

ORDINANCE NO. 40

Series of 2018

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ASPEN, COLORADO,
AMENDING THE MUNICIPAL CODE OF THE CITY OF ASPEN TO ADJUST
CERTAIN MUNICIPAL FEES INCLUDED UNDER SECTION 2 AND 26 OF THE
MUNICIPAL CODE.**

WHEREAS, the City Council has adopted a policy of requiring consumers and users of the miscellaneous City of Aspen programs and services to pay fees that fairly approximate the costs of providing such programs and services; and

WHEREAS, the City Council has determined that certain fees currently in effect do not raise revenues sufficient to pay for the attendant costs of providing said programs and services, or are set above levels necessary to achieve full reimbursement of costs.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ASPEN, COLORADO:

That Section 2.12.010 of the Municipal Code of the City of Aspen, Colorado, which section sets forth user fees for the Aspen Municipal Golf Course, is hereby amended to read as follows:

Sec. 2.12.010. Aspen Municipal Golf Course

| | Early Season | Regular Season |
|-------------------------------------|---------------------|-----------------------|
| Greens Fees / Passes | | |
| Platinum | N/A | \$2,499.00 |
| Gold | \$1,429.00 | \$1,529.00 |
| Silver | \$859.00 | \$959.00 |
| 20 Punch | \$669.00 | \$769.00 |
| Junior | \$199.00 | \$199.00 |
| Family | \$969.00 | \$989.00 |
| Twilight | \$559.00 | \$609.00 |
| Senior Greens Fee – 9 Hole | \$39.00 | \$39.00 |
| Senior Greens Fee – Resident | \$71.00 | \$71.00 |
| Military Rate (Must Show Proper ID) | N/A | \$82.00 |
| Green Fee – Max Rate | N/A | \$180.00 |
| Green Fee – Junior | N/A | \$49.00 |
| Green Fee – Guest of Member | N/A | \$82.00 |
| Cart and Club Rentals | | |
| Golf Cart – 18 Holes | N/A | \$23.00 |
| Golf Cart – Members: 18 Holes | N/A | \$20.00 |
| Golf Cart – 9 Holes | N/A | \$19.00 |
| Golf Cart – Members: 9 Holes | N/A | \$16.00 |
| Golf Cart Punch Pass | N/A | \$389.00 |
| Pull Cart – 18 Holes | N/A | \$16.00 |
| Pull Cart – Members: 18 Holes | N/A | \$14.00 |
| Pull Cart – 9 Holes | N/A | \$11.00 |

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| | Early Season | Regular Season |
|------------------------------|---------------------|-----------------------|
| Pull Cart – Members: 9 Holes | N/A | \$9.00 |
| Rental Clubs – 18 Holes | N/A | \$60.00 |
| Rental Clubs – 9 Holes | N/A | \$39.00 |
| Lockers and Range | | |
| Locker for Season | N/A | \$359.00 |
| Range Large Bucket | N/A | \$11.00 |
| Range Large Bucket – Members | N/A | \$10.00 |
| Range Small Bucket | N/A | \$9.00 |
| Range Small Bucket – Members | N/A | \$7.00 |
| Range Punch Pass | N/A | \$209.00 |

(Code 1971, §2-33; Ord. No. 44-1991, §12; Ord. No. 77-1992, §16; Ord. No. 68-1994, §5; Ord. No. 53-1995, §2; Ord. No. 43-1996, §1; Ord. No. 49-1998, §1; Ord. No. 45-1999, §1; Ord. No. 57-2000, §1; Ord. No. 5-2002 §1; Ord. No. 47-2002 §18; Ord. No. 63-2003, §8; Ord. No. 2-2004, §1; Ord. No. 38-2004, §10; Ord. No. 49-2005, §12; Ord. No. 48, 2006, §1; Ord. No. 52-2007; Ord. No. 29-2010§12; Ord. No. 33-2011§1; Ord. No. 29-2012; Ord. No. 48-2013; Ord. No. 36-2014; Ord. No. 43-2015; Ord. No 36-2016; Ord. No 30-2017; Ord. No 43-2018)

That Section 2.12.014 of the Municipal Code of the City of Aspen, Colorado, which section sets forth user fees for Recreation Department Fun Passes, is hereby amended to read as follows:

2.12.014 Recreation Department Fun Pass

The Recreation Department shall issue Fun Passes that provides access to the holder of such a pass to the following facilities and activities: use of the James E. Moore Pool, public or open skating at the Lewis Ice Arena or Aspen Ice Garden, use of the climbing wall at the Red Brick Recreation Center, fitness classes held at the Red Brick Recreation Center, aquatic fitness classes at the Aspen Recreation Center, tennis court rental and usage at the Aspen Tennis Center. Usage, participation and access to the above activities may be limited to certain times and dates as indicated on the pass.

| | Online Fee | In-Person Fee |
|------------------------|-------------------|----------------------|
| Daily Admission | | |
| Youth - Resident | N/A | \$9.00 |
| Youth - Guest | N/A | \$17.00 |
| Adult - Resident | N/A | \$11.00 |
| Adult - Guest | N/A | \$20.00 |
| Senior | N/A | \$9.00 |
| Twilight | N/A | \$7.00 |
| Guest 10 Visit Card | \$140.00 | \$160.00 |

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| | Online Fee | In-Person Fee |
|-------------------------|-------------------|----------------------|
| Monthly Pass | | |
| Youth / Senior Resident | \$54.00 | \$62.00 |
| Adult Resident | \$98.00 | \$113.00 |
| Family Resident | \$188.00 | \$216.00 |
| Each Additional | \$20.00 | \$23.00 |
| 20 Visit Card | | |
| Youth / Senior Resident | \$150.00 | \$177.00 |
| Adult Resident | \$195.00 | \$215.00 |
| 6 Month Pass | | |
| Youth / Senior Resident | \$252.00 | \$290.00 |
| Adult Resident | \$314.00 | \$361.00 |
| Family Resident | \$680.00 | \$782.00 |
| Each Additional | \$63.00 | \$73.00 |
| Annual Pass | | |
| Youth Resident | \$440.00 | \$505.00 |
| Adult Resident | \$541.00 | \$625.00 |
| Family Resident | \$1,180.00 | \$1,375.00 |
| Each Additional | \$120.00 | \$140.00 |

(Ord. No. 27-2003, §2; Ord. No. 38-2004, §14; Ord. No. 49-2005, §3; Ord. No. 48, 2006, §2; Ord. No. 52-2007; Ord. No. 40-2008; Ord. No. 27-2009§1; Ord. No. 29-2010§1; Ord. No. 29-2012; Ord. No. 48-2013; Ord. No. 36-2014; Ord. No. 43-2015; Ord. No 36-2016; Ord. No 30-2017; Ord. No 43-2018)

That Section 2.12.015 of the Municipal Code of the City of Aspen, Colorado, which section sets forth user fees for the Aspen Recreation Center, is hereby amended to read as follows:

Sec. 2.12.015. Aspen Recreation Center

| | Online Fee | In-Person Fee |
|--------------------------------|-------------------|----------------------|
| ARC Meeting Room Rental | | |
| Flat Rate | \$67.00 | \$77.00 |

(Ord. No. 27-2003, §1; Ord. No. 63-2003, §9; Ord. No. 38-2004, §13; Ord. No. 49-2005, §4; Ord. No. 48, 2006, §3; Ord. No. 40-2008; Ord. No. 27-2009§2; Ord. 29-2010§2; Ord. No. 29-2012; Ord. No. 48-2013; Ord. No. 36-2014; Ord. No. 43-2015; Ord. No 36-2016; Ord. No 30-2017; Ord. No 43-2018)

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That Section 2.12.020 of the Municipal Code of the City of Aspen, Colorado, which section sets forth user fees for Aspen Ice Garden and Lewis Ice Arena, is hereby amended to read as follows:

Sec. 2.12.020. Aspen Ice Garden and Lewis Ice Arena

| | Online Fee | In-Person Fee |
|-----------------------------------|-------------------|----------------------|
| Rent Entire Facility | | |
| Aspen Ice Garden | \$5,500.00 | \$4,500.00 |
| Lewis Ice Arena | \$5,500.00 | \$4,500.00 |
| Rent Entire Facility - Ice | | |
| Aspen Ice Garden | N/A | \$289.00 |
| Lewis Ice Arena | N/A | \$289.00 |
| Adult Non-Profit Prime | | |
| Aspen Ice Garden | N/A | \$244.00 |
| Lewis Ice Arena | N/A | \$244.00 |
| Youth Non-Profit Prime | | |
| Aspen Ice Garden | N/A | \$237.00 |
| Lewis Ice Arena | N/A | \$237.00 |
| Other Fees | | |
| Skate Sharpening | N/A | \$7.00 |
| Skate Sharpening - Same Day | N/A | \$11.00 |
| Pick-up Hockey, One Time | N/A | \$16.00 |
| Pick-up Hockey, 10 Punch Pass | \$125.00 | \$135.00 |
| Freestyle 20 Punch Pass | \$196.00 | \$226.00 |
| Skating Classes | N/A | N/A |
| Locker Rental | | |
| Six Months | N/A | \$72.00 |

(Code 1971, §2-34; Ord. No. 44-1991, §12; Ord. No. 77-1992, §16; Ord. No. 67-1993, §6; Ord. No. 68-1994, §6; Ord. No. 53-1995, §3; Ord. No. 43-1996, §2; Ord. No. 49-1998, §2; Ord. No. 45-1999, §2; Ord. No. 57-2000 §2; Ord. No. 47-2002 §16; Ord. No. 27-2003; Ord. No. 63-2003, §10; Ord. No. 2-2004, §2; Ord. No. 38-2004, §2; Ord. No. 49-2005, §7; Ord. No. 48, 2006, §4; Ord. No. 52-2007; Ord. No. 27-2009§3; Ord. No. 29-2010§3; Ord. No. 33-2011§2; Ord. No. 29-2012; Ord. No. 48-2013; Ord. No. 36-2014; Ord. No. 43-2015; Ord. No 36-2016; Ord. No 30-2017; Ord. No 43-2018)

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That Section 2.12.030 of the Municipal Code of the City of Aspen, Colorado, which section sets forth user fees for the James R. Moore Pool, is hereby amended to read as follows:

Sec. 2.12.030. James E. Moore Pool

| | Online Fee | In-Person Fee |
|--------------------------------------|-------------------|----------------------|
| Youth Swim Lessons | | |
| Youth Lessons | \$35.00 | \$35.00 |
| Private Lessons | \$45.00 | \$52.00 |
| Lifeguard Training | \$270.00 | \$299.00 |
| Kayak Roll Sessions | \$7.00 | \$15.00 |
| Water Polo Drop In | N/A | \$10.00 |
| Rentals | | |
| Entire Aquatic Facility - For Profit | N/A | \$289.00 |
| Entire Aquatic Facility – Non Profit | N/A | \$244.00 |
| Single Lane Rental in Lap Pool | N/A | \$21.00 |

(Code 1971, §2-35; Ord. No. 44-1991, §12; Ord. No. 77-1992, §16; Ord. No. 53-1995, §4 [part]; Ord. No. 43-1996, §3; Ord. No. 49-1998, §3; Ord. No. 45-1999, §3; Ord. No. 47-2002 §17; Ord. No. 63-2003, §11; Ord. No. 38-2004, §15; Ord. No. 49-2005 §5; Ord. No. 48, 2006, §5; Ord. No. 40-2008; Ord No. 27-2009§4; Ord. No. 29-2010§4; Ord. No. 29-2012; Ord. No. 48-2013; Ord. No. 36-2014; Ord. No. 43-2015; Ord. No 36-2016; Ord. No 30-2017; Ord. No 43-2018)

That Section 2.12.040 of the Municipal Code of the City of Aspen, Colorado, which section sets forth user fees for miscellaneous leisure and recreation fees, is hereby amended to read as follows:

Sec. 2.12.040. Miscellaneous Leisure and Recreation Fees

| | Online Fee | In-Person Fee |
|--|-------------------|----------------------|
| Adult Programs | | |
| Adult Basketball – Drop In | N/A | \$5.00 |
| Adult Volleyball – Drop In | N/A | \$6.00 |
| Men's Recreation Basketball | \$790.00 | \$909.00 |
| Adult Soccer | \$909.00 | \$1,045.00 |
| Adult Softball – Men's League | \$1,010.00 | \$1,150.00 |
| Adult Softball – Coed League | \$860.00 | \$989.00 |
| Adult Flag Football | \$450.00 | \$518.00 |
| Ariel, Circus, Silks & Trapeze – Drop In | N/A | \$20.00 |
| Ariel, Circus, Silks & Trapeze – Monthly | N/A | \$60.00 |
| | Online Fee | In-Person Fee |
| Tennis Clinics – Adult | N/A | \$30.00 |
| Tennis Clinics – Punch Pass, Adult | \$258.00 | \$296.00 |
| Tennis Lessons - Private (Max Rate) | \$100.00 | \$100.00 |
| Tennis Court Rental Fees (Per Court) | \$28.00 | \$32.00 |
| Tennis Ball Machine Rental | \$30.00 | \$32.00 |

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| | | |
|--|----------|----------|
| Tennis One Month Membership - Individual | \$66.00 | \$76.00 |
| Tennis One Month Membership - Couple | \$92.00 | \$106.00 |
| Tennis One Month Membership - Family | \$118.00 | \$136.00 |
| Youth Programs | | |
| Youth Baseball | \$132.00 | \$140.00 |
| T-Ball | \$69.00 | \$75.00 |
| Girls Softball | \$132.00 | \$138.00 |
| Batting Cage | N/A | \$1.00 |
| Day Camp | \$44.00 | \$48.00 |
| Martial Arts – Monthly | N/A | \$48.00 |
| Guest Fee | \$66.00 | \$70.00 |
| Sailing | \$635.00 | \$730.00 |
| Tennis Clinics - Youth | N/A | \$20.00 |
| Tennis Clinics - Punch Pass, Youth | \$180.00 | \$208.00 |
| Youth Biking | \$52.00 | \$60.00 |
| Specialty Camps | \$226.00 | \$260.00 |
| Youth Intramurals | | |
| Soccer | \$99.00 | \$115.00 |
| Soccer – Kindergarten | \$56.00 | \$65.00 |
| Basketball | \$99.00 | \$114.00 |
| Basketball – Kindergarten | \$53.00 | \$61.00 |
| Flag Football | \$92.00 | \$106.00 |
| Climbing Wall | | |
| Beginner Rock Rats | \$84.00 | \$97.00 |
| Boulder Rats | \$84.00 | \$97.00 |
| Intermediate / Advanced Climbing | \$95.00 | \$110.00 |
| Junior Rats | \$56.00 | \$65.00 |
| Gymnasium Rental - 1 Hour | \$69.00 | \$80.00 |
| Junior AROCK | \$56.00 | \$65.00 |
| AROCK | \$104.00 | \$120.00 |
| Other Fees | | |
| Red Brick Facility Rental | N/A | \$70.00 |

(Code 1971, §2-36; Ord. No. 44-1991, §12; Ord. No. 77-1992, §16; Ord. No. 68-1994, §7; Ord. No. 53-1995, §4 [part]; Ord. No. 43-1996, §4; Ord. No. 49-1998, §4; Ord. No. 45-1999, §4; Ord. No. 57-2000, §3; Ord. No. 47-2002, §15; Ord. No. 63-2003, §12; Ord. No. 38-2004, §12; Ord. No. 49-2005, §6; Ord. No. 48, 2006, §6); Ord. 52-2007; Ord. No. 40-2008; Ord. No. 27-2009§2; Ord. No. 29-2010§5; Ord. No. 29-2012; Ord. No. 48-2013; Ord. No. 36-2014; Ord. No. 43-2015; Ord. No 36-2016; Ord. No 30-2017; Ord. No 43-2018)

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That Section 2.12.043 of the Municipal Code of the City of Aspen, Colorado, which section sets forth user fees for the Red Brick Center for the Arts, is hereby amended to read as follows:

Sec. 2.12.043. Red Brick Center for the Arts Fees

| Program Fees | | |
|---------------------------------------|--|----------|
| Adult – Masterpiece Mine | | \$45.00 |
| Adult – Watercolor | | \$45.00 |
| Adult – Ceramic | | \$225.00 |
| Youth – Summer Camp | | \$275.00 |
| Youth – After School Camp | | \$20.00 |
| Youth – Pre-K Studio | | Free |
| Youth – All Day Art Camp | | \$60.00 |
| Gallery Exhibition Fee (one-time) | | \$40.00 |
| Gallery Commission (% of gross sales) | | 35% |
| Facility Fees | | |
| Tenant Rent (per sq. foot) | | \$1.98 |
| Parking Permit | | \$105.00 |
| Room Rental (per hour) | | \$25.00 |

(Ord. No 43-2018)

That Section 2.12.045 of the Municipal Code of the City of Aspen, Colorado, which section sets forth user fees for the Wheeler Opera House, is hereby amended to read as follows:

Sec. 2.12.045. Wheeler Opera House

| | For-Profit | Non-Profit |
|--|-------------------|-------------------|
| <i>All Rates Below Include Rehearsals & Performances</i> | | |
| Ticketed Performance Day Rate | \$665.00 | \$380.00 |
| Ticketed 2 nd Performance Same Day Rate | \$330.00 | \$190.00 |
| Ticketed 2 nd Performance Consecutive Day Rate | \$465.00 | \$265.00 |
| Ticketed Performance Weekly Rate (<= 5 Days) | \$2,500.00 | \$1,500.00 |
| Non-Ticketed Community Events Day Rate | N/A | \$125.00 |
| Lobby Performance Stage (105 seated, 125 standing) | \$750.00 | \$500.00 |
| Facility – Private Events (Plus Labor) | | |
| Full Venue | \$1,600.00 | \$800.00 |
| Lobby Rental (Max 20; No A/V or Food, 4 Hr Max)* | \$200.00 | \$100.00 |
| Lobby Rental (Max 125; Hourly w/ 2 Hr Min) | \$85.00 | \$50.00 |
| Wedding Flat Fee (Full Venue, 450 Max) | \$5,000.00 | N/A |
| Wedding Flat Fee (Lobby Only, 125 Max) | \$1,750.00 | N/A |
| Photo Shoot in Venue (per Hour) | \$150.00 | N/A |

* business hours only, no additional labor fees

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| Box Office Royalty | | |
|--|---------------------|---------------------|
| Inside Sales (as percent of sales) | 5.00% | 5.00% |
| Outside Sales (as percent of sales) | 6.00% | 6.00% |
| Per-Order Processing Fee | \$5.00 | \$5.00 |
| Credit Card Billback | | |
| Visa & Mastercard | 3.00% | 3.00% |
| American Express | 4.00% | 4.00% |
| Box Office Ticket Sellers | | |
| Inside Events (per hour) | \$27.50 | \$25.00 |
| Outside Events (per hour) | \$35.00 | \$35.00 |
| Box Office Set-Up | | |
| 5+ days notice | \$25.00 | \$25.00 |
| 3-4 days notice | \$35.00 | \$35.00 |
| 2 or less days notice | \$50.00 | \$50.00 |
| Support Services | | |
| Ticket Printing / Ticket | \$0.09 | \$0.06 |
| Ticket Template Change / Occurrence | \$10.00 | \$10.00 |
| Promotional Code Scripting | \$10.00 - \$15.00 | \$10.00 - \$15.00 |
| Pricing Configuration / Template | \$25.00 | \$25.00 |
| Client Database Entry | \$95.00 | \$95.00 |
| Non-Standard Box Office Reports / Report | \$20.00 | \$20.00 |
| Pixel Implementation | \$100.00 - \$200.00 | \$100.00 - \$200.00 |
| Print At Home Tix Custom Design | \$65.00 | \$65.00 |
| Pass Barcoding (per barcode entered) | \$0.30 | \$0.25 |
| Pass Database Entry (per 100 entries) | \$125.00 | \$95.00 |
| Theatre Technician Rates / Hr | \$28.50 | \$27.00 |
| Production Manager (Audio/Lights) Rates / Hr | \$34.50 | \$32.50 |
| Custodial Charge / Day | \$90.00 | \$65.00 |
| Food Custodial Charge / Day | \$155.00 | \$90.00 |
| Front of House Manager Rate / Hr (2 hr min) | \$34.50 | \$32.50 |
| Front of House Staff Rate / Hr (2 hr min) | \$27.50 | \$26.00 |
| Lobby Set-Up Fee (stage, chairs, tables, etc.) | \$200.00 | \$100.00 |
| Theatre Live Events Seat Removal (pit area) | \$250.00 | \$100.00 |
| Coffee/Tee Service (per 100 people) | \$30.00 | \$20.00 |
| Catering Coordination | \$34.50 | \$32.50 |
| Merchandise Seller | \$150.00 | 5% of gross sales |
| Merchandise – Recorded Material & Other | 10% / 20% of gross | N/A |
| Piano Tuning | \$175.00 | \$175.00 |
| Supplies | At Cost | At Cost |
| Equipment / Instrument Rental | | |
| 1999 Steinway Rental / Performance | \$350.00 | \$250.00 |
| Piano Tuning / Tune | \$200.00 | \$180.00 |
| Keyboard Rental / Performance | \$150.00 | \$100.00 |
| Drum Rental / Performance | \$250.00 | \$200.00 |
| Fender Rental / Performance | \$75.00 | \$50.00 |
| Pro Bass Rental / Performance | \$75.00 | \$50.00 |

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| | | |
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| Fogger or Hazer / Performance | \$30.00 | \$20.00 |
| Video Media Rental | \$250.00 | \$100.00 |
| (Christie, DCP, Sony HD Deck) | | |
| Video Media Rental / Week | \$900.00 | \$400.00 |
| (Panasonic HD Video Projector) | | |

*In order to qualify for non-profit rates, organization must be a registered Roaring Fork Valley non-profit organization or qualifying performing artist.

(Ord. No. 68-1994, §8; Ord. No. 53-1995 §5; Ord. No. 45-1999, §5; Ord. No. 49-1998, §5; Ord. No. 57-2000, §4; Ord. No. 12-2003, §1; Ord. No. 63-2003, §13; Ord. No. 38-2004, §11; Ord. No. 48, 2006, §7; Ord. No. 40-2008; Ord. No. 27-2009§6; Ord. No. 29-2010 §6; Ord. No. 29-2012; Ord. No. 48-2013; Ord. No. 36-2014; Ord. No. 43-2015; Ord. No 36-2016; Ord. No 30-2017; Ord. No 43-2018)

That Section 2.12.050 of the Municipal Code of the City of Aspen, Colorado, which section sets forth user fees for the Aspen Police Department, is hereby amended to read as follows:

Sec. 2.12.050. Aspen Police Department fees

| Law Enforcement Records | | |
|------------------------------------|--|---------|
| Accident Reports – In Person | | \$5.00 |
| Case Reports | | \$5.00 |
| Per Copied Page | | \$0.25 |
| Arrest History / Background Checks | | \$10.00 |
| Per Copied Page | | \$0.25 |
| Communications Logging / Hour | | \$15.00 |
| Per Audio CD | | \$25.00 |
| Case Report/Accident Photos / CD | | \$15.00 |
| Records Research / Hour | | \$25.00 |

| Aspen Police Department | | |
|-------------------------------------|--|----------|
| Alarm User Permit | | \$114.00 |
| First False Alarm / Year | | \$118.00 |
| Second False Alarm / Year | | \$237.00 |
| Third and Fourth False Alarm / Year | | \$358.00 |
| All Bank Alarms | | \$380.00 |
| Late Fees | | \$12.00 |
| Central Alarm License Fee | | \$314.00 |
| Vehicle Inspection | | \$20.00 |
| Certified VIN Inspection | | \$20.00 |
| Off-Duty Security/Officer/Hour | | \$95.00 |
| Notary Fees | | \$5.00 |

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| Dog Vaccination and License Fees | |
|---|---------|
| Annual Dog Tag Fees | \$20.00 |
| Spayed/Neutered Dog Tag Fee | \$10.00 |
| Senior Citizen/Active Service Dog Tag Fee | FREE |
| Replacement Tag | \$4.00 |

(Code 1971, §2-38; Ord. No. 77-1992, §17; Ord. No. 68-1994, §§9—11; Ord. No. 53-1995, §§6—10; Ord. No. 43-1996, §§5—7; Ord. No. 49-1998, §§6—8; Ord. No. 45-1999, §§6—9, 20; Ord. No. 57-2000, §§5, 12; Ord. No. 47-2002, §2; Ord. No. 63-2003, §2; Ord. 2-2004, §3; Ord. 38-2004, §1; Ord. No. 49-2005, §1; Ord. No. 48, 2006, §8; Ord. No. 40-2008; Ord. No. 27-2009§7; Ord. No. 29-2010§7; Ord. No. 33-2011; Ord. No. 29-2012; Ord. No. 48-2013; Ord. No. 36-2014; Ord. No. 43-2015; Ord. No 36-2016; Ord. No 30-2017; Ord. No 43-2018)

That Section 2.12.051 of the Municipal Code of the City of Aspen, Colorado, which section sets forth user fees for the Engineering Department, is hereby amended to read as follows:

Sec. 2.12.051. Engineering Department fees

| Permit and Application Fees | |
|---|------------------|
| Encroachment License and Application | \$401.70 |
| Encroachment Fees (Minor Encroachment < 3 hrs) | \$100.00 |
| Vacation Application (\$325 / hr for estimated 18 hours) | \$5,850.00 |
| Right-of-way Permit (waived for sidewalk replacement work; additional hourly review rate of \$325/hr will be applied to projects requiring more than 4 hours of review time) | \$401.70 |
| Encroachment Fees | |
| Permanent Encroachment Fee (per permit) | \$1,000.00 |
| Permanent Encroachment for Earth Retention (per cuft/mo) | \$1.40 |
| Temporary Occupation of Right-of-Way Under Encroachments | |
| By commercial operations not associated with construction, including contractors and vendors (per sqft/mo) | \$2.50 |
| Base cost within the core by commercial operations associated with construction, including contractors and vendors (per sqft/mo). Fees increase by 20% for first exception granted, 30% increase for second exception granted, 40% increase for every exception granted thereafter. | \$6.93 |
| Outside of the core by commercial operations associated with construction including contractors and vendors (per sqft/mo) | \$4.33 |
| Map and Plan Printing | |
| Per copy cost | \$5.00 |
| Landscape and Grading Permit | |
| Engineering Development Review Fee | See fee schedule |
| Construction Mitigation Review Fee (as applicable) | See fee schedule |
| Utilities Development Review Fee (as applicable) | See fee schedule |
| Parks Development Review Fee (as applicable) | See fee schedule |
| Zoning Hourly Review Fee (as applicable) | \$325.00/hr. |

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(Ord. No. 47-2002, §3; Ord. No. 49-2005, §13; Ord. No. 48, 2006, §9; Ord. No. 52-2007; Ord. No. 40-2008; Ord. No. 27-2009§8; Ord. No. 29-2010§8; Ord. No. 29-2012; Ord. No. 48-2013; Ord. No. 36-2014; Ord. No. 43-2015; Ord. No 36-2016; Ord. No 30-2017; Ord. No 43-2018)

That Section 2.12.052 of the Municipal Code of the City of Aspen, Colorado, which section sets forth user fees for the Environmental Health Department, is hereby amended to read as follows:

Sec. 2.12.052. Environmental Health Department fees

| Environmental Health Fees | |
|---|----------|
| Event Plan Review | \$30.00 |
| Event Inspection Fee | \$70.00 |
| Swimming Pool Plan Review | \$79.00 |
| Restaurant Site Inspection | \$82.00 |
| Food Safety Training | \$82.00 |
| Large Childcare | \$100.00 |
| Small Childcare | \$50.00 |
| Plan Review Application | \$100.00 |
| Plan Review & Pre-Open Inspection (not to exceed) | \$580.00 |
| Equipment Review Application | \$100.00 |
| Equipment Review Fee (not to exceed) | \$500.00 |
| HACCP Plan: Written (not to exceed) | \$100.00 |
| HACCP Plan: On-Site Evaluation (not to exceed) | \$400.00 |
| Real Estate Review of Property (not to exceed) | \$75.00 |
| Food Service License | |
| Free (School, Charitable, Church, Other) | \$0.00 |
| Mobile Unit (full-service) | \$330.00 |
| Mobile Unit (pre-packaged) | \$235.00 |
| Temporary/Special Event (not to exceed) | \$330.00 |
| Restaurant 0-100 Seats | \$330.00 |
| Restaurant 101-200 Seats | \$370.00 |
| Restaurant Over 200 Seats | \$405.00 |
| Grocery Store 0 - 15,000 Sq Ft | \$170.00 |
| Grocery Store Over 15,000 Sq Ft | \$305.00 |
| Grocery w/Deli 0-3,500 Sq Ft | \$325.00 |
| Grocery w/Deli Over 3,500 Sq Ft | \$620.00 |
| Oil & Gas (Temporary) | \$740.00 |

(Ord. No. 47-2002, §4; Ord. No. 63-2003, §2 Ord. No. 38-2004, §3; Ord. No. 49-2005, §2; Ord. No. 48, 2006, §10; Ord. No. 40-2008; Ord. No. 15-2009; Ord. No. 27-2009§9; Ord. No. 29-2010§9; Ord. 33-2011; Ord. No. 29-2012; Ord. No. 48-2013; Ord. No. 36-2014; Ord. No. 43-2015; Ord. No 36-2016; Ord. No 30-2017; Ord. No 43-2018)

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That Section 2.12.053 of the Municipal Code of the City of Aspen, Colorado, which section sets forth user fees for the Geographic Information System Department, is hereby amended to read as follows:

2.12.053. Geographic Information System (GIS) Department fees

| | |
|---|----------|
| Preprinted Map Small (11" x 17" or smaller) | \$14.00 |
| Preprinted Map Large <u>on Photo Paper</u> (greater than 11" x 17") | \$100.00 |
| Large Format Plotting (greater than 11" x 17") | \$30.00 |
| Custom Mapping and Analysis or Misc. Services (per hour, min. 1 hr) | \$325.00 |

(Ord. No. 47-2002, §5; Ord. No. 63-2003, §3; Ord. No. 48, 2006, §11; Ord. No. 52-2007; Ord. No. 27-2009§10; Ord. No. 29-2010§10; Ord. No. 33-2011; Ord. No. 29-2012; Ord. No. 48-2013; Ord. No. 36-2014; Ord. No. 43-2015; Ord. No 36-2016; Ord. No 30-2017; Ord. No 43-2018)

That Section 2.12.060 of the Municipal Code of the City of Aspen, Colorado, which section sets forth user fees for the Parking Department, is hereby amended to read as follows:

Sec. 2.12.060. Parking fees

| Rio Grande Plaza Parking | |
|--|----------|
| Hourly Rate | \$1.50 |
| Maximum Daily Fee | \$10.00 |
| Validation Stickers / Visit | \$5.00 |
| Business Pass (Unlimited Monthly Access) | \$125.00 |
| Unlimited Use Monthly Pass With Reserved Space | \$200.00 |
| Lost Ticket Fee | \$15.00 |
| 5-Day Unlimited Access Hotel Pass | \$50.00 |
| Special Events Pass / Day | \$5.00 |
| Access Replacement Card | \$20.00 |
| Commercial Core Pay Parking (between 7:00 AM and 6:00 PM) | |
| Hourly Rates (10:00am to 11:00am) High Season | \$4.00 |
| Hourly Rates (11:00am to 3:00pm) High Season | \$6.00 |
| Hourly Rates (3:00pm to 6:00pm) High Season | \$4.00 |
| Hourly Rates (10:00am to 11:00am) Low Season | \$2.00 |
| Hourly Rates (11:00am to 3:00pm) Low Season | \$4.00 |
| Hourly Rates (3:00pm to 6:00pm) Low Season | \$2.00 |
| 30 minutes | \$1.00 |
| Single Space Meters (per 15 minutes) | \$0.50 |
| Residential Permit Parking | |
| Residential Day Pass | \$8.00 |
| Space Rental Fee / Day | \$10.00 |
| First and Second Permit for Residence and Guest | Free |
| Third Permit for Resident and Guest | \$25.00 |
| Fourth Permit for Resident and Guest | \$50.00 |
| Lodge Guest Permit (4-days) | \$3.00 |

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| | |
|---|----------------------|
| Business Vehicle Permit | \$100.00 |
| Host Guest Replacement Permit | \$50.00 |
| High Occupancy Vehicle Permit | Free |
| Miscellaneous Parking | |
| Delivery Vehicle Permit | \$100.00 |
| Service Vehicle | 50% of parking rates |
| Construction – Residential / Month | \$25.00 |
| Construction – Commercial / Day | \$75.00 |
| Reserved Spaces for Approved Activities | \$25.00 |
| Handicapped Parking | Free |
| Permit Replacement | \$50.00 |
| Tow Truck Cancellation Fee | \$40.00 |
| Boot Fee | \$75.00 |
| Towing Fee (Tickets / Snow / Farmer's) | \$160.00 |
| Towing Fee (72 Hour / Abandoned) | \$200.00 |
| Ticket Late Fee | \$10.00 |
| Neighborhood Electric Vehicles | Free |

- 1- The residential permit parking program restrictions shall be in effect from 8:00 a.m. until 5:00 p.m., Monday through Friday (official holidays exempted), unless otherwise specified.
- 2- Neighborhood electric vehicles (NEV's) are defined as follows: A low-speed electric vehicle which does not exceed speeds of 20-25 mph. The vehicle must have seat belts, headlights, windshield wipers, safety glass, tail lamps, front and rear turn signals and stop lamps. These vehicles must have a vehicle identification number (VIN) and be state-licensed. NEV's are only permitted within the City limits and on roads that have speed limits less than 40 mph.
- 3- High Season includes the months of Jan, Feb, Mar, Jun, Jul, Aug, Sep, and Dec. Low Season includes Apr, May, Oct and Nov.

(Code 1971, §2-39; Ord. No. 36-1994, §1; Ord. No. 68-1994, §12; Ord. No. 53-1995, §20; Ord. No. 43-1996, §17; Ord. No. 49-1998, §9; Ord. No. 45-1999, §9; Ord. No. 57-2000, §5; Ord. No. 4-2002, §1; Ord. No. 47-2002, §19; Ord. No. 63-2003, §15; Ord. No. 49-2005, §14; Ord. No. 39-2007; Ord. No. 33-2011; Ord. No. 29-2012; Ord. No. 48-2013; Ord. No. 36-2014; Ord. No. 43-2015; Ord. No. 36-2016; Ord. No. 30-2017; Ord. No. 43-2018)

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That Section 2.12.070 of the Municipal Code of the City of Aspen, Colorado, which section sets forth user fees for the City Clerk's Office, is hereby amended to read as follows:

Sec. 2.12.070. Liquor and marijuana license application fees

| Liquor Licenses | |
|--|------------|
| Beer Permit (3.2% by Volume) | \$10.00 |
| Special Event Permit | \$25.00 |
| New License | \$1,000.00 |
| Transfer of Location or License | \$750.00 |
| Hotel & Restaurant or Tavern including Modest- Renewal Fee | \$178.75 |
| Beer & Wine including Modest- BeRenewal Fee | \$152.50 |
| Retail Liquor Store or Drug Store-Renewal Fee | \$122.50 |
| Arts or Club-Renewal Fee | \$115.00 |
| 3.2 Beer-Renewal Fee | \$103.75 |
| Optional Premises License | \$50.00 |
| Temporary Permit | \$100.00 |
| Late Renewal Application Fee | \$500.00 |
| Tastings Permit | \$100.00 |
| Marijuana Licenses | |
| Medical or Retail Marijuana Center New License Fee | \$2,000.00 |
| Medical or Retail Marijuana Optional Premise Cultivation License | \$2,000.00 |
| Medical or Retail Marijuana Infused Products Manufacturers' License | \$2,000.00 |
| Medical Marijuana Center Applying for Retail Marijuana Store License | \$2,000.00 |
| Medical or Retail Marijuana Transfer of Ownership | \$750.00 |
| Medical or Retail Marijuana Change of Location | \$500.00 |
| Medical or Retail Marijuana Change of Corporation or LLC Structure | \$100.00 |
| Medical or Retail Marijuana Modification of Premises | \$100.00 |
| Renewal of Retail or Medical Marijuana License | \$1,000.00 |

(Code 1971, §2-40; Ord. No. 8-1994, §4; Ord. No. 45-1999, §10; Ord. No. 24-2004, §2; Ord. No. 29-2012; Ord. No. 48-2013; Ord. No. 36-2014; Ord. No. 43-2015; Ord. No 36-2016; Ord. No. 30-2017; Ord. No 43-2018)

That Section 2.12.080 of the Municipal Code of the City of Aspen, Colorado, which section sets forth user fees for the Parks Department, is hereby amended to read as follows:

Sec. 2.12.080. Parks Department fees

| Event Fees | |
|-------------------|----------|
| Application Fee | |
| For Profit | \$138.00 |
| Non Profit | \$55.00 |
| Business License | |
| One Day | \$17.00 |
| Two Days | \$28.00 |

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| | |
|--------------------------------------|------------|
| Event Fees – Non Profit | |
| Under 50 People | \$55.00 |
| 50-100 People | \$220.00 |
| 101-200 People | \$330.00 |
| Event Fees | |
| 201-500 People | \$550.00 |
| Over 500 People | \$1,650.00 |
| Event Fees – For Profit | |
| Under 50 People | \$193.00 |
| 50-100 People | \$440.00 |
| 101-200 People | \$660.00 |
| 201-500 People | \$3,850.00 |
| Over 500 People | \$5,500.00 |
| Exclusive Use of Park | \$8,250.00 |
| Athletic Camps | |
| Local (per hour) | \$28.00 |
| Non-Local (per hour) | \$44.00 |
| Athletic Tournaments/Event | \$825.00 |
| Sports Classes / Day Care | |
| Local (per hour) | \$28.00 |
| Non-Local (per hour) | \$44.00 |
| Flags on Main Street/Flag | \$17.00 |
| Banners on Main Street/Banner | \$17.00 |
| Mall Space Leasing | |
| Price per Square Foot | \$4.35 |
| Filming | |
| 3-10 People | \$150.00 |
| 11-30 People: Still | \$250.00 |
| 11-30 People: Video | \$350.00 |
| 31-49 People: Still | \$350.00 |
| 31-49 People: Video | \$450.00 |
| 50 and Over People | \$850.00 |
| Tree Fees | |
| Removal Permit | \$80.00 |
| Removal Permit - Development | \$216.00 |
| Mitigation Fee | \$45.00 |
| Development Fees | |
| Encroachments - Minor Review | \$74.00 |
| Encroachments - Major Review | \$147.00 |
| Right of Ways - Minor Review | \$74.00 |
| Right of Ways - Major Review | \$147.00 |
| Landscaping and Grading Permit | \$73.00 |
| Landscape/Resource Review (per sqft) | \$0.03 |

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(Ord. No. 45-1999, §11; Ord. No. 47-2002, §6; Ord. No. 63-2003, §14; Ord. No. 38-2004, §5; Ord. 52-2007; Ord. No. 33-2011; Ord. No. 29-2012; Ord. No. 48-2013; Ord. No. 36-2014; Ord. No. 43-2015; Ord. No 36-2016; Ord. No 30-2017; Ord. No 43-2018)

That Section 2.12.100 of the Municipal Code of the City of Aspen, Colorado, which section sets forth user fees for the Building and Planning Department, is hereby amended to read as follows:

Section 2.12.100. Building and Planning

This Section of the Code sets forth building permit fees for the City Community Development Department, and shall be applied to applications submitted on or after January 1, 2019:

| BUILDING PERMIT FEES | |
|---|---|
| Total Valuation: \$1.00 to \$5,000.00 | \$25.00 |
| Total Valuation: \$5,001.00 to \$50,000.00 | 50% of sum of \$25 + 5.0% of permit valuation over \$5,000 |
| Total Valuation: \$50,001.00 to \$100,000.00 | 75% of sum of \$2,275 + 3.5% of permit valuation over \$50,000 |
| Total Valuation: \$100,001.00 to \$250,000.00 | \$4,025 + 2.5% of permit valuation over \$100,000 |
| Total Valuation: \$250,001.00 to \$500,000.00 | \$7,775 + 2.0% of permit valuation over \$250,000 |
| Total Valuation: \$500,001.00 to \$1,000,000.00 | \$12,775 + 1.75% of permit valuation over \$500,000 |
| Total Valuation: \$1,000,001.00 to \$2,500,000.00 | \$21,525 + 1.5% of permit valuation over \$1,000,000 |
| Total Valuation: \$2,500,001.00 to \$5,000,000.00 | \$44,025 + 1.25% of permit valuation over \$2,500,000 |
| Total Valuation: Above \$5,000,000 | \$75,275 + 0.75% of permit valuation over \$5,000,000 plus 0.5% of permit valuation over \$10,000,000 |
| Building Permit Review Fee (per hour) | \$325.00 |
| Fees Due Upon Permit Submittal | |
| Plan Check Fees (as percent of total building permit outlined above) | 65% |
| Energy Code Fee (as percent of total building permit outlined above) | 15% |

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| Fees Due Upon Permit Issuance | |
|---|--|
| Building Permit Fee (as percent of total building permit outlined above) | 100% |
| GIS Fee (applicable only if changing building footprint) | \$500.00 |
| Renewable Energy Mitigation Payment | (see details below) |
| Use Tax Deposit – City of Aspen | 2.1% of value of materials for projects over \$100,000 |
| Use Tax Deposit – Pitkin County | 0.5% of value of materials |

For 2017, the building plan check fee shall be reduced by 10% for major residential projects submitted in the format specified in the Minimum Building Submission. Applicants should contact the Permit Coordinators for more information.

| RENEWABLE ENERGY MITIGATION PAYMENT | |
|--|---|
| Residential Exterior Energy Use | |
| Snowmelt – includes roof and gutter de-icing systems | \$34 per square foot divided by boiler efficiency (AFUE) |
| Outdoor Pool | \$136 per square foot divided by boiler efficiency (AFUE) |
| Spa – pkg. or portable spas < 64 sqft are exempt | \$176 per square foot divided by boiler efficiency (AFUE) |
| Residential Onsite Renewable Credits (certain restrictions may apply) | |
| Photovoltaic Systems | \$6,250 per KWH |
| Solar Hot Water Systems | \$125 per square foot |
| Ground Source Heat Pumps | \$1,400 per 10,000 BTU per hr |
| Commercial Exterior Energy Use | |
| Snowmelt – includes roof and gutter de-icing systems | \$60 per square foot divided by boiler efficiency (AFUE) |
| Outdoor Pool | \$170 per square foot divided by boiler efficiency (AFUE) |
| Spa – pkg. or portable spas < 64 sqft are exempt | \$176 per square foot divided by boiler efficiency (AFUE) |
| Commercial Onsite Renewable Credits (certain restrictions may apply) | |
| Photovoltaic Systems | \$6,250 per KWH |
| Solar Hot Water Systems | \$224.65 per square foot |
| Ground Source Heat Pumps | \$1,400 per 10,000 BTU per hr |

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CHANGE ORDER FEES

Applications for change orders shall cause a revision to the overall project valuation. The change order fees shall be based on this revised valuation. Fees for the previously submitted permit application shall not be refunded or credited toward change order fees. Not all change orders will require additional fees in each fee category. A change order fee applies each time a change order is submitted. A change order may propose multiple changes, and applicants are encouraged to "bundle" their change order requests to minimize fees. Change order fees may be assessed on an hourly basis at the current hourly rate if, in the opinion of the Chief Building Official, the fees stated below represent a significant inequity compared with the scope of the change order and the expected staff time to administer the review. Hourly billing may be applied to plan check and energy code reviews. Hourly billing for change orders may result in higher or lower fees due than stated below.

Fees Due Upon Change Order Issuance

| | |
|--|------|
| Change Order Plan Check Fee (as a percent of <u>revised</u> permit fee) | 5.0% |
| Change Order Energy Code Review Fee – if applicable (as a percent of <u>revised</u> permit fee) | 2.0% |
| Change Order Building Permit Fee (as a percent of <u>revised</u> permit fee) | 5.0% |

PHASED PERMITTING FEES

Applications for Building Permits may be issued in "phases" prior to the entire permit being ready for issuance. In order for a permit to be issued in phases, all elements of that phase must be reviewed and approved by the Building Department and applicable referral agencies. A Phased Building Permit still requires complete submission of all required documents and information for all phases at initial permit application submission. Issuance of a permit in phases is at the discretion of the Chief Building Official. Fees for phased permit issuance are in addition to fees due for issuance of a complete building permit.

Fees Due at Issuance of Phase 1 Permit:

| | |
|--|------------------------------------|
| Building Permit Review Phasing Fee | 35% of Building Permit Fee |
| Zoning Review Phasing Fee | 10% of Zoning Review Fee |
| Construction Mitigation Phasing Fee | 50% of Construction Mitigation Fee |
| Engineering Development Review Phasing Fee | 10% of Engineering Fee |
| Parks Phasing Fee | 10% of Parks Review Fee |
| Utilities Development Review Phasing Fee | 10% of Utilities Review Fee |

SPECIAL SERVICES FEES

| | |
|---|----------|
| Inspection Fee Outside of Normal Business Hrs. (per hour, min. 2 hrs.) | \$325.00 |
| Re-inspection Fee (per inspection) | \$325.00 |
| Special Inspections Fee for Unspecified Inspection Type (per hour, min. 1 hr) | \$325.00 |
| Building Permit Extension Fee (projects with valuations \$500,000 or less) | \$162.50 |

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| | |
|---|----------------------------------|
| Building Permit Extension Fee (projects with valuations over \$500,000) | \$325.00 |
| REPAIR FEES | |
| Permit Fee | \$25.00 |
| Plan Review Fee | Hourly or 10% of Plan Review Fee |
| Zoning Review | 10% of Zoning Review Fee |
| Construction Mitigation Review | 10% of CMP Review Fee |
| Engineering Review | 10% of Engineering Review Fee |
| RE-ROOFING AND ROOFING FEE | |
| Permit Fee: | \$25.00 |
| Plan Review Fee: | \$25.00/100 sqft of roofing |
| Zoning Review Fee: | \$325.00/hr. |
| Construction Mitigation: | 10% of CMP fee |
| INTERIOR FINISH & FIXTURE REMOVAL FEE | |
| Permit Fee: | \$25.00 (minimum) |
| Plan Review Fee: | \$325.00/hr. (1 hr. minimum) |
| Construction Mitigation Fee: | 10% of CMP Review Fee |
| TEMPORARY STRUCTURE | |
| Permit Fee: | \$25.00 |
| Plan Review Fee: | \$325.00/hr. (1 hr. minimum) |
| Parks Review Fee: | \$325.00/hr. (1 hr. minimum) |
| Fire Department Review Fee: | \$100.00 |
| CERTIFICATE OF OCCUPANCY | |
| Permanent Certificate | Included in Building Permit Fee |
| Temporary Certificate (max. \$5,000) | 7.5% of Building Permit Fee |
| ENFORCEMENT FEES AND PENALTIES | |
| <p><i>For violations of the adopted building codes other than a stop work order or correction notice, the Chief Building Official may issue a Municipal Court citation. Fees, fines, and penalties by citation for violations of the Building Code shall be established by the Municipal Court Judge according to the scope and duration of the offense. Penalties may include: revocation of Contractor License(s); prohibition of any work on the property for a period of time; recovery of costs to the public for any required remediation of the site; additional Building Permit Review Fees; fees to recover administrative costs required by City staff to address the violation; and, other fees, fines, and penalties or assessments as assigned by the Municipal Court Judge.</i></p> | |
| <p><i>No Certificate of Occupancy shall be issued until all fees have been paid in full. Violations of this policy are subject to fines.</i></p> | |
| Stop Work Order or Correction Notice – 1st Infraction | 2 Times Permit Valuation Fee |
| Stop Work Order or Correction Notice – 2nd Infraction | 4 Times Permit Valuation Fee |
| Stop Work Order or Correction Notice – 3rd Infraction (license subject to suspension or revocation) | 8 Times Permit Valuation Fee |

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COMMUNITY PURPOSE DISCOUNT PROGRAMS

The Chief Building Official may from time to time implement lower fees to encourage certain types of building improvements as directed by the City Council or City Manager. Example programs may include energy efficiency improvements, accessibility improvements and the like. Special fees shall not exceed those otherwise required.

Notwithstanding the building permit fee schedule, City Council may authorize a reduction or waiver of building permit fees, engineering review fees, or construction mitigation fees as deemed appropriate. The Community Development Director shall waive building permit fees for General Fund Departments of the City of Aspen consistent with City policy.

The Community Development Director may reduce building permit review fees by no more than 50% for projects with a fee significantly disproportionate to the service requirements. The City may not waive or reduce fees collected on behalf of a separate government agency. The City may not reduce or waive a tax.

FEE WAIVERS FOR NON-PROFIT ORGANIZATIONS

Applications submitted for Building Permits by nonprofit organizations (as determined by their 501(c)3 status and those organizations that do not have a tax base) are eligible to have planning/building permit fees waived based on the following schedule:

Building Plan Check, Energy Code, Permit Fees, Engineering, Parks and Utilities Review Fees:

| | |
|-------------------------------|---|
| Project Valuation < = \$5,000 | 100% Fee Waiver |
| Project Valuation > \$5,000 | 50% Fee Waiver of Fees for Project Valuations between \$5,000 and \$250,000 |

Fee waivers shall not exceed a combined value of \$15,000 for a single project per twelve consecutive month period. All other applicable utilities fees are not subject to this waiver, including but not limited to: investment charge, connection permit, tap fees, hook-up charges, service fees, and electric extension costs.

FEE WAIVERS FOR AFFORDABLE HOUSING PROJECTS

Applications submitted for new projects that are 100 percent affordable housing are eligible for a 100 percent fee waiver for all planning land use and development permit fees, excluding fees levied by jurisdictions other than the City of Aspen. This fee waiver shall be limited to new projects, and does not apply to existing individual affordable housing units that may be seeking a remodel, expansion, etc.

SMALL LODGE PROGRAM

Applications for Building Permits for Small Lodges, as defined in Ordinance 15, Series 2015, are eligible for reduced building permit review fees based on the following schedule. To be eligible for the discount, all lodges must enter into an agreement with the City stating that the property will remain a lodge for a minimum number of years, and that if the use changes during that time period, the property shall owe the City 100% of the building permit fees. The reductions shall apply to Plan Check, Energy Code, Zoning Review, Engineering Review, CMP, and Building Permit fees.

| Category of Work | % of Building Permit Fee Charged | Length of City Agreement |
|---|----------------------------------|--------------------------|
| Minor interior upgrade (e.g., paint, carpet, light fixtures) | 25% | 5 years |
| Minor exterior upgrade (e.g., new windows, new paint/exterior materials) | 25% | 5 years |

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| | | |
|--|-----|----------|
| Major interior upgrade A (e.g., remodel units, including bathrooms) | 50% | 10 years |
| Major interior upgrade B (e.g., remodel common areas and any kitchen/food service facilities) | 50% | 10 years |
| Redevelopment or Major Expansion | 75% | 20 years |

EXPIRED or CANCELLED PERMITS and REFUNDS

Plan Check fees are not refundable for expired or cancelled permits. Impact mitigation fees for unbuilt projects (construction not started) shall be refunded 100%. Building permit and impact fees for partially constructed projects are not refundable. Expired or cancelled permits are not renewable. Projects with expired or cancelled permits must reapply for building permits and pay all applicable fees. Projects with expired or cancelled permits that have previously paid impact fees need only pay (or be refunded) the difference in impact fees when applying for a new permit.

This Section of the Code sets forth engineering review fees for the City Engineering Department, and shall be applied to applications submitted on or after January 1, 2019:

| Engineering Development Fees | |
|--|--|
| 200 – 500 Square Feet | \$567.74 |
| 501 – 1000 Square Feet | \$1,703.21 |
| 1,001 – 15,000 Square Feet | \$1,703.21 + \$2.14 per sq. ft. over 1,000 |
| Above 15,000 Square Feet | \$1,703.21 + \$2.14 per sq. ft. over 1,000 + \$0.103 over 15,000 |
| Additional Planning Review Fee (per hr, min. ½ hr) | \$325.00 |
| Construction Mitigation Fees | |
| 400 – 15,000 Square Feet | \$1.07 per sq. ft. |
| Above 15,000 Square Feet | \$1.07 per sq. ft. to 15,000 + \$0.05 per sq. ft. over 15,000 |
| <i>Fifty percent of the construction mitigation fee will be collected at permit submission; the remaining fifty percent upon permit issuance. Fees are not triggered unless a Construction Mitigation Review is performed. Triggers for the Construction Mitigation Review are located in the Construction Mitigation Plan requirements.</i> | |
| Additional Review Fee | |
| Hourly fee to review changes, additions, or revisions to plans or land use review cases | \$325.00 |

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This Section of the Code sets forth electrical permit fees for the City Community Development Department, and shall be applied to applications submitted on or after January 1, 2019:

| RESIDENTIAL ELECTRICAL FEES | |
|---|--|
| <i>Fee is based on the enclosed living area only, includes construction of, or remodeling or addition to a single family home, duplex, condominium, or townhouse. If not wiring any portion of the above listed structures, and are only changing or providing a service, see "Other Electrical Installation Fees" below.</i> | |
| Living area not more than 1,000 square feet | \$155.00 |
| Living area 1,001 to 1,500 square feet | \$233.00 |
| Living area 1,501 to 2,000 square feet | \$310.00 |
| Living area over 2,000 square feet | \$310.00 + \$16.00 per 100 sqft over 2,000 |
| Other Electrical Installation Fees | |
| <i>Including some residential installations that are not based on square footage (not in a living area, i.e., garage, shop, and photovoltaic, etc.). Fees in this section are calculated from the total cost to customer, including electrical materials, items and labor - whether provided by the contractor or the property owner. Use this chart for a service connection, a temporary meter, and all commercial installations.</i> | |
| Installation Permit On Projects Valuing Less than \$2,000 | \$155.00 |
| Installation Permit on Projects Valuing \$2,000 or More | \$155.00 + \$16.00 per thousand dollars (rounded up) |
| Re-Inspections | \$77.50 |
| Extra Inspections | \$77.50 |
| Photovoltaic Generation System (Valuation based on cost to customer of labor, materials, & items) | |
| Residential: Valuation not more than \$2,000 | \$115.00 |
| Residential: Valuation \$2,001 and above | \$115.00 plus \$11.50 per thousand or fraction thereof (max \$500) |
| Commercial: Valuation not more than \$2,000 | \$115.00 |
| Commercial: Valuation \$2,001 and above | \$115.00 plus \$11.50 per thousand or fraction thereof (max \$1,000) |

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This Section of the Code sets forth mechanical permit fees for the City Community Development Department, and shall be applied to applications submitted on or after January 1, 2019:

| MECHANICAL PERMIT FEES | |
|---|----------|
| Mechanical Permit (per unit) | \$66.31 |
| Supplemental Permit for which the original has not expired, been canceled or finalized (per unit) | \$26.53 |
| UNIT FEE SCHEDULE | |
| Furnaces (installation or relocation) | |
| Forced-air or gravity-type furnace or burner, including attached ducts and vents; floor furnace, including vent; suspended heater; recessed wall heater or floor-mounted unit heater (per unit) | \$66.31 |
| Appliance Vents (installation, relocation or replacement) | |
| Each appliance vent installed and not included in an appliance permit | \$33.16 |
| Cooling Systems | |
| Each refrigeration unit, cooling unit, absorption unit or each heating, cooling, absorption or evaporative cooling system, including installation of controls regulated by the Mechanical Code | \$33.16 |
| Boilers, Compressors and Absorption Systems (installation or relocation) | |
| Each boiler or compressor to and including 3 horsepower (10.6 kW) or each absorption system to and including 100,000 Btu/h (29.3 kW) | \$66.31 |
| Each boiler or compressor over 3 horsepower (10.6 kW) to and including 15 horsepower (52.7 kW) or each absorption system over 100,000 Btu/h (29.3 kW) to and including 500,000 Btu/h (293.1 kW) | \$132.63 |
| Each boiler or compressor over 15 horsepower (52.7 kW) to and including 30 horsepower (105.5 kW) or each absorption system over 500,000 Btu/h (146.6 kW) to and including 1,000,000 Btu/h (293.1 kW) | \$176.83 |
| Each boiler or compressor over 30 horsepower (105.5 kW) to and including 50 horsepower (176 kW) or each absorption system over 1,000,000 Btu/h (293.1 kW) to and including 1,750,000 Btu/h (512.9 kW) | \$265.25 |
| Each boiler or compressor over 50 horsepower (176 kW) or each absorption system over 1,750,000 Btu/h (512.9 kW) | \$331.56 |
| Air Handlers | |
| <i>Fee does not apply to units included with a factory-assembled appliance, cooling unit, evaporative cooler or absorption unit for which a permit is required elsewhere in the Mechanical Code.</i> | |
| Each air-handling unit to and including 10,000 cubic feet per minute (cfm) (4,719 L/s), including ducts attached thereto | \$33.16 |
| Each air-handling unit over 10,000 cfm (4,719 L/s) | \$66.31 |

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| Evaporative Coolers | |
| Each evaporative cooler other than portable type | \$33.16 |
| Ventilation and Exhaust | |
| Each ventilation fan connected to a single duct | \$26.53 |
| Each ventilation system which is not a portion of any heating or air-conditioning system authorized by a permit | \$33.16 |
| Each hood which is served by the mechanical exhaust, including the ducts for such hood | \$33.16 |
| Miscellaneous | |
| Each appliance or piece of equipment regulated by the Mechanical Code but not classed in other appliance categories or for which no other fee is listed in the table | \$33.16 |
| Other Mechanical Inspections Fees | |
| Hourly inspection fee outside of normal business hrs (min. 2 hrs) | \$325.00 |
| Re-inspection fees assessed under Section 305.8 (per inspection) | \$325.00 |
| Hourly inspections fee for unspecified inspection type (min. 1 hr) | \$325.00 |
| Hourly fee for additional plan review required by changes, additions or revisions to plans or plans for which an initial review has been completed | \$325.00 |

This Section of the Code sets forth plumbing permit fees for the City Community Development Department, and shall be applied to applications submitted on or after January 1, 2018:

| | |
|--|----------|
| PLUMBING PERMIT FEES | |
| Plumbing Permit (per issuance) | \$66.31 |
| Each supplemental permit for which the original has not expired, been canceled or finalized | \$26.53 |
| UNIT FEE SCHEDULE | |
| Fixtures and Vents | |
| Each plumbing fixture or trap or set of fixtures on one trap (including water, drainage piping and backflow protection) | \$26.53 |
| For repair or alteration of drainage or vent piping, each fixture | \$13.26 |
| Sewers, Disposal Systems and Interceptors | |
| Each building sewer and each trailer park sewer | \$265.25 |
| Each industrial waste pretreatment interceptor, including its trap and vent, excepting kitchen-type grease interceptors functioning as traps | \$66.31 |
| Rainwater systems, per drain (inside buildings) | \$33.16 |
| Water Piping and Water Heaters | |

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| | |
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| For installation, alteration or repair of water piping or water-treating equipment or both, each | \$26.53 |
| For each water heater, including vent | \$33.16 |
| Gas Piping Systems | |
| Each gas piping system of one to five outlets | \$13.26 |
| Each additional outlet over five, each | \$6.63 |
| Lawn Sprinklers, Vacuum Breakers and Backflow Protection Devices | |
| Each lawn sprinkler system on any one meter, including backflow protection devices thereof | \$26.53 |
| For atmospheric-type vacuum breakers or backflow protection devices not included in Fixtures and Vents: | |
| 1 to 5 devices | \$26.53 |
| Over 5 devices, each | \$6.63 |
| Each backflow-protection device other than atmospheric-type vacuum breakers: | |
| 2 inches (50.88 mm) and smaller | \$33.16 |
| Over 2 inches (50.8 mm) | \$53.05 |
| Swimming Pools | |
| Each public pool | \$1,591.50 |
| Each public spa | \$795.75 |
| Each private pool | \$530.50 |
| Each private spa | \$265.25 |
| Miscellaneous | |
| Each appliance or piece of equipment regulated by the Plumbing Code but not classed in other appliance categories or for which no other fee is listed in this code | \$33.16 |
| Other Plumbing Inspection Fees | |
| Hourly inspection fee outside of normal business hrs. (min. 2 hrs) | \$325.00 |
| Re-inspection fees – inspections required after a failed inspection (per inspection) | \$325.00 |
| Hourly inspections fee for unspecified inspection type (min. 1 hr) | \$325.00 |
| Hourly fee for additional plan review required by changes, additions or revisions to plans or plans for which an initial review has been completed | \$325.00 |

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This Section of the Code sets forth licensing fees for the City Community Development Department, and shall be applied to applications submitted on or after January 1, 2019:

| CONTRACTOR LICENSES | |
|--|----------|
| General Contractor Licenses (3 year term) | |
| Unlimited | \$450.00 |
| Commercial | \$450.00 |
| Light Commercial | \$450.00 |
| Homebuilder | \$450.00 |
| Specialty Contractor Licenses (3 year terms) | |
| Alteration and Maintenance | \$142.00 |
| Drywaller Fire Resistive Construction & Penetrations | \$142.00 |
| Fire Alarm System Installer | \$142.00 |
| Fire Sprinkler System Installer | \$142.00 |
| Insulation / Energy Efficiency | \$142.00 |
| Mechanical Contractor | \$142.00 |
| Roofing | \$142.00 |
| Solid Fuel and Gas Appliance | \$142.00 |
| Temporary Contractor | \$142.00 |

(Ord. No. 63-2003, §7; Ord. No. 38-2004, §6; Ord. No. 49-2005, §8; Ord. No. 48, 2006, §12; Ord. No. 3-2011, §1; Ord. No. 29-2012; Ord. No. 43-2015; Ord. No 36-2016; Ord. No 30-2017; Ord. No 43-2018)

That Section 2.12.130 of the Municipal Code of the City of Aspen, Colorado, which section sets forth user fees for the Car-to-Go Carshare Program, is hereby amended to read as follows:

2.12.130. Car-To-Go Carshare Program fees

| FEES | |
|--|-------------------|
| Application | \$25.00 |
| Monthly Membership | \$10.00 |
| Hourly Usage | \$4.00 - \$6.00 |
| Per Mile Usage | \$0.40 - \$0.60 |
| Fixed daily Rate | \$70.00 - \$90.00 |
| No Reservation Fee | \$50.00 |
| Emergency Cleaning (per hour, <u>plus</u> cleaning costs) | \$50.00 |
| Missing/Incorrect Trip Ticket/Reservation | \$30.00 - \$50.00 |
| NSF Check | \$30.00 - \$50.00 |
| Lost Key Fee | \$30.00 - \$50.00 |
| Late Return Fee (per hour, <u>plus</u> applicable taxi fees) | \$30.00 - \$50.00 |
| Low Fuel Fee (plus applicable taxi fees) | \$30.00 - \$50.00 |

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CREDITS

| | |
|---|-------------------|
| Inconvenience Credit (per hour, <u>plus</u> applicable taxi fees) | \$30.00 - \$50.00 |
| Referral | \$25.00 |
| Refuel / Wash | \$4.00 / \$6.00 |

(Ord. No. 29-2012; Ord. No. 36-2014; Ord. No. 43-2015; Ord. No 36-2016; Ord. No 30-2017; Ord. No 43-2018)

That Section 2.12.140 of the Municipal Code of the City of Aspen, Colorado, which section sets forth user fees for the Stormwater Department, is hereby amended to read as follows:

Sec. 2.12.140. Stormwater fees

| | |
|---|---------|
| Fee-in-Lieu of Detention Fee (per cubic foot of detention req.) | \$78.78 |
| <i>(a) The fee is based on 100 percent of the estimated cost of constructing a detention facility on-site. The City Engineer at his/her sole discretion may require a certified cost estimate for construction of detention meeting the standards contained in the Urban Runoff Management Plan (Manual) established in Sec 28.02.010 and may accept at his/her sole discretion this amount to be paid in-lieu-of detention.</i> | |
| <i>(b) Required detention storage shall be calculated at the rate of 6.20 cubic feet per 100 square feet of impervious area. The City Engineer at his/her sole discretion may require a certified storage volume estimate for construction of detention meeting the standards contained in the Urban Runoff Management Plan (Manual) established in Sec 28.02.010 and may accept at his/her sole discretion this amount to be used for detention volume storage requirements.</i> | |

(Ord. No. 40-2008; Ord. No. 27-2009§11; Ord. No. 29-2010§11; Ord. No. 15-2011§2; Ord. No. 29-2012; Ord. No. 48-2013; Ord. No. 36-2014; Ord. No. 43-2015; Ord. No 36-2016; Ord. No 30-2017; Ord. No 43-2018)

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That Section 26.104.070 of the Municipal Code of the City of Aspen, Colorado, which section sets forth land use application fees, is hereby amended to read as follows:

Sec. 26.104.070. Land Use Application Fees

This Section of the code sets forth certain fees related to planning and historic preservation as follows, applicable to applications submitted on or after January 1, 2019:

| Planning Review: Deposit and Billing Administration |
|--|
| <p><i>The Community Development Department staff shall keep an accurate record of the actual time required for the processing of each land use application and additional billings shall be made commensurate with the additional costs incurred by the City when the processing of an application by the Community Development Department takes more time than is covered by the deposit. In the event the processing of an application by the Community Development Department takes less time than provided for by the deposit, the Department shall refund the unused portion of the deposited fee.</i></p> |
| <p><i>The Community Development Director shall establish appropriate guidelines for the regular issuance of invoices and collection of amounts due.</i></p> |
| <p><i>The Community Development Director shall establish appropriate guidelines for the collection of past due invoices, as required, which may include any of the following: 1) assessment of additional late fees for accounts at least 90 days past due in an amount not to exceed 1.75% per month, 2) stopping application processing, 3) reviewing past-due accounts with City Council, 4) withholding the issuance of a Development Order, 5) withholding the recordation of development documents, 6) prohibiting the acceptance of building permits for the subject property, 7) ceasing building permit processing, 8) revoking an issued building permit, 9) implementing other penalties, assessments, fines, or actions as may be assigned by the Municipal Court Judge.</i></p> |
| <p><i>Flat fees for the processing of applications shall be cumulative. Applications for more than one land use review requiring an hourly deposit on planning time shall require submission of the larger deposit amount.</i></p> |
| <p><i>The Community Development Director shall bill applicants for any incidental costs of reviewing an application at direct costs, with no administrative or processing charge.</i></p> |
| <p><i>Land use review fee deposits may be reduced if, in the opinion of the Community Development Director, the project is expected to take significantly less time to process than the deposit indicates. A determination shall be made during the pre-application conference by the case planner. Hourly billing shall still apply.</i></p> |

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Review fees for projects requiring conceptual or project review, final or detail review, and recordation of approval documents. Unless otherwise combined by the Director for simplicity of billing, all applications for conceptual/project, final/detail, and recordation of approval documents shall be handled as individual cases for the purposes of billing. Upon conceptual/project approval all billing shall be reconciled and all past due invoices shall be paid prior to the Director accepting an application for final/detail review. Final/detail review shall require a new deposit at the rate in effect at the time of final application submission. Upon final/detail approval, all billing shall again be reconciled prior to the Director accepting an application for review of recordation documents.

Notwithstanding the planning review fee schedule, the Community Development Director shall waive planning review fees for General Fund Departments of the City of Aspen consistent with City policy.

Notwithstanding the planning review fee schedule, City Council may authorize a reduction or waiver of planning review fees as deemed appropriate.

Fee Waivers for Non-Profit Organizations

Applications submitted for Land Use/Historic Preservation reviews by nonprofit organizations, (as determined by their 501(c)3 status and those organizations that do not have a tax base) are eligible to have planning review fees waived based on the following schedule:

| | |
|-------------------------------|-------------|
| Total Fees < \$2,500 | 100% Waiver |
| Total Fees \$2,500 - \$10,000 | 50% Waiver |

Fee waivers shall not exceed a combined value of \$6,250 for a single project per organization over a twelve consecutive month period. Notwithstanding the planning review fee schedule, City Council may authorize a reduction or waiver of planning review fees as deemed appropriate.

Free Services

| | |
|---|------|
| Pre-Application / Pre-Permit Meetings | Free |
| Call-in / Walk-in Development Questions | Free |
| GMQS – SF or Dx on Historic Landmark | Free |
| Historic Designation | Free |
| Historic Preservation – Exempt Development | Free |
| Historic Preservation – Minor Amendment, HPO Review | Free |
| Historic Preservation – Minor Amendment, Monitor Review | Free |
| Development Order Publication Fee | Free |

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Applicant meetings with a Planner to discuss prospective planning applications or prospective building permit applications are a free service and staff time is not charged to the applicant. However, this service is limited to the time reasonably necessary for understanding a project's requirements, review procedures, City regulations, etc. An applicant shall be billed for any pre-application or pre-permit staff time significantly in excess of that which is reasonably necessary. Billing will be at the Planning hourly billing rate. The applicant will be notified prior to any billing for pre-application or pre-permit service.

| Planning Review – Administrative, Flat Fees | |
|---|------------------------------|
| GMQS – Temporary Food Vending | \$81.00 |
| Code Interpretation – Formal Issuance | \$81.00 |
| Historic Preservation – Certification of No Negative Effect | \$81.00 |
| Temporary Use – Admin. | \$163.00 |
| GMQS – SF or Dx Replacement, Cash-in-Lieu | \$325.00 |
| GMQS – SF or Dx Replacement, Admin. | \$325.00 |
| GMQS – Change-in-Use for Historic Landmark | \$325.00 |
| GMQS – Minor Enlargement for Historic Landmark | \$325.00 |
| GMQS – Alley Store | \$325.00 |
| GMQS – Exemption from MF Housing Replacement | \$325.00 |
| Residential Design Compliance Review | \$163.00 |
| Residential Design Variance, Admin. | \$325.00 |
| GMQS – Minor Enlargement, Non-Historic | \$650.00 |
| Planning Review – Administrative, Hourly Fees | |
| <i>If review process takes less time than the number of hours listed below, refunds will be made to applicants for unused hours purchased within initial deposits.</i> | |
| Review of Administrative Subdivisions, Condominium Plats, or Amendments (Includes City Attorney and other referral departments' time at same hourly rate; City Engineer review time billed at rate specified below) | \$650.00 (2 hour deposit) |
| Recordation Documents Review - Subdivision plats, Subdivision exemption plats (except condominiums), PD plans, development agreements, subdivision agreements, PD agreements, or amendments to recorded documents (Includes City Attorney and other referral departments' time at same hourly rate; City Engineer review time billed at rate specified below) | \$975.00 (3 hour deposit) |
| Administrative wireless telecommunication review | \$975.00 (3 hour deposit) |

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|---|---------------------------------|
| Admin. Condominium or Special Review | \$1,300.00 (4 hour deposit) |
| Admin. ESA or ESA Exemption | |
| Admin. Subdivision – Lot Line Adjustment | |
| Admin. PD Amendments | |
| Admin. Commercial Design Review Amendment | |
| Additional Hours – If necessary (per hour) | \$325.00 |
| Referral Agency Fees: Administrative, If Applicable | |
| Hourly Engineering Review Fee (billed with Planning Case) | \$325.00 |
| Aspen / Pitkin County Housing Authority, Flat Fee | \$650.00 |
| City Parks Department, Flat Fee | \$650.00 |
| City Environmental Health Department, Flat Fee | \$650.00 |
| Planning Review: One-Step Hourly Fee | |
| Historic Preservation – Minor Development | \$1,300.00 (4 hour deposit) |
| Historic Preservation – Major Development up to 1,000 sq. ft. | |
| Temporary Use, City Council Vested Rights Extension, City Council Appeals of Administrative or Board Decisions | |
| Historic Preservation – Major Development over 1,000 sq. ft. | |
| Historic Preservation – Demolitions and Off-Site Relocations | \$1,950.00 (6 hour deposit) |
| Historic Preservation – Substantial Amendment | |
| Board of Adjustment Variance | |
| Timeshare – P&Z Review | |
| Growth Management (includes AH certification), Conditional Use Special Review (includes ADU @ P&Z), Environmentally Sensitive Area Review, Residential Design Variance – P&Z | \$3,250.00 (10 hour deposit) |
| Minor Subdivision – Lot Split, Historical Lot Split | |
| PD Amendment – P&Z Only SPA Amendment, P&Z Only Commercial Design Review, Conceptual or Final Growth Management, Major P&Z or City Council Subdivision “Other” Review – City Council Only | \$4,690.00 |
| Additional Hours – If necessary (per hour) | \$325.00 |
| Referral Agency Fees: One-Step Review, If Applicable | |
| Hourly Engineering Review Fee (billed with Planning Case) | \$325.00 |
| Aspen / Pitkin County Housing Authority, Flat Fee | \$975.00 |
| City Parks Department, Flat Fee | \$975.00 |
| City Environmental Health Department, Flat Fee | \$975.00 |
| Planning Review: Two-Step Hourly Fee | |
| Major Subdivision Review | \$7,800.00 (24 hour deposit) |
| Land Use Code Amendment | |
| Rezoning or Initial Zoning (Annexations) | |
| Additional Hours – If necessary (per hour) | \$325.00 |
| Referral Agency Fees: Two-Step Review, If Applicable | |

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| | |
|---|----------------------------------|
| Hourly Engineering Review Fee | \$325.00 |
| Aspen / Pitkin County Housing Authority, Flat Fee | \$1,300.00 |
| City Parks Department, Flat Fee | \$1,300.00 |
| City Environmental Health Department, Flat Fee | \$1,300.00 |
| Planning Review: PD Hourly Fee | |
| Planned Development or PD Substantial Amendment | \$10,400.00 (32 hour deposit) |
| Additional Hours – If necessary (per hour) | \$325.00 |
| Referral Agency Fees: PD Reviews, If Applicable | |
| Hourly Engineering Review Fee (billed with Planning Case) | \$325.00 |
| Aspen / Pitkin County Housing Authority, Flat Fee | \$1,625.00 |
| City Parks Department, Flat Fee | \$1,625.00 |
| City Environmental Health Department, Flat Fee | \$1,625.00 |
| Planning Review: Public Project Review or Joint Applicant | |
| <i>Applications for the City's Public Project process shall be assessed land use review fees and/or a portion of joint planning costs as determined appropriate by City Council. If no such determination is made, the application shall be billed as a PD.</i> | |
| Planning Review: Other | |
| Hourly fee for any additional plan review for which no other specific fee has been established | \$325.00 |

(Ord. No. 57-2000, §9; Ord. No. 47-2002, §8; Ord. No. 63-2003, §4; Ord. No. 38-2004, §7; Ord. No. 49-2005, §9; Ord. No. 48, 2006, §13; Ord. 52-2007; Ord. No.4 - 2011, §2; Ord. No. 29-2012; Ord. No. 36-2014; Ord. No. 43-2015; Ord. No 36-2016; Ord. No 30-2017; Ord. No 43-2018)

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That Section 26.104.072 of the Municipal Code of the City of Aspen, Colorado, which section sets forth zoning review fees, is hereby amended to read as follows:

Sec. 26.104.072. Zoning Review fees

This Section of the code sets forth certain fees related to zoning as follows, applicable to applications submitted on or after January 1, 2019:

Zoning review fees shall apply to all development requiring a building permit and all development not requiring a building permit but which requires review by the Community Development Department. The fee covers the Zoning Officer's review of a permit, including any correspondence with the case planner, Historic Preservation Officer, the Department's Deputy Director or Director, or other City staff.

A permit or a change order to a permit that requires a floor area, height, net leasable, or net livable measurement by the Zoning Officer shall be considered a Major permit. Official confirmation of existing conditions of a property that requires measurement of floor area, height, net leasable area, or net livable area of a structure, prior to demolition or for other purposes also shall be considered a Major permit. All other permits are considered minor permits.

For the purposes of zoning fees, the square footage used to calculate the fee shall be the greater of the gross square footage affected by the permit or the gross square footage that must be measured to review the permit. All change orders to a permit require additional fees.

For projects with multiple uses, the zoning review fee for each individual use shall be calculated based on the gross square footage of the use and added to determine the total project fee.

Zoning review fees for major permits for properties within a Planned Development shall be 125% of the fee schedule.

Zoning referral fees - for official zoning comments on a planning application - shall be according to the fees policy for planning review.

Notwithstanding the zoning review fee schedule, the Community Development Director shall waive zoning review fees for General Fund Departments of the City of Aspen consistent with City policy.

Notwithstanding the zoning review fee schedule, City Council may authorize a reduction or waiver of zoning review fees as deemed appropriate.

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| Fees Due at Permit Submittal | |
|--|---|
| Zoning Permit Fee of \$500 or More | 50% of Zoning Permit Fee |
| Special Services – Zoning Review | |
| Hourly Zoning Review Fee | \$325.00 |
| Zone District Confirmation Letter (does not confirm legality of existing improvements or uses) | \$325.00 |
| Expedited Zoning Review Fee – services subject to authorization by Community Development Director and subject to department workload, staffing and effects on other projects | Double applicable zoning review fee |
| Change Order Fees: For changes not requiring a new measurement of floor area, height, net leasable, or net livable space | Minor Zoning Fee |
| Change Order Fees: For changes requiring a new measurement of floor area, height, net leasable, or net livable space | Major Zoning Fee |
| <i>Change orders for projects within a PD shall be assessed 125% of the fee schedule.</i> | |
| <i>Applicant meetings with the Zoning Officer to discuss prospective planning applications or prospective building permit applications are a free service and staff time is not charged to the applicant. However, this service is limited to the time reasonably necessary for understanding a project's requirements, review procedures, City regulations, etc. An applicant shall be billed for any pre-application or pre-permit staff time significantly in excess of that which is reasonably necessary. Billing will be at the Zoning hourly billing rate. The applicant will be notified prior to any billing for pre-application or pre-permit service.</i> | |
| Business License Approval – Zoning (other fees may be required by City Finance) | Free |
| Vacation Rental Permit – Zoning (other fees may be required by City Finance) | Free |
| Special Review or Inspection Hourly Fee – Zoning (when no fee is otherwise established, 1 hour minimum) | \$325.00 |
| Certificate of Occupancy or Final Inspection Fee – Zoning | Included in Zoning Review Fee |
| Demolition Zoning Review Fees | |
| Minor Zoning Fee – does not require measurement or confirmation of existing conditions | |
| Up to 500 square feet | \$65.00 |
| 501 to 2,500 square feet | \$163.00 |
| 2,501 to 5,000 square feet | \$244.00 |
| Over 5,000 square feet | \$325.00 |
| Major Zoning Fee – requires measurement or confirmation of existing conditions | Major fee according to specified land use |

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| Exterior Repair Zoning Review Fees | |
|---|------------------|
| Applies to residential, commercial, lodging, arts/cultural/civic, or institutional exterior repair work requiring a building permit or review by the Historic Preservation Officer. Based on wall area or roof area being repaired. (Excludes signs and awnings.) | |
| Up to 500 square feet | \$33.00 |
| 501 to 2,500 square feet | \$65.00 |
| 2,501 to 5,000 square feet | \$163.00 |
| Over 5,000 square feet | \$325.00 |
| Residential Zoning Review Fees | |
| <i>Applies to single-family, duplex, accessory dwelling units, carriage houses, multi-family, and residential units in a mixed-use building.</i> | |
| Minor Zoning Fee - Existing Development, Minor Remodel, or Minor Change Order | |
| - Projects up to \$5,000 in total valuation | \$33.00 |
| - Projects Over \$5,000 in total valuation: | |
| Up to 500 square feet | \$325.00 |
| 501 to 2,500 square feet | \$650.00 |
| 2,501 to 5,000 square feet | \$975.00 |
| Over 5,000 square feet | \$1,300.00 |
| Major Zoning Fee – New Development, Major Remodel, Demolition with Confirmation, Major Change Order | |
| Up to 500 square feet (minimum \$325.00) | \$1.30 / sq. ft. |
| 501 to 2,500 square feet | \$1.40 / sq. ft. |
| 2,501 to 5,000 square feet | \$1.55 / sq. ft. |
| Over 5,000 square feet | \$1.70 / sq. ft. |
| <i>Major residential permits within a PD shall be 125% of the above fee schedule.</i> | |
| <i>For 2017, the zoning review fee shall be reduced by 10% for major residential projects submitted in the format specified in the Model Zoning Submission. Applicants should contact Community Development staff for more information.</i> | |

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| Commercial Zoning Review Fees | |
|--|------------------|
| <i>Applies to commercial projects and commercial portions of a mixed-use project</i> | |
| Minor Zoning Fee - Existing Development, Minor Remodel, or Minor Change Order | |
| - Projects up to \$5,000 in total valuation | \$33.00 |
| - Projects Over \$5,000 in total valuation: | |
| Up to 500 square feet | \$325.00 |
| 501 to 2,500 square feet | \$650.00 |
| 2,501 to 5,000 square feet | \$975.00 |
| Over 5,000 square feet | \$1,300.00 |
| Major Zoning Fee – New Development, Major Remodel, Demolition with Confirmation, Major Change Order | |
| Up to 500 square feet (minimum \$325.00) | \$1.30 / sq. ft. |
| 501 to 2,500 square feet | \$1.40 / sq. ft. |
| 2,501 to 5,000 square feet | \$1.55 / sq. ft. |
| Over 5,000 square feet | \$1.70 / sq. ft. |
| <i>Major commercial permits within a PD shall be 125% of the above fee schedule.</i> | |
| <i>For 2017, the zoning review fee shall be reduced by 10% for major commercial projects submitted in the format specified in the Model Zoning Submission. Applicants should contact Community Development staff for more information.</i> | |
| Lodging Zoning Review Fees | |
| Minor Zoning Fee - Existing Development, Minor Remodel, or Minor Change Order | |
| - Projects up to \$5,000 in total valuation | \$33.00 |
| - Projects Over \$5,000 in total valuation: | |
| Up to 500 square feet | \$325.00 |
| 501 to 2,500 square feet | \$650.00 |
| 2,501 to 5,000 square feet | \$975.00 |
| Over 5,000 square feet | \$1,300.00 |
| Major Zoning Fee – New Development, Major Remodel, Demolition with Confirmation, Major Change Order | |
| Up to 5,000 square feet (minimum \$325.00) | \$0.51 / sq. ft. |
| Over 5,000 square feet | \$0.62 / sq. ft. |
| <i>Major lodging permits within a PD shall be 125% of the above fee schedule.</i> | |
| <i>For 2017, the zoning review fee shall be reduced by 10% for major lodging projects submitted in the format specified in the Model Zoning Submission. Applicants should contact Community Development staff for more information.</i> | |

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| Arts/Cultural/Civic/Institutional Zoning Review Fees | |
|---|---------------------------------------|
| Minor Zoning Fee - Existing Development, Minor Remodel, or Minor Change Order | |
| - Projects up to \$5,000 in total valuation | \$33.00 |
| - Projects Over \$5,000 in total valuation: | |
| Up to 1,000 square feet | \$325.00 |
| 1,001 to 5,000 square feet | \$650.00 |
| 5,001 to 10,000 square feet | \$975.00 |
| Over 10,000 square feet | \$1,300.00 |
| Major Zoning Fee – New Development, Major Remodel, Demolition with Confirmation, Major Change Order | |
| Up to 5,000 square feet (minimum \$325.00) | \$0.51 / sq. ft. |
| Over 5,000 square feet | \$0.62 / sq. ft. |
| <i>Major Arts/Cultural/Civic/Institutional permits within a PD shall be 125% of the above fee schedule.</i> | |
| <i>For 2017, the zoning review fee shall be reduced by 10% for major Arts/Cultural/Civic/Institutional projects submitted in the format specified in the Model Zoning Submission. Applicants should see Community Development staff for more information.</i> | |
| Signs/Awnings/Outdoor Merchandising – Zoning Review Fees | |
| Individual Sign Permit Fee (per sign) | \$65.00 |
| Multiple Sign Permit Fee (per business, unlimited signs) | \$163.00 |
| Sandwich Board Sign License (must be renewed annually) | Free |
| <i>Sandwich board locations must be approved by Zoning Officer.</i> | |
| Outdoor Merchandising on Public Property | |
| 0 to 4 sq. ft. | Free |
| 4 to 50 sq. ft. | \$65.00 |
| More than 50 sq. ft. | \$163.00 |
| <i>Outdoor merchandise location must be approved by the Zoning Officer.</i> | |
| Awnings require a Building Permit | Refer to Building Permit Fee Schedule |
| Individual Banner Installation Fee | \$67.00 |
| Double Banner Installation Fee | \$165.00 |
| Light Pole Banner Installation Fee (per pole) | \$20.00 |
| Fence – Zoning Review Fee | |
| Single Family and Duplex Residential | \$65.00 |
| All Other Uses | \$163.00 |

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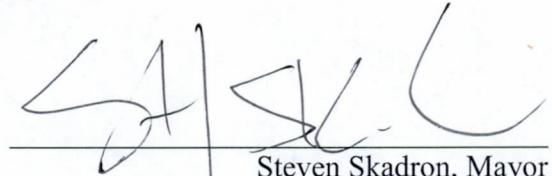
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| Wildlife Resistant Trash and Recycling Enclosures – Combined Zoning and Building Review Fee | |
| Single Family and Duplex Residential | \$65.00 |
| All Other Uses | \$163.00 |
| Enforcement Fees, Fines, and Penalties | |
| <p><i>No certificate of occupancy or temporary certificate of occupancy shall be issued until all fees have been paid in full. Failure to pay applicable fees is subject to fines, penalties, or assessments as assigned by the Municipal Court Judge.</i></p> | |
| Non-Permitted Work Fee | |
| <p><i>Work done without a zoning approval (when one is required), without a building permit (when one is required), or work done counter to an issued zoning approval is subject to this enforcement fee. Non-permitted work fee is per infraction and per project. Additional hourly fees may be applicable to account for staff time. No other action on the project may occur until non-permitted work issue has been rectified to the satisfaction of the Community Development Director. Any correction requiring a building permit or zoning application shall also be subject to the Correction Order Fees described below.</i></p> | |
| First Infraction (minimum of \$325) | Hourly fee for staff time in excess of one hour |
| Second Infraction (minimum of \$650) | Hourly fee for staff time in excess of one hour |
| Third Infraction (minimum of \$975) | Hourly fee for staff time in excess of one hour |
| Correction Order Fee | |
| <p><i>This fee shall apply to any work required to correct a zoning violation or to permit work that has been accomplished without a permit or not covered by an issued permit. Infractions are per project. For any correction requiring a planning review, the planning review fees shall be increased according to the below schedule.</i></p> | |
| First Infraction (minimum of \$500) | Two Times Zoning Review Fee |
| Second Infraction (minimum of \$500) | Four Times Zoning Review Fee |
| Third Infraction (minimum of \$500; subject to additional penalties by citation as assigned by the Municipal Judge) | Eight Times Zoning Review Fee |
| Municipal Court Enforcement - Zoning | |
| <p><i>Fees, fines, and penalties by citation for violations of the Land Use Code shall be established by the Municipal Court Judge according to the scope and duration of the offense. Zoning Enforcement Fee may include an assessment for administrative time required by the Zoning Officer to address the violation.</i></p> | |

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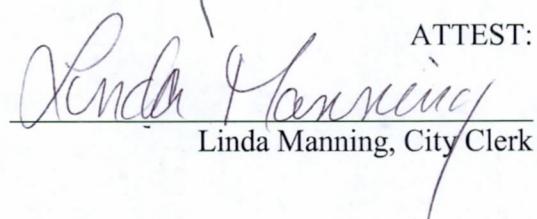
Series of 2018

A public hearing on the ordinance shall be held on the 12th day of November, 2018, in the City Council Chambers, City Hall, Aspen, Colorado.

INTRODUCED, READ AND ORDERED PUBLISHED as provided by law by the City Council of the City of Aspen on the 26th day of November, 2018

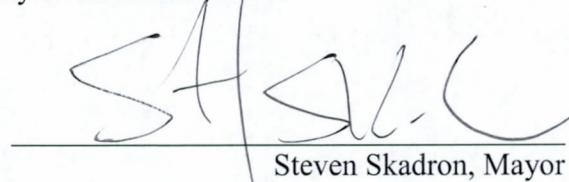


Steven Skadron, Mayor

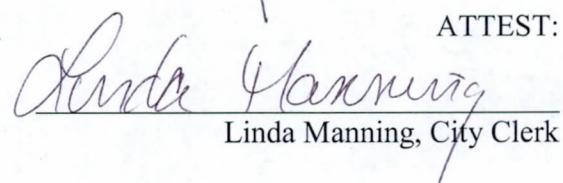


ATTEST:
Linda Manning, City Clerk

FINALLY adopted, passed and approved this 26th day of November, 2018.



Steven Skadron, Mayor



ATTEST:
Linda Manning, City Clerk