

TOWN OF BRIDGEVILLE

If you lived here, you would be home now.

ORDINANCE A10-2

CHAPTER 135. FINANCIAL GOOD STANDING

135-1. Disclosure Requirements.

The applicant who is requesting to obtain any permits, licenses, utility services, own property or do any business with the Town of Bridgeville must disclose all names of entities, properties, or any information needed to check to assure there are not any outstanding debts owed by the individual, partnership, LLC or corporation to which an applicant has a connection to. Individuals must disclose all names they may have previously used to conduct business with the Town of Bridgeville.

135-2. Issuance of Town approvals dependent on payment of taxes and other obligations.

The Department Heads having authority to accept applications and issue approvals, permits, licenses and/or provide Town services, shall first determine that the applicant is current on and not in default of certain obligations owed to the Town.

135-3. Obligations must be current.

Applicants for Town approvals, permits, licenses, and/or the use, receipt of or provision of services, shall be current on all obligations to the Town prior to receiving such approval or services. Examples of such services include, but are not limited to the following:

1. Property taxes;
2. Escrow payments;
3. Water and/or sewer connection, disconnection and/or usage charges;
4. Tapping, water meter fees, etc.;
5. License fees;
6. Permit fees;
7. Code fees;
8. Administrative fees, i.e. grass cutting, etc.;
9. Demolition fees;
10. Town Engineer review fees;
11. Liens placed on properties;
12. Interest, penalties, court costs and/or attorney's fees, if applicable to a default in any of the above listed obligations.

135-4 Issuance of Town approvals or rendering service dependent upon payment of all obligations.

The Department Heads shall refuse to accept applications and grant permits and/or approvals for the use of, receipt of, or provision of services, including but not limited to, building permits, building code plan reviews, and/or inspections, subdivisions, rezoning, conditional uses, variances, special exceptions, licenses, annexation requests, certificates of occupancy and/or

connection or installation of utilities, until the owner and/or applicant has demonstrated that all obligations are current as to all lands and property owned by the individual requesting the permit, approval or service. If the party requesting approval is not current on all obligations owed to the Town, the approval, permit, license and/or service being applied for, shall be denied until such time as all Town obligations are current and fully complied with.

135-5. **Procedure.**

- A. All Town employees who are responsible for receiving applications and/or granting approvals and/or permits and/or providing Town services identified in 135-4 shall make all reasonable efforts to determine that all obligations identified in 135-3 are current.
- B. Parcel owners who have obligations owed to the Town must have written approval from the Town of Bridgeville Finance Director indicating full payment of all taxes, assessments, fees or obligations that are in arrears before any application for a building permit, building code approval, subdivision, rezoning, conditional use, variance, special exception, or other service can be accepted or approved by the Town of Bridgeville.
- C. If any non-complying or incomplete payments, actions or filings are determined to exist, then the administrative agency or official shall, in writing, deny the license application or other form of approval requested until all existing requirements for payments, actions or filings have been fully complied with or completed, clearly identifying in the written denial, the payment, action or filing required to be completed or complied with. Failure by the appropriate administrative agency or official to issue such written denial within ten (10) business days from receipt of an application shall enable the applicant to proceed in the permitting or other approval processes for which application was made.


135-6 **Appeals.**

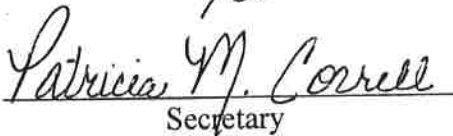
Any applicant for a permit, service or other form of Town approval who receives the aforesaid written denial of a permit or other form of approval or service by the Town of Bridgeville, may appeal that denial to the Town Manager within twenty (20) business days of such denial. The Town Manager shall thereafter hold a hearing at which said applicant shall be permitted to provide proof that such payment has been made or that a required action or filing has been properly carried out or otherwise show that such denial is based on incorrect information or is not appropriate as to that applicant.

In the event the Town Manager denies the appeal, the applicant can appeal to the Town Commission within twenty (20) business days of such denial. These appeals will be scheduled as part of a regular Commission meeting and the appellant will be required to be present to present their case.

This ordinance shall become effective upon its adoption by a majority of all members elected to the Commissioners of Bridgeville.

COMMISSIONERS OF BRIDGEVILLE

By: 
President

Attest: 
Secretary

Date of First Reading: February 15, 2010

Date of Second Reading: March 8, 2010

Adopted: March 8, 2010