.00
Commercial unit 5,000-10,000 square feet ..	\$100.00
Commercial unit 10,001-20,000 square feet .	\$125.00
Commercial unit 20,001-50,000 square feet .	\$225.00
Commercial unit 50,001-100,000 square feet	\$275.00
Commercial unit 100,001-200,000 square feet	\$325.00
Commercial unit greater than 200,001 square feet	\$375.00

(c) *Fire permit fees.* A fire permit shall be obtained from the fire official and the following fees paid for the specified uses and activities:

Outdoor fire works display per day of display	\$100.00
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Abandoned storage tanks and underground storage tanks not in use for more than ninety (90) days, per tank.....	\$75.00
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Aviation facilities for group H or group S occupancy for aircraft servicing or repair and aircrafts fuel-servicing vehicles.....	\$75.00
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Carnivals and fairs.....	\$75.00
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Combustible dust-producing operations....	\$75.00
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Combustible fibers storage and handling in quantities greater than one hundred (100) cubic feet.....	\$75.00
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Cutting and welding.....	\$75.00
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Dry cleaning plants for dry cleaning or to change
 to a more hazardous cleaning solvent used in
 existing dry-cleaning equipment..... \$75.00

Demolition..... \$75.00

Explosives or explosive material manufacturing,
 storage, handling, sale, or use in any quantity
 \$75.00

Fruit and crop ripening..... \$75.00

Fumigation and thermal insecticidal fogging
 \$75.00

Hazardous materials storage, transport,
 dispensing, or handling..... \$75.00

Hazardous production materials storage... \$75.00

High-piled storage exceeding five hundred (500)
 square feet..... \$75.00

Hot work operations for cutting, welding,
 brazing, soldering, grinding, thermal spaying
 [spraying], thawing pipe, installation of torch-
 applied roof systems or other similar operations
 \$75.00

Indoor fireworks or pyrotechnic display per
 event..... \$75.00

Industrial ovens..... \$75.00

Liquid- or gas-fueled vehicles or equipment
 storage in building..... \$75.00

Miscellaneous combustible storage for storage in
 any building or upon any premises in excess of
 two thousand five hundred (2,500) cubic feet
 gross volume of combustible empty packing cases,
 boxes, barrels or similar containers, rubber
 tires, rubber, cork or similar combustible
 material..... \$75.00

Places of assembly including, but not limited
 to, movie theaters, theaters, restaurants, night

clubs, bowling alleys, gyms, skating rinks,
swimming pools, bleachers and grandstands \$75.00

Repair garages and service stations for
automotive, marine and fleet service stations
.....\$75.00

· Spraying or dipping of flammable or combustible
liquids or application of combustible powders
.....\$75.00

Temporary membrane structures or tents over two
hundred (200) square feet.....\$75.00

Tire rebuilding plants.....\$75.00

Waste handling facilities, including wrecking
yards and junk yards.....\$75.00

Bulk storage and underground storage tanks with
capacity over one hundred thousand (100,000)
gallons of flammable or combustible materials,
per gallon of storage capacity.....\$0.0005

(d) It shall be unlawful to fail to pay a fire
inspection fee or a fire permit fee in the time set
forth for payment.

(e) The fees hereby established shall not be
charged to the United States of America, the
Commonwealth of Virginia and the City of Norfolk.

Section 19:- That Section 17.1-45.4 of the Norfolk
City Code, 1979, is hereby amended and reordained to add
subsection (8) so as to read as follows:

Sec. 17.1-45.4 Fire permit revocation.

The fire official is authorized to revoke a fire
permit when it is found by inspection or otherwise
that any one of the following have occurred:

(8) The permit fees or the inspection fees have not
been paid.

Section 20:- That Section 17.1-49(c) of the
Norfolk City Code, 1979, is hereby amended and
reordained so as to read as follows:

Sec. 17.1-49 Charges for ambulance services.

(c) Charges.

- (1) The charge for nonemergency or emergency incident response and evaluation or treatment by the department of fire-rescue, with no ambulance transportation provided, shall be eighty dollars (\$80.00).
- (2) The charge for nonemergency incident response and ambulance transport by the department of fire-rescue, with BLS services provided to a patient, shall be one hundred ninety dollars (\$190.00).
- (3) The charge for emergency incident response and ambulance transport by the department of fire-rescue, with BLS services provided to a patient, shall be five hundred five dollars (\$505.00).
- (4) The charge for nonemergency incident response and ambulance transport by the department of fire-rescue, with ALS-1 services provided to a patient, shall be two hundred thirty dollars (\$230.00).
- (5) The charge for emergency incident response and ambulance transport by the department of fire-rescue, with ALS-1 services provided to a patient, shall be six hundred ten dollars (\$610.00).
- (6) The charge for emergency incident response and ambulance transport by the department of fire-rescue, with ALS-2 services provided to a patient, shall be eight hundred fifty dollars (\$850.00).
- (7) The charge for emergency incident response and ambulance transport by the department of fire-rescue, with SCT services provided to a patient, shall be six hundred twenty-five dollars (\$625.00).

- (8) The charge for ground transport mileage (GTM) on ambulances operated by the department of fire-rescue shall be eleven dollars (\$11.00) per loaded mile which shall be charged in addition to transport charges defined by subsections (2), (3), (4), (5), (6) and (7) above.
- (9) Health care facilities shall be defined as, but not limited to, hospitals, nursing homes, advanced care facilities, psychiatric facilities, outpatient care facilities, minor emergency care centers, physicians' offices or any other facility where Virginia licensed or certified health care professionals are routinely present and provide medical treatment for patients.
- (10) A charge of two hundred dollars (\$200.00), in addition to the ambulance transport and ground mileage charge as defined by subsections (2), (3), (4), (5), (6) and (7), above, shall be billed to an originating health care facility (health care facility defined by (9), above) requesting ambulance transport services for a patient when it is determined by the department of fire-rescue that the patient did not have a life threatening or potentially life threatening medical condition.

Section 21:- That Chapter 17.1 of the Norfolk City Code, 1979, is hereby amended and reordained to add Article VI so as to read as follows:

ARTICLE VI. FIRE FALSE ALARMS

Sec. 17.1-65 Definitions.

For the purpose of this article, the following words and phrases shall have the meanings respectively ascribed to them by this section:

Commercial unit means a unit not used entirely for residential purposes.

False alarm means any fire alarm signal communicated, directly or indirectly, to the emergency communications center which is not

generated by actual or potential fire or other life or property threatening activity requiring immediate fire or rescue response. False alarms include negligently or accidentally activated signals; signals which are the result of faulty, malfunctioning or improperly installed or maintained equipment; signals which are purposely activated to summon fire or rescue personnel in nonemergency situations; and alarm signals for which the actual cause is not determined. False alarms shall not include signals activated by unusually severe weather conditions or other causes which are identified and determined by the fire chief or his designee to be beyond the control of the user.

Fire alarm system means any device or system which transmits a signal visibly, audibly, electronically, mechanically or by any combination of these methods, directly or indirectly, to the emergency communications center which indicates a fire or other threat to life or property at a premises requiring an immediate response by fire or rescue personnel to the scene.

Nonemergency situation means any set of circumstances not involving perceived, actual or potential activity that constitutes an immediate danger to life or property.

Person means any individual, firm, owner, sole proprietorship, partnership, corporation, unincorporated association, governmental body, executor, trustee administrator, guardian, agent, occupant or other legal entity.

Premises means a single occupancy apartment, home or business with an alarm system within its control or a multiple occupancy apartment, home or business with a common fire alarm system where fire alarms for the individual units are tied to a common alarm panel operated and controlled by the owner or his agent.

User means the occupant of any premises equipped with a fire alarm system or the owner of such premises if they are unoccupied or the owner of such premises for which a common fire alarm system

is provided and tied to a common alarm panel operated and controlled by that owner or his agent.

Sec. 17.1-66 Fire alarm system user registration.

- (a) Every fire alarm system user shall, within 60 days of the effective date of this article, register with the City as a fire alarm system user.
- (b) No person shall use a new fire alarm system without first registering such alarm system with the City.
- (c) When the possession of the premises at which the fire alarm is maintained is transferred, the new user obtaining possession shall register within 30 days of gaining possession.
- (d) Alarm system registrations are not transferable.
- (e) The user must report updated information whenever information on the alarm system registration form changes.
- (f) There shall be no fee to register as a fire alarm system user.
- (g) It shall be unlawful for any person to fail to register as a user.

Sec. 17.1-67 Fire alarm company operator registration.

- (a) Every fire alarm company operator shall, within sixty (60) days of the effective date of this article, register with the City. The application for registration shall include the name of the alarm company operator, names of owners and officers, and the services offered by the alarm company operator and such other information deemed necessary by the City. It shall be the responsibility of the fire alarm company operator to notify the City in writing of any subsequent changes in the information provided on the application for registration.

(b) There shall be no fee to register as a fire alarm company operator.

(c) It shall be unlawful for any person to fail to register as a fire alarm company operator.

Sec. 17.1-68 Duties of the fire alarm system user.

A fire alarm system user shall:

(a) Maintain the alarm system in good working order.

(b) Provide the alarm company the registration number issued by the City.

(c) Respond and cause a representative to arrive to the alarm system's location with thirty (30) minutes when notified by the City.

(d) Not manually activate an alarm for any reason other than an occurrence of an event that the alarm system was intended to report, or for a scheduled fire drill or alarm testing. The user shall notify the City prior to conducting a fire drill or alarm testing.

(e) Obtain a new registration if there is a change in address or ownership of a premises.

Sec. 17.1-69 Duties of the fire alarm company operators.

Any person engaged in the fire alarm business in the City shall:

(a) Obtain and maintain the required Commonwealth and City license(s).

(b) Be able to provide the name, address, and telephone number of the user or a designee, who can be called in an emergency, twenty-four (24) hours a day; and be able to respond to an alarm call, when notified, within two (2) hours.

- (c) Be able to provide the most current contact information for the user.
- (d) Prior to activation of the alarm system, the alarm company must provide instructions explaining the proper operation of the alarm system to the user.
- (e) Provide written information of how to obtain service from the alarm company for the alarm system to the user.
- (f) Provide the user registration number to the City to facilitate dispatch and/or cancellations, and communicate any available information about the alarm to the City.
- (g) Communicate a cancellation to the City as soon as possible following a determination that response is unnecessary.

**Sec. 17.1-70 Fire false alarms prohibited;
 service fee.**

- (a) It shall be unlawful for any person to send a false alarm.
- (b) For a non-commercial unit, each false alarm, after three false alarms in a 6-month period, originating from the same location, shall be assessed a service fee of \$75 per incident.
- (c) For a commercial unit, each false alarm, after three false alarms in a 6-month period, originating from the same location, shall be assessed a service fee of \$150 per incident.
- (d) The fire chief or his designee shall bill each user responsible for the false alarm with the appropriate service fee. All such fees shall be paid within thirty (30) days of billing.
- (e) The fire chief or his designee may require the user to provide a full inspection and report for each fire alarm system which experiences recurring false alarms, or such other information and testing the fire chief deems necessary.

Sec. 17.1-71 Exception.

This article shall not apply to any alarm system used, operated, or installed on any premises owned, leased, occupied, or under the control of the City.

Section 22:- That Section 23-8 of the Norfolk City Code, 1979, is hereby amended and reordained to read as follows:

Sec. 23-8 Authority of director to enter into rental agreements.

The director is hereby authorized to enter into rental agreements with groups, individuals and firms for the rental of any of the Library facilities which, in the director's opinion, are in the best interest of the city.

Section 23:- That Sections 23-9 through 23-15 of the Norfolk City Code, 1979, are hereby added so as to read as follows:

Sec. 23-9 Rental periods for determining fees.

The fees for the rental of the facilities shall be determined by rental periods which shall be designated as full day and half day. The hours of each rental period shall be as follows:

Full Day: Over four (4) hours

Half Day: Up to four (4) hours

Forum: after hours rental only beginning at 6pm.

Sec. 23-10 Rental fees prescribed - Slover Library Board Room.

(a) Generally. For rental of the Slover Library Board Room, the lessee shall pay one of the fees set out in this section.

(b) Non-Profit, State, Government, Educational, and Community-Based Groups. The rental fee for non-profit, state, government, educational, and community-based groups shall be as follows:

(1) Full Day Basic Fee: one hundred thirty eight dollars (\$138.00);

(2) Full Day Special Fee: two hundred twenty dollars (\$220.00);

(3) Half Day Basic Fee: fifty five dollars (\$55.00); and

(4) Half Day Special Fee: one hundred thirty eight dollars (\$138.00).

(c) All other Individuals, Corporations and Groups. The rental fee for all other individuals, corporations and groups shall be as follows:

(1) Full Day Basic Fee: two hundred seventy five dollars (\$275.00);

(2) Full Day Special Fee: five hundred fifty dollars (\$550.00);

(3) Half Day Basic Fee: one hundred thirty eight dollars (\$138.00); and

(4) Half Day Special Fee: two hundred seventy five dollars (\$275.00).

**Sec. 23-11 Rental fee prescribed - Slover
Library Community Engagement Room.**

(a) Generally. For rental of the Slover Library Community Engagement Room, the lessee shall pay one of the fees set out in this section.

(b) Non-Profit, State, Government, Educational, and Community-Based Groups. The rental fee for non-profit, state, government, educational, and community-based groups shall be as follows:

(1) Full Day Basic Fee: eight hundred eighty dollars (\$880.00);

(2) Full Day Special Fee: one thousand six hundred fifty dollars (\$1,650.00);

(3) Half Day Basic Fee: four hundred forty dollars (\$440.00); and

(4) Half Day Special Fee: eight hundred twenty five dollars (\$825.00).

(c) All other Individuals, Corporations and Groups. The rental fee for all other individuals, corporations, and groups shall be as follows:

(1) Full Day Basic Fee: two thousand seven hundred fifty dollars (\$2,750.00);

(2) Full Day Special Fee: three thousand three hundred dollars (\$3,300.00);

(3) Half Day Basic Fee: one thousand three hundred seventy five dollars (\$1,375.00); and

(4) Half Day Special Fee: one thousand six hundred fifty dollars (\$1,650.00).

**Sec. 23-12 Rental fees prescribed - Slover
Library Flex Room.**

(a) Generally. For rental of the Slover Library Flex Room, the lessee shall pay one of the fees set out in this section.

(b) Non-Profit, State, Government, Educational, and Community-Based Groups. The rental fee for non-profit, state, government, educational, and community-based groups shall be as follows:

(1) Full Day Basic Fee: one hundred ten dollars (\$110.00);

(2) Full Day Special Fee: one hundred sixty five dollars (\$165.00);

(3) Half Day Basic Fee: eighty eight dollars (\$88.00); and

(4) Half Day Special Fee: one hundred thirty eight dollars (\$138.00).

(c) All other Individuals, Corporations and Groups. The rental fee for all other individuals, corporations and groups shall be as follows:

(1) Full Day Basic Fee: two hundred twenty dollars (\$220.00);

(2) Full Day Special Fee: two hundred seventy five dollars (\$275.00);

(3) Half Day Basic Fee: one hundred ten dollars (\$110.00); and

(4) Half Day Special Fee: one hundred sixty five dollars (\$165.00).

**Sec. 23-13 Rental fees prescribed - Slover
Library Landmark Room.**

(a) Generally. For rental of the Slover Library Landmark Room, the lessee shall pay one of the fees set out in this section.

(b) Non-Profit, State, Government, Educational, and Community-Based Groups. The rental fee for non-profit, state, government, educational, and community-based groups shall be as follows:

(1) Full Day Basic Fee: one hundred thirty eight dollars (\$138.00);

(2) Full Day Special Fee: two hundred seventy five dollars (\$275.00);

(3) Half Day Basic Fee: seventy two dollars (\$72.00); and

(4) Half Day Special Fee: one hundred thirty eight dollars (\$138.00).

(c) All other Individuals, Corporations and Groups. The rental fee for all other individuals, corporations and groups shall be as follows:

(1) Full Day Basic Fee: two hundred seventy five dollars (\$275.00);

(2) Full Day Special Fee: five hundred fifty dollars (\$550.00);

(3) Half Day Basic Fee: one hundred thirty eight dollars (\$138.00); and

(4) Half Day Special Fee: two hundred seventy five dollars (\$275.00).

**Sec. 23-14 Rental fees prescribed - Slover
Library Third Floor Terrace and
Reading Room.**

(a) Generally. For rental of the Slover Library Third Floor Terrace and Reading Room, the lessee shall pay one of the fees set out in this section.

(b) Non-Profit, State, Government, Educational, and Community-Based Groups. The rental fee for non-profit, state, government, educational, and community-based groups shall be one hundred thirty eight dollars (\$138.00).

(c) All other Individuals, Corporations and Groups. The rental fee for all other individuals, corporations and groups shall be two hundred seventy five dollars (\$275.00).

Sec. 23-15 Rental fees prescribed - Slover Library Forum.

(a) Generally. For rental of the Slover Library Forum, the lessee shall pay one of the fees set out in this section.

(b) Non-Profit, State, Government, Educational, and Community-Based Groups. The rental fee for non-profit, state, government, educational, and community-based groups shall be six hundred eighty eight dollars (\$688.00).

(c) All other Individuals, Corporations and Groups. The rental fee for all other individuals, corporations and groups shall be one thousand one hundred dollars (\$1,100.00).

Section 24:- That Section 24-6(a) of the Norfolk City Code, 1979, is hereby amended and reordained so as to read as follows:

Sec. 24-6 When taxes on personal property payable; interest and penalty on delinquencies.

(a) Except as specifically provided otherwise in section 24-3(1), city taxes on personal property shall be payable in full on or before the fifth day of June of the year in which they are assessed. In the event that personal property taxes are not paid when they become due, such unpaid taxes shall bear interest at the rate of eight (8) percent per year. Such unpaid taxes shall be deemed delinquent on the first day following the day such taxes are due, and interest shall commence on the first day of July of the year in which such taxes are assessed. Any person who shall fail to pay to the city treasurer all city taxes on personal property due by him on or before the fifth day of June of the year in which they are assessed shall pay a penalty of ten (10) percent of the tax past due on such property or the

sum of ten dollars (\$10.00), whichever is the greater; provided, however, that the penalty shall in no case exceed the amount of tax due. Such penalty shall be assessed on the first day following the day such taxes are due. Any such penalty when so assessed shall become a part of the tax.

Section 25:- That Section 24-184 of the Norfolk City Code, 1979, is hereby amended and reordained to increase the tax on all real estate within the city by ten cents (\$0.10) for every one hundred dollars of assessed value thereof, which increase is deemed to be necessary, so as to read as follows:

Sec. 24-184 Levied; amount.

(1) For each and every fiscal year, beginning July 1 and ending June 30 of each such year, unless otherwise changed by the council, there is hereby imposed and levied the following tax on all taxable real estate, other than real estate of public service companies, which is assessed by the state corporation commission, within the city: on all lands, wharves and lots, and the improvements thereon, not exempt from taxation, there shall be a tax of one dollar twenty-five cents (\$1.25) for every one hundred dollars (\$100.00) of the assessed value.

(2) For each and every calendar year, beginning January 1 and ending December 31 of each such year, unless otherwise changed by the council, there is hereby imposed and levied the following tax on all taxable real estate of public service companies, which is assessed by the state corporation commission, within the city: on all lands, wharves and lots, and the improvements thereon, not exempt from taxation, there shall be a tax of one dollar twenty-five cents (\$1.25) for every one hundred dollars (\$100.00) of the assessed value thereof.

Section 26:- That Section 24-200 of the Norfolk City Code, 1979, is hereby amended and reordained so as to read as follows:

Sec. 24-200 Penalty and interest for late
 payment.

(a) In the event any installment of taxes on real estate is not paid on or before the time the same is due and payable, as set forth in section 24-199, there shall be added thereto a penalty of ten (10) percent of the tax past due on such real estate, or the sum of ten dollars (\$10.00), whichever is the greater; provided, however, that the penalty shall in no case exceed the amount of the tax due. The penalty for failure to pay the tax shall be assessed on the day after the first installment is due. Any such penalty when so assessed shall become a part of the tax. In addition to the foregoing penalty, such unpaid installment shall bear interest at the rate of eight (8) percent per annum. Such unpaid taxes shall be deemed delinquent and interest shall commence on the first day following the day such taxes are due.

Section 27:- That Section 24-234 of the Norfolk City Code, 1979, is hereby amended and reordained so as to read as follows:

Sec. 24-234 Levied; amount.

There is hereby levied and imposed in addition to all other taxes and fees of every kind now imposed by law, on each transient a tax equivalent to eight (8) percent of the total amount paid for lodging by or for any such transient to any hotel plus a flat tax of three dollars (\$3.00) per room for each night of lodging at any hotel.

Section 28:- That Section 24-309 of the Norfolk City Code, 1979, is hereby amended and reordained so as to read as follows:

Sec. 24-309 Levied; amount.

There is hereby levied and imposed by the city, upon each and every sale of cigarettes, a tax equivalent to forty-seven and five tenths (47.5) mils per cigarette sold within the city, the amount of such tax to be paid by the seller, if not previously paid, in the manner and at the time provided for in this article. There shall be a

penalty for late payment of the tax imposed herein in the amount of ten (10) percent per month, and interest in the amount of three-quarters of one (0.75) percent per month, upon any tax found to be overdue and unpaid.

Section 29:- That Section 25-132(a) of the Norfolk City Code, 1979, is hereby amended and reordained so as to read as follows:

**Sec. 25-132 Special permits for oversize and
 overweight vehicles - Generally.**

(a) The director of public works of the city may, in his discretion, upon application in writing and good cause being shown therefor, issue a special permit in writing authorizing the applicant to operate or move a vehicle, a mobile home, a utility building or mobile crane upon the highways and streets of the city of a size or weight exceeding the maximum specified in this article. The director may, in his discretion, issue an annual permit for oversized and overweight three (3) or more axle vehicles, mobile homes, utility buildings and mobile cranes. Every such permit may designate the route to be traversed and contain any other restrictions or conditions deemed necessary by the director of public works. Upon the issuance of such a permit, the city shall charge and the applicant shall pay to the city a fee as follows:

(1) A single-trip permit fee per vehicle, mobile home, utility building or mobile crane of ninety dollars (\$90.00).

(2) An annual permit fee (unlimited trips per vehicle, mobile home or utility building) for oversized and overweight three (3) or more axle vehicles, mobile homes or utility buildings shall be three hundred fifteen dollars (\$315.00) per vehicle, mobile home or utility building. The annual permit fee for mobile cranes shall be as follows: the fee shall be three hundred fifteen dollars (\$315.00) per crane; provided, however, that such fees shall not be applicable to the city,

state, United States of America, or any department, division bureau or agency thereof.

Section 30:- That Section 25-285(2) of the Norfolk City Code, 1979, is hereby amended and reordained so as to read as follows:

**Sec. 25-285 Temporary parking regulations of
chief of police or director of
public works.**

(2) Whenever a permit is issued by the chief of police or the director of public works temporarily permitting parking on a street whereon parking is normally prohibited or temporarily prohibiting parking on a street whereon parking is normally permitted, a fee of forty dollars (\$40.00) shall be charged for each such permit.

Section 31:- That Section 25-656.2(d)(2)(A) of the Norfolk City Code, 1979, is hereby amended and reordained so as to read as follows:

**Sec. 25-656.2 Trucks of four axles or more
prohibited on certain streets;
exceptions.**

(d) *Exceptions.*

(2) *Exceptions by permit.*

(A) *Administration.* These permit provisions shall be administered by the City manager or a designee of the city manager. Copies of permits issued under this subsection shall be kept on file in the offices of the permit official and, for enforcement purposes, the department of police. Permits may be suspended or revoked for cause or if a change of circumstances removes the need for the permit. All permits applied for and issued under this subsection shall be valid for one year, shall require payment of a fee of \$315, and shall be subject to such further requirements as are listed in the subsections below.

Section 32:- That Section 25.2-12 of the Norfolk City Code, 1979, is hereby amended and reordained so as to read as follows:

Sec. 25.2-12 Director's authority to establish fees for recreational activities.

Except as otherwise provided by the council, the director of neighborhood and leisure services is hereby authorized to establish fees for recreational activities, with the approval of the city manager in all cases.

Section 33:- That Section 25.2-50 of the Norfolk City Code, 1979, is hereby amended and reordained so as to read as follows:

Sec. 25.2-50 Application, Application fees, cancelation fees and change of date/location fees and after hours fees.

(a) A person seeking the issuance of a permit for the rental of any park or recreation area or facility for a private purpose shall file an application with the director. All applications will be charged a non-refundable application fee in the amount of twenty-five dollars (\$25.00). The application shall state:

- (1) The name and address of the applicant.
- (2) The name and address of the person sponsoring the activity, if any.
- (3) The day and hours for which the permit is desired and the proposed use to be made of the park.
- (4) The park or portion thereof for which such permit is desired.
- (5) An estimate of the anticipated attendance.
- (6) Any other information which the director shall find reasonably necessary to a fair

determination as to whether the permit should be issued.

(b) Cancellation fees shall be paid according to the rates as set forth below:

(1) Thirty (30) days prior to event: ten percent (10%) or twenty five dollars (\$25.00), whichever is greater.

(2) Less than thirty (30) days prior to event: twenty five percent (25%) or fifty dollars (\$50.00), whichever is greater.

(c) A change of date/location fee in the amount of fifteen dollars (\$15.00) shall be charged, except in cases of beach rental.

(d) An after hours fee of fifty dollars (\$50.00) per hour with a two-person minimum.

Section 34:- That Chapter 25.2 of the Norfolk City Code, 1979, is hereby amended and reordained to add one new article numbered X so as to read as follows:

ARTICLE X. RENTAL OF FACILITIES

Sec. 25.2-196 Rental periods for determining fees.

The fees for the rental of the facilities shall be determined by rental periods which shall be hourly unless designated as full day and half day. The hours of full day, half day and after hours rental periods shall be as follows:

Full Day: 8 a.m. to 7 p.m.

Half Day: 8 a.m. to 1 p.m. or 2 p.m. to 7 p.m.

After Hours: After 7 p.m.

Sec. 25.2-197 Rental fees prescribed - Picnic Shelter Rental Fees.

(a) *Generally.* For rental of Picnic Shelters, the lessee shall pay one of the fees set out in this section.

(b) *Resident.* The rental fee for a resident shall be as follows:

(1) Full Day Fee: one hundred twenty five dollars (\$125.00);

(2) Half Day Fee: one hundred dollars (\$100.00).

(c) *Non-Resident.* The rental fee for a non-resident shall be as follows:

(1) Full Day Fee: two hundred fifty dollars (\$250.00);

(2) Half Day Fee: two hundred dollars (\$200.00).

Sec. 25.2-198 Rental fees prescribed - Field Rental Fees.

(a) *Generally.* For rental of Fields, the lessee shall pay one of the fees set out in this section.

(b) *Resident.* The rental fee for a resident shall be as follows:

(1) Small Field: fifty dollars (\$50.00) per day;

(2) Large Field: seventy five dollars (\$75.00) per day; and

(3) Field Lights: forty dollars (\$40.00) per night.

(c) *Non-Resident.* The rental fee for a non-resident shall be as follows:

(1) Small Field: seventy five dollars (\$75.00) per day;

(2) Large Field: one hundred twenty-five dollars (\$125.00) per day; and

(3) Field Lights: sixty dollars (\$60.00) per night.

Sec. 25.2-199 Rental fees prescribed - Open Space Rental Fees.

(a) *Generally.* For rental of Open Space, the lessee shall pay one of the fees set out in this section.

(b) *Resident.* The rental fee for a resident shall be fifty dollars (\$50.00) per day for under 200 Attendees; and

(c) *Non-Resident.* The rental fee for a non-resident shall be one hundred dollars (\$100.00) per day for under 200 Attendees.

Sec. 25.2-200 Rental fees prescribed - Barraud Park Amphitheatre Rental Fees.

(a) *Generally.* For rental of Barraud Park Amphitheatre, the lessee shall pay one of the fees set out in this section.

(b) *Resident.* The rental fee for a resident shall be as follows:

(1) Without electricity: one hundred dollars (\$100.00) per day; and

(2) With electricity: one hundred twenty five dollars (\$125.00) per day.

(c) *Non-Resident.* The rental fee for a non-resident shall be as follows:

(1) Without electricity: two hundred dollars (\$200.00) per day; and

(2) With electricity: two hundred fifty dollars (\$250.00) per day.

(d) Rental of Barraud Park Amphitheatre does not include shelter rental or open space rental.

Sec. 25.2-201 Rental fees prescribed - Recreation Center Rental Fees.

(a) *Generally.* For rental of Recreation Center space, the lessee shall pay one of the fees set out in this section.

(b) *Resident.* The rental fee for a resident shall be as follows:

(1) Small Conference Room: twenty five dollars (\$25.00) per hour;

- (2) Large Conference Room: fifty dollars (\$50.00) per hour;
- (3) Multi-purpose Room: fifty dollars (\$50.00) per hour; and
- (4) Gym: seventy five dollars (\$75.00) per hour.

(c) *Non-Resident.* The rental fee for a non-resident shall be as follows:

- (1) Small Conference Room: forty dollars (\$40.00) per hour;
- (2) Large Conference Room: seventy five dollars (\$75.00) per hour;
- (3) Multi-purpose Room: seventy five dollars (\$75.00) per hour; and
- (4) Gym: one hundred fifteen dollars (\$115.00) per hour.

Sec. 25.2-202 Rental fees prescribed - Beach Rental Fees.

(a) *Generally.* For rental of Beach space, the lessee shall pay one of the fees set out in this section.

(b) *Resident.* The rental fee for a resident shall be fifty dollars (\$50.00) per hour.

(c) *Non-Resident.* The rental fee for a non-resident shall be one hundred twenty five dollars (\$125.00) per hour.

(d) A non-refundable change of date or change of location fee in the amount of twenty five dollars (\$25.00) shall be charged.

Sec. 25.2-203 Rental fees prescribed - Pool Rental Fees.

(a) *Generally.* For rental of Pool space, the lessee shall pay the rental fee as follows:

- (1) Individual Lane: ten dollars (\$10.00) per lane per hour; and
- (2) Wading Pool: twenty five dollars (\$25.00) per hour; and
- (3) Birthday Party: eighty dollars (\$80.00).

(b) A fifty dollar (\$50.00) deposit in the form of a check will be collected at the beginning of the event and return to customer provided no damage occurs.

Sec. 25.2-204 Rental fees prescribed - Pool Classroom Rental Fees.

(a) *Generally.* For rental of Pool Classrooms, the lessee shall the rental fee as follows:

- (1) Small Classroom: twenty five dollars (\$25.00) per hour; and
- (2) Large Classroom: fifty dollars (\$50.00) per hour;
- (3) Both Classrooms: seventy five dollars (\$75.00) per hour; and
- (4) Birthday Party: eighty dollars (\$80.00).

(b) A fifty dollar (\$50.00) deposit in the form of a check will be collected at the beginning of the event and return to customer provided no damage occurs.

Section 35:- That Section 25.2 of the Norfolk City Code, 1979, is hereby amended and reordained to add one new article numbered XI so as to read as follows:

ARTICLE XI. MEMBERSHIP FEES

Sec. 25.2-205 Membership fees.

The following membership fees shall be charged:

(a) *Norfolk Fitness and Wellness Center.*

Child (5-7)	\$50.00
Child (5-7) (PowerUp! member)	\$25.00
Youth (8-14)	\$75.00
Youth (8-14) (PowerUp! member)	\$50.00
Young Adult (15-23)	\$75.00
Young Adult (15-23) (PowerUp! member)	\$65.00
Adult (24-65)	\$200.00
Adult (24-65) (PowerUp! member)	\$120.00
Senior (66-80)	\$75.00
Senior (66-80) (PowerUp! member)	\$75.00
Monthly	\$75.00
Daily	\$5.00

(b) *Other Recreation Centers.*

Youth (5-17) (resident)	\$20.00
Youth (5-17) (non-resident)	\$100.00
Youth (5-17) (PowerUp! member)	\$10.00
Adult (18-64) (resident)	\$50.00
Adult (18-64) (non-resident)	\$150.00
Adult (18-64) (PowerUp! member)	\$20.00
Family (adult plus three or more)	\$100.00
Family (adult PowerUp! member plus three or more	\$50.00
Daily	\$3.00
Athletic Card	\$20.00
Adult Athletic Card	\$10.00

(c) *Norfolk Boxing & Fitness Center.*

Co-Ed Olympic Boxing (Ages 8-40) (resident)	\$10.00
Co-Ed Olympic Boxing (Ages 8-40) (non-resident)	\$50.00
Adult Open Fitness Membership (Ages 18+) (resident)	\$60.00
Adult Open Fitness Membership (non-resident)	\$125.00

Section 36:- That subsection 29-69.1(b) of the Norfolk City Code, 1979, as amended, is hereby amended and reordained so as to read as follows:

**Sec.29-69.1 Obstructing or altering normal
traffic or pedestrian movement
requires permit; street/lane or
sidewalk closure requires permit.**

(b) [Fees.] Whenever it is necessary to issue a permit to allow normal traffic or pedestrian movement in or along a city street/lane or sidewalk to be temporarily obstructed or altered, a fee shall be charged for each such permit in accordance with the following schedule:

Street/Lane Closure; Arterials, Collectors and the Central Business District (CDB)	1-15 days	\$65.00
Street/Lane Closure; Arterials, Collectors and the Central Business District (CDB)	16-30 days	\$115.00
Street/Lane Closure; Arterials, Collectors and the Central Business District (CDB)	Over 30 days	\$115.00 plus \$10.00 per day over 30 days.
Street/Lane Closure; Residential Streets	1-30 days	\$65.00
Street/Lane Closure; Residential Streets	Over 30 days	\$65.00 for the first thirty days plus \$5.00 per day over 30 days.
Sidewalk Closure Arterials, Collectors and CBD	1-30 days	\$65.00 for the first thirty days plus \$10.00 per day over 30 days.
Sidewalk Closure, Residential Streets	1-30 Days	\$65.00 for the first 30 days plus \$5.00 per day over 30 days
Sidewalk Closure	Over 30 days	\$65.00 for each thirty- day period

Special Inspection Fee	After normal business hours	\$250.00 (flat fee)
Dumpster in Right-of-Way	1-15 days	\$65.00
Dumpster in Right-of-Way	16-30 days	\$115.00
Dumpster in Right-of-way	Over 30 days	\$115.00 for the first 30 days plus \$10.00 per day over 30 days.

The fee shall be collected by the department of public works. All fees listed above are in addition to other right-of-way permit fees which are detailed in sections 42-9, 42-18 and 42-62 respectively.

Section 37:- That Section 37-81 of the Norfolk City Code, 1979, is hereby amended and reordained to add subsection (9) to address and authorize a supplement to retirees so as to read as follows:

Sec. 37-81 Post-retirement supplements.

In addition to the pension otherwise payable under this chapter, post-retirement supplements shall be payable as stated below:

(9) Beginning on July 1, 2018, an additional supplement of two percent (2.0%) shall be payable by the system to those retirees and their beneficiaries who are receiving city retirement payments as of June 30, 2014. The additional supplement shall be calculated by multiplying two percent (2.0%) by the recipient's total benefit (base pension plus previous supplements plus monthly adjustment), on an amount not to exceed total benefit of \$36,000. The right to receive this additional supplement shall hereby vest in the eligible recipients and their beneficiaries.

Notwithstanding any provision to the contrary, the additional supplement shall be subject to the same terms and conditions as for the payment of the pension.

Section 38:- That Section 42-9(c)(1) and (3) of the Norfolk City Code, 1979, is hereby amended and reordained so as to read as follows:

Sec. 42-9 Driveway permits.

(c) For the issuance of such a permit, the applicant shall pay to the city the following fees:

(1) For the construction of one or more commercial driveways on one site, per driveway\$315.00

(3) For the construction or rehabilitation of one or more residential driveways on one site having two (2) or fewer dwelling units, per driveway\$45.00

Section 39- That Section 42-62 of the Norfolk City Code, 1979, is hereby amended and reordained so as to read as follows:

Sec. 42-62 Utility cut permit fee.

(a) Whenever it is necessary to issue a permit to any utility company or contractor for a cut to be made in city streets, other than for test hole boring, a fee in the amount of two hundred fifteen dollars (\$215.00) plus one dollar (\$1.00) per square foot of the street cut shall be charged for the cost of issuing said permit and inspecting the work. This fee shall be applicable in all such cases, regardless of whether the work is performed directly by a utility company or by a contractor. The fee shall be collected by the department of public works.

(b) Whenever it is necessary to issue a permit to any utility company or contractor for test hole boring in a city street, a fee in the amount of forty dollars (\$40.00) shall be charged for the cost of issuing said permit and a fee in the amount of five dollars (\$5.00) per test hole shall be

charged for inspecting the work. For a test pit, a fee in the amount of three hundred fifteen dollars (\$315.00) shall be charged for the cost of issuing said permit. These fees shall be applicable in all such cases, regardless of whether the work is performed directly by a utility company or by a contractor. The fees shall be collected by the department of public works. The permit and inspection fees for test hole boring shall not be applicable in the case of any work performed for or in behalf of the city.

(c) Whenever it is necessary to issue a permit to any utility company or contractor for a cut to be made in city verge (grass/dirt) area, other than for test hole boring, a fee in the amount of sixty-five dollars (\$65.00) shall be charged for the cost of issuing said permit and inspecting the work. This fee shall be applicable in all such cases, regardless of whether the work is performed directly by a utility company or by a contractor. The fee shall be collected by the department of public works.

Section 40- That Section 42-63 of the Norfolk City Code, 1979, is hereby amended and reordained so as to read as follows:

Sec. 42-63 Sidewalk repair fee; plumber's cut fee.

Whenever it is necessary to issue a permit to anyone other than a utility company for a cut to be made in a city sidewalk, then a fee in the amount of one hundred twelve dollars (\$112.00) per square block of concrete shall be charged to cover the cost of the permit and the inspection. The fee shall be collected by the department of public works.

Section 41- That Section 42-64 of the Norfolk City Code, 1979, is hereby amended and reordained so as to read as follows:

Sec. 42-64 Payment of permit fee prerequisite to grant of permit to install.

No permit shall be granted to install any utility facility until there has been paid into the

city treasury a permit fee of sixty-five dollars (\$65.00) per utility facility. Pipe, conduit, conductor, and cable lines will be assessed a fee of sixty-five dollars (\$65.00) per five hundred (500) linear feet. The fees shall be collected by the department of public works.

Section 42- That Section 42-76 of the Norfolk City Code, 1979, is hereby amended and reordained so as to read as follows:

**Sec. 42-76 Payment of inspection fee
 prerequisite to grant of permit to
 install.**

No permit shall be granted to install any pole until there has been paid into the city treasury an inspection fee of sixty-five dollars (\$65.00) per pole.

Section 43:- That there is hereby set-aside from the General Fund revenues of up to Five Million Dollars (\$5,000,000) to be the amount by which revenue is reduced for the purpose of providing real estate tax exemptions and deferrals for the elderly and disabled under Chapter 24, Article IV, Division 2 of the Norfolk City Code, 1979, real estate tax exemptions for disabled veterans pursuant to Code of Virginia, Section 58.1-3219.5, and real estate tax exemptions of the principal residences of surviving spouses of members of the armed forces of the United States killed in action, pursuant to Code of Virginia, Section 58.1-3219.9.

The Department of Human Services, as designated by the City Manager, shall administer this program.

Section 44:- That the provisions of this ordinance are hereby declared to be severable. If any part, section provision, sentence, clause or phrase, or the application thereof to any person or circumstance, is adjudged to be unconstitutional or invalid for any reason, the remainder of the ordinance shall remain in full force and effect and its validity shall not be impaired, it being the legislative intent now hereby declared that the ordinance would have been adopted even if such invalid matter had not been included or if such invalid application had not been made.

Section 45:- That this ordinance shall be in effect
from and after July 1, 2018.

Adopted by Council May 22, 2018
Effective July 1, 2018

TRUE COPY
TESTE:

R. BRECKENRIDGE DAUGHTREY, CITY CLERK

BY: _____
DEPUTY CITY CLERK