

ORDINANCE NO. \_\_\_\_\_

1 AN ORDINANCE amending Section 5.38.050 of the Lincoln Municipal Code to  
2 increase permit fees for motels, hotels, rooming, lodging, and apartment houses; and repealing  
3 Section 5.38.050 of the Lincoln Municipal Code as hitherto existing.

4 BE IT ORDAINED by the City Council of the City of Lincoln, Nebraska:

5 Section 1. That Section 5.38.050 of the Lincoln Municipal Code be amended to read  
6 as follows:

7 **5.38.050 Permit Issuance and Fee.**

8 (a) Issuance. If the Building Official is satisfied that the house and the application for  
9 permit complies with the requirements of this chapter and other pertinent laws and ordinances and  
10 that the fee specified herein has been paid, the Building Official shall issue a permit therefor to the  
11 applicant. The issuance or granting of a permit shall not be construed to be a permit for, or an  
12 approval of, any violation of any of the provisions of this chapter and any other pertinent laws and  
13 ordinances.

14 (b) Fees. A fee for the permit to operate any house or houses regulated by this chapter  
15 shall be paid at the office of the Department of Building and Safety as set forth below:

16 (1) For the first three units in each house, counting each unit of the house rented,  
17 leased, or let as a separate unit, including the owner-occupied unit, \$37.00 through March 31, 1997;  
18 \$45.00 for the period commencing on April 1, 1997 through March 31, 1998; \$55.00 for the period  
19 commencing on April 1, 1998 through March 31, 1999; ~~and~~ \$60.00 commencing on April 1, 1999;  
20 and \$65.00 commencing on January 1, 2009.

21 (2) For each additional unit of the house rented, leased, or let as a separate unit,  
22 \$2.50 through March 31, 1997; \$4.00 for the period commencing on April 1, 1997 through March

1 31, 1998; \$5.00 for the period commencing on April 1, 1998 through March 31, 1999; ~~and~~ \$6.00  
2 commencing on April 1, 1999; and \$7.00 commencing on January 1, 2009.

3 (c) Waiver of Fee. The fee required by (b) above shall be waived if the seller and buyer  
4 of the property shall have reported the change in ownership to the Building Official within thirty  
5 days of the transfer of ownership and a certificate of compliance as hereinafter provided had been  
6 issued for the property on the date of the reported change in ownership.

7 (d) The Building and Safety Department shall transfer \$5.00 for the first three units in  
8 each house and \$1.00 for each additional unit to the City Treasurer for deposit in the Health Fund.  
9 The fees authorized herein shall be used by the Health Department for conducting health  
10 assessments in houses regulated by this chapter.

11 Section 2. That Section 5.38.050 of the Lincoln Municipal Code as hitherto existing  
12 be and the same is hereby repealed.

13 Section 3. That this ordinance shall take effect and be in force from and after its  
14 passage and publication according to law.

Introduced by:

\_\_\_\_\_

Approved as to Form & Legality:

\_\_\_\_\_  
City Attorney

Approved this ___ day of _____, 2008:  _____ Mayor
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