

BOARD OF ADJUSTMENT FILING FEES 2016

The following fees shall be charged pursuant to 12.3.3.4.B., Denver Zoning Code and the Board's 2012 Restated Rules of Procedure, Article VII:

1. **\$100.00:** For the following, a fee of one hundred dollars shall be charged.
 - a. Variances for enclosures of balconies of individual units of multiple unit dwellings;
 - b. Keeping of Animals;
 - c. Six Month Delay of Enforcement under Section 12.2.6.8. from cease and desist orders from Neighborhood Inspection Services for violations not eligible for Variance or Special Exception, including inoperable, dismantled or other non-permitted vehicles, trash or junk on the property, unpaved or unscreened parking, minimum size of residential structures, rooming and boarding, and unrelated persons.
2. **\$150.00:** For the following, a fee of one hundred and fifty dollars shall be charged.
 - a. Variances for minor construction including fences and detached sheds;
 - b. Variances for excess number of vehicles, oversized vehicles such as overlength recreational vehicles, and the location of detached campers, trailers and boats;
 - c. Variances for signage (excluding off-premises signs);
 - d. Six Month Delay of Enforcement under Section 12.2.6.8 for cease and desist orders from Neighborhood Inspection Services for violations regarding issues listed in Categories 2.a. through 2.c., above.
3. **\$200.00:** For the following, a fee of two hundred dollars shall be charged.
 - a. Variances for major construction including all residential, commercial and industrial buildings, additions to these structures, second residential structures or ADU building forms, and garages;
 - b. Variances from provisions or conditions of approved landscaping plans (excluding the requirement to provide landscaping);
 - c. Variances from provisions or conditions of approved parking plans; and from parking code requirements excluding surfacing, such as stall and aisle widths and number of spaces;
 - d. Appeals of actions of the Zoning Administrator regarding Zoning Permits with Informational Notice (ZPIN) under 12.4.2;
 - e. Six Month Delay of Enforcement under Section 12.2.6.8. from cease and desist orders from Neighborhood Inspection Services for violations regarding issues listed in Categories 3.a. and 3.b., above;
 - f. Stay of Effective Date of Orders under Section 12.2.6.7. from cease and desist orders from Neighborhood Inspection Services for the operation of excess dwelling units, including second residential structures or ADUs.
4. **\$300.00:** For the following, a fee of three hundred dollars shall be charged.
 - a. Zoning Permits with Special Exception Review (use categories as determined by Zoning Code and Community Planning);
 - b. Variances for violations created by zone lot amendments;
 - c. Six Month Delay of Enforcement under Section 12.2.6.7. from cease and desist orders from Neighborhood Inspection Services for violations filed under Categories 4.a. and 4.b.;
 - d. Any other appeal not specifically included in Categories 1 through 5.
5. **\$400.00:** For the following, a fee of four hundred dollars shall be charged.
 - a. Appeal of Administrative Decision under the Denver Zoning Code by the Manager (or staff) of Community Planning and Development, including all third party appeals of such decisions;
 - b. Six Month Delay of Enforcement under Section 12.2.6.8 from cease and desist orders from Neighborhood Inspection Services for violations regarding issues reviewed in Category 4.a., above.
6. **\$50.00:** In addition to any fees owed under Category 1 through Category 5, above, a \$50.00 fee shall be charged on appeals from cease and desist orders when the applicant has taken action or done construction prior to obtaining the required zoning permit.

DETERMINING FILING FEES: When more than one of the above fee categories applies to one case, ONLY THE LARGER SHALL APPLY. Please make checks payable to: Manager of Finance.

REFUNDS: A refund of up to *fifty (50) percent* ***may*** be granted for each case withdrawn at least thirty (30) days prior to the scheduled hearing date. There will normally be no refund of the filing fee for cases withdrawn less than 30 days before the hearing date. However, the Board may order the refund of all or a portion of the filing fee paid *upon finding that an order or denial is issued in error* and was rescinded by Neighborhood Inspection Services or Zoning, *or if the Board finds unique and/or exceptional circumstances.*