

ORDINANCE 2010 – 6

**AN ORDINANCE AMENDING SECTION 7.2 DEFINITIONS OF
THE TOWN OF PONCHA SPRINGS LAND USE CODE and
REPEALING AND REPLACING ORDINANCES 1998-5, 2000-6, 2000-12, 2001-16
AND SECTION 7.2 OF ORDINANCE 2001-5**

WHEREAS, the following portions of the Town of Poncha Springs Land Use Code are hereby amended:

§7.2 Definitions

Fee Schedule. All fees shall be payable to the Town of Poncha Springs, Colorado. Payment must be submitted with the relevant application. No application will be processed until the fee is received. Application fees are as follows:

(a) Rezoning: \$250.00, ~~plus~~ **and \$500.00 deposit *for review and costs**** ~~prior to scheduling first hearing. In addition to the fee, the applicant shall pay all costs of Town review, including consultants and attorney review time. The costs of such review will be deducted from the deposit, which shall be replenished at the Town's request to cover additional expenses. (Ord. 1998-5) (Ord. 2000-6)~~

(b) Special Review: \$200.00, **and \$200 deposit for review and costs***

(c) Variances: \$125.00, **and \$50 deposit for review and costs*** (Ord. 2000-12)

(d) Planned Unit Development (*PUD*):
PUD Step 1: ~~\$250.00~~ **\$500 plus \$10 per lot, and \$500 deposit for review and costs***

PUD Step 2: **\$500.00 plus \$10 per lot fee and \$1,000 deposit for review and costs***

~~prior to scheduling first hearing. In addition to the fee, the applicant shall pay all costs of Town review, including consultants and attorney review time. The costs of such review will be deducted from the deposit, which shall be replenished at the Town's request to cover additional expenses. (Ord. 2000-6).~~

(e) Minor Subdivision: ~~\$50,~~ **\$100.00, and \$200.00 deposit for review and costs*** ~~-except no fee shall be required for combining residential lots into a legal subdivision. (Ord. 1998-5) (Ord. 2000-6).~~

Lots Being Combined **\$50.00, and \$50.00 deposit for review and costs***

(f) Major Subdivision: ~~\$50.00, plus \$10 per lot, plus \$500 deposit prior to scheduling first hearing. In addition to the fee, the applicant shall pay all costs of Town review, including consultants and attorney review time. The costs of such review will be~~

deducted from the deposit, which shall be replenished at the Town's request to cover additional expenses. (Ord. 1998-5) (Ord. 2000-6)

*Step 1 \$250.00 plus \$10.00 per lot, and \$500 deposit for review and costs**

*Step 2 \$250.00 plus \$10.00 per lot, and \$500 deposit for review and costs**

- (g) Temporary Use Permit: \$50.00 (Ord. 2001-5)
- (h) Temporary Sewer Connection: \$10.00. (Ord. 2005-10)
- (i) *Change of Use:* *No fee*
- (j) *Annexation:* *\$200.00 and \$50.00 deposit for review and costs**

**In addition to the application fees, the applicant shall bear the costs for the review, including consultants, engineer, and attorney review time and relevant application processing costs. A deposit in the amount stated in the above fee schedule shall be required from the applicant, upon submittal of an application to the Town and prior to scheduling a hearing, to cover the reasonable anticipated costs for publication of notice, postage, photocopies, plat reproductions, recording fees, zoning map changes, and for the professional consultant, engineer, and attorney fees and services. Any balance of the deposit remaining after completion of processing the application, shall be refunded. If the deposit is insufficient for the costs incurred, the applicant shall pay the costs within 15 days of the date of the invoice from the Town, and provide an additional deposit (in the amount specified in the list above) to the Town to keep the application in process. Lack of payment of fees and deposits will result in the application being withdrawn and will require the applicant to re-submit the application with new fees and deposits. Fees are non-refundable.*

PASSED AND APPROVED THIS 22ND DAY OF MARCH, 2010 BY THE BOARD OF TRUSTEES OF PONCHA SPRINGS, COLORADO.

/s/ _____
Mark Thonhoff, Mayor

ATTEST:

/s/ _____
Diana Heeney,
Town Clerk

Strikethrough = deleted text
Bold Italic = added text