

RESOLUTION 2012-03

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE PINELLAS SUNCOAST FIRE & RESCUE DISTRICT SUPERSEDING RESOLUTION 2011-03 ESTABLISHING A LIFE SAFETY/FIRE INSPECTION FEE AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Pinellas Suncoast Fire and Rescue District is charged with the duty to conduct Life Safety/Fire Inspections on an annual basis; and

WHEREAS, the Pinellas Suncoast Fire & Rescue District desires to charge fees proportionate to the tasks required to perform the Life Safety/Fire Inspection Services; and

WHEREAS, the Board of Commissioners of the Pinellas Suncoast Fire & Rescue District is authorized to establish fees and collect for Life Safety/Fire Inspection Services;

NOW THEREFORE, BE IT RESOLVED THAT THE BOARD OF COMMISSIONERS OF THE PINELLAS SUNCOAST FIRE & RESCUE DISTRICT HEREBY RESOLVES THE FOLLOWING:

- I. **Inspection Fees:** Pinellas Suncoast Fire & Rescue District shall charge and collect a fee for services in accordance with the list which is attached to and made a part of this Resolution for all existing structures that require annual inspection according to the Florida State Statutes, Regulations and National Fire Protection Association Codes, and pursuant to the Charter of the Pinellas Suncoast Fire & Rescue District.
 - A. **Fees to be paid to Pinellas Suncoast Fire & Rescue District:** All fees charged pursuant to this Resolution shall be paid to Pinellas Suncoast Fire & Rescue District upon receipt of invoice for services rendered.
 - B. **Failure to pay fee:**
 - i. Interest shall accrue at the rate of 12 percent per annum and delinquent penalties shall incur at the rate of 10 percent per month on unpaid fees.
 - ii. **Imposition of liens and other remedies:** In the event a fee charged pursuant to this Resolution is not paid within the time specified herein, Pinellas Suncoast Fire & Rescue District shall be authorized to collect the fee for services in any manner allowed at law, including but not limited to, imposing a lien on said structure for non-payment of the fee for services and shall be further authorized to enforce said lien pursuant to all powers vested in Pinellas Suncoast Fire & Rescue District and/or in the same manner as if the inspection fee were an ad valorem taxation, at the sole discretion of Pinellas Suncoast Fire & Rescue District.
 - iii. **Attorneys Fees and Costs:** In the event of any formal legal action to collect a fee imposed under this Resolution, the prevailing party shall be entitled to recover all reasonable attorney's fees and costs incurred.

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2. The effective date of this resolution shall be February 21, 2012.
3. If any part or sub-part of this resolution is declared void or unenforceable by any court of competent jurisdiction, all remaining parts of this resolution not so affected shall remain in full force and effect.
4. The resolution shall remain in effect in perpetuity unless modified, altered or repealed by resolution of the Board of Commissioners of the Pinellas Suncoast Fire & Rescue District.

Passed and Adopted on the 21st day of February, 2012.

PINELLAS SUNCOAST FIRE & RESCUE DISTRICT

Board of Commissioners



Lawrence G. Schear, Chairman

ATTEST:



Franklin T. Hartzell, Secretary/Treasurer