

**EMERGENCY WELD COUNTY
CODE ORDINANCE 2019-13**

**IN THE MATTER OF REPEALING AND REENACTING, WITH AMENDMENTS, CHAPTER 5
REVENUE AND FINANCE, OF THE WELD COUNTY CODE**

**BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF
WELD, STATE OF COLORADO:**

WHEREAS, the Board of County Commissioners of the County of Weld, State of Colorado, pursuant to Colorado statute and the Weld County Home Rule Charter, is vested with the authority of administering the affairs of Weld County, Colorado, and

WHEREAS, the Board of County Commissioners, on December 28, 2000, adopted Weld County Code Ordinance 2000-1, enacting a comprehensive Code for the County of Weld, including the codification of all previously adopted ordinances of a general and permanent nature enacted on or before said date of adoption, and

WHEREAS, the Board of County Commissioners of Weld County, Colorado, created the Weld County Department of Oil and Gas Energy, on July 8, 2019, and

WHEREAS, the Weld County Code is in need of revision and clarification with regard to procedures, terms, and requirements therein, specifically.

NOW, THEREFORE, BE IT ORDAINED by the Board of County Commissioners of the County of Weld, State of Colorado, that certain existing Chapters of the Weld County Code be, and hereby are, repealed and re-enacted, with amendments, and the various Chapters are revised to read as follows.

**CHAPTER 5
REVENUE AND FINANCE**

Appendix 5-D Weld County Government Fees – **ATTACHED**

BE IT FURTHER ORDAINED by the Board that an emergency exists inasmuch as the Board of County Commissioners of Weld County, Colorado, created the Weld County Department of Oil and Gas Energy, on July 8, 2019, necessitating certain permit fees to be reflected in Appendix 5-D; therefore, this Ordinance is declared to be an Emergency Ordinance under the provisions of Section 3-14(6) of the Weld County Home Rule Charter.

BE IT FURTHER ORDAINED by the Board that the Clerk to the Board be, and hereby is, directed to arrange for Municode to supplement the Weld County Code with the amendments contained herein, to coincide with chapters, articles, divisions, sections, and subsections as they currently exist within said Code; and to resolve any inconsistencies regarding capitalization, grammar, and numbering or placement of chapters, articles, divisions, sections, and subsections in said Code.

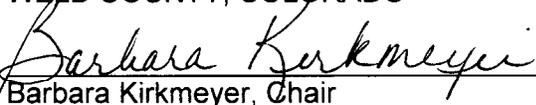
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BE IT FURTHER ORDAINED by the Board, if any section, subsection, paragraph, sentence, clause, or phrase of this Ordinance is for any reason held or decided to be unconstitutional, such decision shall not affect the validity of the remaining portions hereof. The Board of County Commissioners hereby declares that it would have enacted this Ordinance in each and every section, subsection, paragraph, sentence, clause, and phrase thereof irrespective of the fact that any one or more sections, subsections, paragraphs, sentences, clauses, or phrases might be declared to be unconstitutional or invalid.

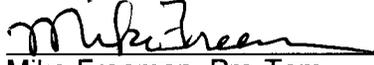
The above and foregoing Ordinance Number 2019-13 was, on motion duly made and seconded, adopted by the following vote on the 5th day of August, A.D., 2019.

BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO

ATTEST:


Barbara Kirkmeyer, Chair

Weld County Clerk to the Board


Mike Freeman, Pro-Tem

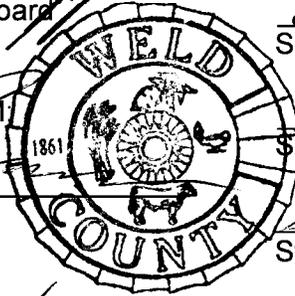
BY:


Deputy Clerk to the Board


Sean P. Conway

APPROVED AS TO FORM


County Attorney




Scott K. James


Steve Moreno

Date of signature: 08/07/19

Read and Approved: August 5, 2019
Published: August 9, 2019, in the Greeley Tribune
Effective: August 5, 2019



APPENDIX 5-D - WELD COUNTY GOVERNMENT FEES

<i>Service Provided</i>	<i>Fee Established</i>
1. For the copying of public documents where the fee for such copying is not otherwise specified by statute	\$0.25 per copy, or actual cost
2. For the copying of public documents via laser jet printer, if feasible, and where the fee for such copying is not otherwise specified by statute	\$0.25 per page, or actual cost
3. Copy of the Home Rule Charter	\$5.00 + \$3.00 postage if mailed
4. For Weld County road maps	By size, as determined by Geographical Information Services Department
5. For the taking of fingerprints by the Weld County Sheriff's Office	\$10.00 per person (limit of 2 cards)
6. For all research and retrieval of public records requested pursuant to the Colorado Open Records Act	The actual cost up to \$30.00 per hour of time spent by custodian's staff performing such research and retrieval; however, first hour of time spent is free and custodian must be paid the estimated cost prior to custodian's staff commencing such research and retrieval.
7. Weed spraying: truck and labor	Fees to be set by Board Resolution to recover full cost
8. District Attorney fee schedule (mailing fees may be added):	
For all research and retrieval of public records requested pursuant to the Colorado Open Records Act and to the Colorado Criminal Justice Records Act:	The actual cost up to \$30.00 per hour of time spent by custodian's staff performing such research and retrieval; however, first hour of time spent is free and custodian must be paid the estimated cost prior to custodian's staff commencing such research and retrieval.

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For the copying of public documents, if feasible, and where the fee for such copying is not otherwise specified by statute:

\$0.25 per page, or actual cost

9. Planning and building inspection materials

Fee shall be actual cost of items plus handling and postage when mailed

10. Assignment of oil and gas lease

\$100.00 per lease, per assignment

11. Pretrial release supervision fee

\$20.00 per defendant

12. Returned checks

\$20.00 per check

13. Special transport permit fee

\$20.00

14. Drilling rig permit fee

\$1,000.00 per move

15. Motor vehicle identification number inspections:

Certified inspections

\$20.00

Noncertified inspections

\$12.00

16. Special district service plan filing fee (Section 32-1-202(3), C.R.S.)

\$500.00

Amended special district service plan filing fee (Section 32-1-207, C.R.S.)

\$250.00

17. Copying audiotape of public safety telephone and radio voice recordings

Fee of \$45.00 per hour of recording time. If recording time exceeds one hour, copies shall be at a rate to fully recover the cost of the staff time required and CD costs incurred to copy the CD as determined by the department head.

Minimum fee \$45.00



18. Sheriff's fees—copies of reports and/or other documents maintained by Criminal Justice Records:

VALE Surcharge	\$10.00
Report retrieval fee (to copy or to view)	\$3.00
Copy fee (first 2 pages free)	\$0.25 per page, or actual cost
Mail request: (first 2 pages)	\$3.50
(additional pages)	\$0.50 per page
From archived medium (NO CHARGE TO VICTIMS)	\$1.00 per page
Faxed copies	Additional \$1.00 per page

19. Co-pay for inmate medical services: \$10.00 per clinic visit
 \$10.00 per prescription filled/refilled

20. Requests for clearance or immigration letters: letter will include arrest records for all RMS contract agencies:

In-person requests (self)	\$7.00
Mail requests	\$7.50
Second party request or requests requiring dispositions	\$12.00
Second party request by mail or requests requiring dispositions	\$12.50

21. Requests for broad computerized searches by name or location: \$7.50 per 15 minutes of search time, so as not to exceed \$30.00 per hour

Additional fee if programming is required: \$60.00 minimum and \$60.00 each subsequent hour

22. Assessor/Treasurer items:

Aerial maps \$15.00 per map
Printouts (copies) \$0.25 per page, or actual cost
Reports \$200.00 setup and \$50.00 per hour
Rebilling delinquent accounts \$5.00

23. Sheriff bond processing fee \$10.00 per bond

24. Mug shot photo processing fee \$10.00 per photo

25. CCW application \$100.00 (includes \$52.50 for fingerprinting charge for CO and FBI clearance)

\$38.00 for renewal (includes \$13.00 CO insta-check fee)

\$15.00 late fee

\$39.50 for CCW Name Change

\$15.00 to replace lost or stolen CCW

26. Notary service No fee shall be charged by County staff

27. Independent fee calculation study administrative cost fee \$500.00

28. Civil processing Mileage charges reflected in separate Resolution, which will be reviewed annually.

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Mileage zones were created to introduce a flat rate and establish consistency in mileage rates from year to year. The mileage zone is based on the distance from the Weld County Sheriff's Office Law Administration Building to the Post Office based on Zip Code. The mileage fee will be charged based on the Zip Code of the mailing address of the Civil paperwork, and will only be charged once regardless of how many attempts are made or the miles actually driven.

- 29. Temporary assemblage permit issued by the Board of County Commissioners \$100.00 per event

- 30. Sex offender registration:
 - Annual fee for fingerprinting and photo, per Section 16-22-108(6), C.R.S. \$20.00 annually

- 31. Committing and discharging prisoners in County jail \$30.00

- 32. Justice Services work release fee \$15.00 per day

- 33. Sheriff's documentation of incarceration \$3.00 for one page
\$0.50 per additional page

- 34. Sex offender registration \$25.00 to register
\$25.00 to re-register

- 35. Copies of records (via burning of CDs) Copies shall be at a rate not to exceed \$30.00 per hour after the first hour, to recover the cost of the staff time required and CD costs incurred to copy the CD as determined by the department head.

- 36. Reserved.

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37. Staff time for applicants or constituents that propose novel uses or development that does not fit into established fee categories where staff will spend 4 or more hours of review, oversight or assistance.

The hourly rate shall be calculated on a full cost recovery basis of the County's costs for the staff positions involved in the assistance. The full cost recovery rate shall be determined by the Director of Finance and Administration and shall include salary, fringe benefits, support costs (services and supplies) and indirect costs calculated in accordance with the County-wide cost allocation plan per Federal OMB-87 methodologies.

Constituents shall deposit the estimated amount of the costs prior to assistance. The County will draw upon it based on the standard hourly rate for each staff providing the review, oversight or assistance.

38. Coroner fee schedule:

Consistent with Colorado Open Records Act and items #1, #2, and #6, of this Appendix D.

39. Chapter 21 – 1041 Oil and Gas WOGLA Permit with no well

\$2,500 per permit

40. Chapter 21 – 1041 Oil and Gas WOGLA Permit per well

\$1,000 per well

41. Location Assessment for Pipelines (LAP)

Pipelines less than 25 miles in length

\$1,000.00

Pipelines greater than 25 miles in length

\$1,500.00

Pipelines that require BOCC review

Additional \$2,500.00

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APPENDIX 5-J - PLANNING FEE SCHEDULE

	<i>Land Use Application</i>	<i>Fee</i>
1.	Use by Special Review	\$1,200.00
	- Single-family dwelling units (other than those permitted under Subsection 23-3-20.A.)	
	- Expansion of a nonconforming use	
	- Home business	
	- Animal boarding as permitted in Paragraph 23-3-40.B.10	
	- Bed and breakfast facility	
	- Oil and gas storage facilities	
	- Accessory buildings with a gross floor area larger than set forth in Subsection 23-3-40.Q	
	- Composting facilities	\$2,415.00
	- Confined animal feedlot operation	
	Less than or equal to 1,000 animal units	\$2,415.00
	Up to and including each additional 1,000 animal units ¹	\$500.00
	- Sanitary sewer facility	\$10,000.00
	- Mining permit	\$5,000.00 for the first 10 acres plus \$20.00 per acre or fraction thereof in excess of 10 acres
	- Solid waste disposal ²	\$20,000.00

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- Hazard waste disposal site	\$100,000.00
- Non-1041 major facility of a utility	\$5,000.00
- 1041 facilities as defined in Chapter 21 of this Code (except applications made pursuant to Chapter 21 Article 5)	\$10,000.00
- All other use by special review permits	\$2,500.00
- Minor use by special review amendment	\$500.00
Flood Hazard Development Permit (FHDP)	\$180.00

2. Planned Unit Development (1—9 lots)

- Sketch plan	\$2,100.00
- Change of zone	\$1,500.00 plus \$50.00 per buildable lot
- Final plat	\$1,500.00 plus \$100.00 per buildable lot ³

Planned Unit Development (10 or more lots)

- Sketch plan	\$5,000.00
- Change of zone	\$3,000.00 plus \$50.00 per buildable lot
- Final plat	\$3,000.00 plus \$100.00 per buildable lot ³

3. Minor Subdivision (1—9 lots)

- Sketch plan	\$2,100.00
- Change of zone	\$1,500.00 plus \$50.00

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		per buildable lot
	- Final plat	\$1,500.00 plus \$100.00 per buildable lot ³
	Major Subdivision (10 or more lots)	
	- Sketch plan	\$5,000.00
	- Preliminary plan	\$2,100.00
	- Change of zone	\$3,000.00 plus \$50.00 per buildable lot
	- Final plat	\$3,000.00 plus \$100.00 per buildable lot ³
4.	Resubdivision	
	- Lot line changes only	\$500.00
	- Vacation of roads, streets or alleys only	\$500.00
	- Redesign, additional lots or vacation of lots	\$500.00 + \$150.00 per buildable lot
5.	Subdivision Exemptions	
	- Used with recorded exemptions	\$180.00
	- Property line adjustment	\$180.00
	- Financing	\$180.00
	- Temporary use	\$180.00
	- Public and private utility	\$400.00
6.	Recorded Exemptions (2-, 3- and 4-lot)	

- 2 lot RE	\$1,000.00
- 3 lot RE	\$1,300.00
- 4 lot RE	\$1,600.00
- Amendments	\$180.00

7.	Zoning Permit	
	- Mobile homes, manufactured homes, accessory dwellings, temporary dwellings	\$300.00
	- Temporary storage (6 months) of a mobile home	\$75.00
	- Change of use (if mobile home is existing)	\$75.00
	Accessory Storage/Semi-Trailer (ZPAS)	\$75.00
	- Commercial Vehicle (ZPCV)	\$75.00
	- Zoning Permit for Ag (ZPAG)	\$1,000.00 per permit
	- Zoning Permit for Ag (ZPAG) Minor Amendment	\$500.00
8.	Zoning Permit for Second Family Dwelling	\$500.00
9.	Zoning Permit for Telecommunication Antenna Tower	\$500.00
10.	Zoning Permit for Noncommercial Tower	\$500.00
11.	Zoning Permit for Home Occupation - Class II	\$300.00
12.	Zoning Permit for Home Occupation - Class I	\$50.00
13.	Zoning Permit for Wind Generator	\$300.00
14.	Temporary Seasonal Permit	\$75.00

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15.	Board of Adjustment	
	- Variance	\$710.00
	- Appeal	\$200.00
16.	Change of Zone	
	- Residential and agricultural uses	\$2,100.00 plus \$150.00 per buildable lot
	- Commercial/industrial	\$5,500.00 plus \$150.00 per buildable lot
17.	Site Plan Review	
	- Amendment	\$500.00
	- Buildings <10,000 gross sq. ft.	\$1,300.00
	- Buildings between 10,000—25,000 gross sq. ft.	\$2,800.00
	- Building >25,000 gross sq. ft.	\$5,000.00
	- Tenant finish	\$60.00
18.	Substantial Change Hearing	\$2,000.00
19.	Administrative Handling Fee - Special Request	\$100.00
20.	Building Permit/Illegal Parcel	\$250.00
21.	Investigation Fee	50% of the established application fee
22.	A fee will be charged by the County to future applicants when County staff members are asked to assist professional consultants in the preparation of land use applications. The fee shall be an hourly rate charged in 15-minute increments. The hourly rate shall be calculated	

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on a full cost recovery basis of the County's costs for the staff positions involved in the assistance. The full cost recovery rate shall be determined by the Director of Finance and Administration and shall include salary, fringe benefits, support costs (services and supplies) and indirect costs calculated in accordance with the County-wide cost allocation plan per Federal OMB-87 methodologies. Preapplicants shall deposit an estimated amount of the costs prior to the assistance. A final settlement of costs will be determined by the DPS once all the work has been completed.

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|-----|---|---|
| 23. | Incidental, Nontechnical Land Use Application Assistance | \$50.00 per hour |
| 24. | Amendment to Any Regional Urbanization Area Map and Comprehensive Plan | \$1,500.00 minimum or \$700.00 per parcel, whichever is greater |
| 25. | Creation of a Regional Urbanization Area | \$25.00 per acre |
| 26. | Administrative Process | |
| | - Case continuance | \$150.00 |
| | - Hearing continuance | \$500.00 |
| | - Recording continuance | \$50.00 per 3 months |
| 27. | Additional Fees May Be Assessed to Cover Publication Costs. | Market rate |
| 28. | Outside Consultant for Professional Review. Necessity for Review to Be Determined by the Director. | Professional rate |
| 29. | For those applications for uses identified to be of high complexity or intensity where a determination is made that County staff will be committing time and resources. The applicant shall deposit an estimated amount of the costs prior to assistance. The fee will be held and charged against by the County based on the standard hourly rate for each department administering or reviewing the permit. The departments shall include, but not be limited to, the Department of Planning Services, Health Department, Public Works and the County Attorney's Office. The standard hourly rate shall be established by the | |

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Finance Department for the actual time spent on the review of the application. The rate shall be calculated on a full cost recovery basis of the County's cost and shall include salary, fringe benefits, support costs (services and supplies) and indirect costs calculated in accordance with the County-wide cost allocation plan per Federal OMB-87 methodologies. The applicant shall be provided copies of the billing 5 days prior to the cost actually being billed. The applicant's sole remedy to appeal any billing shall be to the Board of County Commissioners. The unused portion of the submitted application fee shall be returned to the applicant within 30 days of recording the Special Review plan map, within 30 days after denial of the application by the Board of County Commissioners, or 30 days after the applicant submits a written request to withdraw the application.

¹ Animal units as defined in Section 23-1-90 of this Code.

² The fee to amend an application for a Special Review Permit for Solid Waste Disposal Sites and Facilities shall not exceed \$20,000.00. The full amount shall be submitted to the Department of Planning Services at the time a complete application is submitted. The fee will be held and charged against by the County based on the standard hourly rate for each department administering or reviewing the permit. The departments shall include, but not be limited to, the Department of Planning Services, Health Department, Public Works and the County Attorney's Office. The standard hourly rate shall be established by the Weld County Finance Department for the actual time spent on the review of the application and facility. The rate shall be calculated on a full cost recovery basis of the County's cost and shall include salary, fringe benefits, support costs (services and supplies) and indirect costs calculated in accordance with the County-wide cost allocation plan per Federal OMB-87 methodologies. The applicant shall be provided copies of the billing 5 days prior to the cost actually being billed. The applicant's sole remedy to appeal any billing shall be to the Board of County Commissioners. The unused portion of the submitted application fee shall be returned to the applicant within 30 days of recording the amended Special Review plan map, within 30 days after denial of the application by the Board of County Commissioners, or 30 days after the applicant submits a written request to withdraw the application.

³ 25% of this fee is due at the time of application, and the remaining 75% due at the time of building permit issuance.

Development Impact Fees

- | | |
|---------------------------------|--|
| 1. Road Impact Fee | Fee Schedule in Chapter 20 of this Code. |
| 2. County Facilities Impact Fee | Fee Schedule in Chapter 20 of this Code. |
| 3. Drainage Impact Fee | Fee Schedule in Chapter 20 of this Code. |

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