

Ordinance _____

An ordinance of the Missoula City Council amending Missoula Municipal Code Title 15, entitled “Buildings and Construction,” by increasing the expiration of permits from 180 days to 270 days and the application fees be applied to the appropriate fund, to be effective on July 24, 2024.

Be it ordained that Sections 15.38.040 and 15.38.050 of the Missoula Municipal Code are hereby amended:

Title 15

BUILDINGS AND CONSTRUCTION*

Chapters:

- 15.04 Fire and Building Technical Codes
- 15.06 Uniform Housing Code
- 15.08 Uniform Fire Code (Repealed)
- 15.10 Uniform Code for the Abatement of Dangerous Buildings
- [15.12 Uniform Mechanical Code \(Repealed\)](#)
- [15.14 Uniform Plumbing Code \(Repealed\)](#)
- [15.16 Gas and Vacuum Systems](#)
- [15.18 Cabo One and Two Family Dwelling Code \(Repealed\)](#)
- [15.20 National Electrical Code \(Repealed\)](#)
- [15.22 Uniform Code for Building Conservation](#)
- [15.24 Cabo Model Energy Code and Northwest Energy Code \(Repealed\)](#)
- [15.28 Building Inspector](#)
- [15.32 Building Permits](#)
- [15.36 Building Code Board of Appeals](#)
- [15.38 Accessibility Standards](#)
- [15.44 Oversize Loads and House Moving](#)
- [15.46 Voluntary Residential Inspection Program](#)
- [15.48 Alarm Systems](#)
- [15.52 Building Security Code](#)
- [15.56 Construction Over Waterways .](#)
- [15.60 Swimming Pools](#)
- [15.62 Vacant Buildings](#)
- [15.64 Grading, Drainage, and Erosion Control Permits \(Repealed\)](#)
- [15.65 Grading, Drainage, Erosion Control and Storm Water Pollution Prevention Plans \(SWPPP\) \(Repealed\)](#)
- [15.66 Development Impact Fee Procedures and Requirements](#)
- [15.68 Hillview Way Special Improvement District No. 549 Impact Fee](#)
- [15.70 Sxwtpqyen Area Transportation Special Impact Fee](#)

Chapter 15.38

ACCESSIBILITY STANDARDS

Sections:

- [15.38.010 Adoption by reference.](#)
- [15.38.020 Applicability.](#)
- [15.38.030 Copy On File.](#)

- [15.38.040 Permit Required.](#)
- [15.38.050 Permit—Application—Fee.](#)
- [15.38.060 Permit Fee Exceptions.](#)
- [15.38.070 Investigation Fees; Work without a Permit.](#)
- [15.38.080 Permit Fee Refunds.](#)
- [15.38.090 Plan Requirements.](#)
- [15.38.100 Design Standards.](#)

15.38.040 Permit required.

All new or altered off-street parking areas for public buildings must meet accessibility standards as set forth in Section 15.38.010 MMC. New off-street parking areas for public buildings must be constructed to these standards. Existing off-street parking areas for public buildings that are being altered or reconfigured must be upgraded to these standards. The construction of a public building, or alteration to a primary function area of a public building, which must meet the requirements of Title 20 MMC, regarding parking, shall require a Parking Lot Permit. The term "public building" as used in this section means a building or facility owned or operated by a government entity, or a private sector building or facility that is open to members of the public, as established in 50-60-101 MCA.

Any new building or facility which requires a building permit and is subject to site accessibility requirements per Section 15.38.010 MMC, which must meet the off street parking requirements of Title 20 MMC, shall require a Parking Lot Permit. Routine maintenance of an existing parking area, such as asphalt maintenance, or repainting of existing parking stripes, shall not require a Parking Lot Permit. It shall be unlawful for any person, firm or corporation to perform the following work on sites subject to accessibility requirements per Section 15.38.010 without first obtaining a Parking Lot Permit from the Development Services :

- (1) Construct a new off-street parking area;
- (2) Alteration of an existing off-street parking area;
- (3) Pave an existing unpaved off-street parking area;
- (4) Paint traffic or parking lanes in an existing off-street parking area in which the configuration of the parking area will be altered.

The applicant for the permit shall provide plans of the proposed parking area and receive approval for such plans prior to commencing any construction. Permits shall expire by limitation and become null and void if work authorized is not commenced within ~~one hundred eighty (180)~~ [two hundred seventy \(270\)](#) calendar days after date of issuance. Also, permits shall expire by limitation and become null and void if work authorized by the permit is suspended for more than thirty (30) calendar days except for weather related delays. Before work is commenced, a new permit shall be issued and a full permit fee paid. The Development Services Director or a designated agent may grant extension of time on permits. Applicants shall give the Development Services two hours' notice prior to beginning placement of asphalt, concrete or traffic paint, and provide notice of completion of work under the permit. (Ord. 3492, 2013; Ord. 3158, 2000)

15.38.050 Permit—Application—Fee. Permit fees are based on the average direct and indirect costs to provide plan checks, permit administration, field inspection, and record management. The fee for obtaining a permit shall be established and/or amended by City Council after conducting a public hearing. Revenue from these fees shall be credited to the [general appropriate City fund](#).

(Ord. 3527, 2014; Ord. 3501 §8, 2013; Ord. 3476 §9, 2012; Ord. 3462 §10, 2011; Ord. 3433 §8, 2010; Ord. 3384 §8, 2008; Ord. 3350 §8, 2007; Ord. 3323 §8, 2006; Ord. 3259 §7, 2004; Ord. 3158, 2000)