

Meggan Herington, AICP, Executive Director El Paso County Planning & Community Development O: 719-520-6300 MegganHerington@elpasoco.com 2880 International Circle, Suite 110 Colorado Springs, CO 80910 **Board of County Commissioners** Holly Williams, District 1 Carrie Geitner, District 2 Stan VanderWerf, District 3 Longinos Gonzalez, Jr., District 4 Cami Bremer, District 5

SUMMARY MEMORANDUM

| TO: | El Paso County Board of County Commissioners |
|-------|--|
| FROM: | Planning & Community Development |
| DATE: | 5/14/2024 |
| RE: | Resolution to Approve the Planning and Community Development 2024 Fee Schedule |

The El Paso County Planning and Community Development Department (PCD) fee schedule was adopted in 2007 and later revised in 2009 and again in 2010. This proposed 2024 fee schedule and cost of service analysis includes an updated analysis of review tasks, staffing structure, review times, hourly rates, and the costs associated with benefits and other overhead. The County's Electronic Development Application Review Program (EDARP) has resulted in modifications to application review and approval processes, including the automation of reviewer-based tasks and many tasks previously performed by the administrative staff. Project types have been refined and expanded based on the Land Development Code and Engineering Criteria Manual. Staff processing and review hours were allocated as appropriate to Administrative staff, Planning Review staff, Engineering Review staff, and the Inspections group.

The proposal, as outlined in the 2024 PCD Fees Proposal – 85% Cost Recovery worksheet, summarizes the review fees calculated for individual project types and compares the current fee and current cost recovery percentage for each fee to the new proposed fees at 85% cost recovery. More specifically, 45 of the current fees are reduced to meet the 85% cost recovery and 58 increased to the 85% cost recovery rate. The basis of the proposed fees is a reasonable average development review and inspection process for each project type, including hours allocated for staff review and the number of review cycles.

Changes with this updated fee schedule and cost of service analysis also include:

- Removing ten (10) outdated/unused application fees and combined similar fees
- Creating sub-categories for construction drawings
- Creating categories of major construction drawings by the number of lots and sheets
- Creating categories for construction permits by number of lots
- Removing tasks such as scanning, uploading, etc. from hours per activity for administrative staff on all projects.

Planning and Community Development currently collects a \$37.00 service fee on every submitted application. This fee is renamed as a "tech fee" to support the department's project tracking and project management system (EDARP) as well as other necessary technical components of the application process. Additionally, the use tax administrative fees charged at the time of building permit and set aside for use tax audits will no longer be collected

The fees will be adjusted annually based on the Consumer Price Index (CPI) for Colorado as published by the Department of Local Affairs to keep fees current with current inflation costs. Staff will update the fee study and the cost-of-service analysis every 5-6 years to incorporate changes in processes and efficiencies.

Staff recommends the fee resolution and new fee schedule go into effect on August 1, 2024, to allow additional time to notice customers and adjust fees within the fee collection system.

<u>Attachments</u>

- 1. 85% Cost Recovery Comparison Spreadsheet
- 2. Letter of Support from the Home Builders Association (HBA)
- 3. BoCC Resolution with Fee Sheet

| *Remove "tracts" | \$12,986 | \$6,493 | 93% | 2 | \$7,037 | Minor Preliminary Plan (Optional - 1-25 lots / tracts) | Reduced |
|---|-----------------------|----------------|-----------------------|------------|----------------------------------|--|-----------------------|
| *Remove "tracts" | \$78.443 | \$9.481 | 88% | 33 | \$9.737 | Maior Preliminary Plan (26+ lots / tracts) | Reduced |
| *Move to Footnote (revise language) | | | | | | does not meet the thresholds of a major revision. Preliminary Plan | |
| | | | | | | Major Revision is defined as any one of the following: 1) A change in land use type(s) for 25% or more of the existing Sketch Plan area; 2) 25% or greater increase in projected population or employment; 3) 25% or greater addition or area to the original Sketch Plan; 4) 10% or greater decrease in total park and/or open space area. Minor Revision is any revision required pursuant to Section 47.B.9 (as my be amended) that | |
| *Rename to Revision to Sketch Plan, Minor | \$4,554 | \$1,518 | 192% | 3 | \$3,337 | Minor Revision to Existing Sketch Plan | Reduced |
| *Rename to Revision to Sketch Plan, Major | \$0 | \$5,181 | 108% | 0 | \$6,537 | Major Revision to Existing Sketch Plan | Reduced |
| *Move to Footnote | | | | | | A major sketch plan is any plan encompassing over 200 acres in area or more than 100 owelling units, or including more than 10 acres of developable non-residential space. | |
| *Rename Sketch Plan, Minor | 0Ś | <i>\$5,181</i> | 80% | 0 | \$4,837 | Minor Sketch Plan | |
| *Rename Sketch Plan, Major | \$15,694 | \$7,847 | %86 | 2 | \$9,037 | Major Sketch Plan | |
| | - | | | | | Sketch Plan | |
| <u> </u> | \$0 | \$2,275 | 34% | 0 | \$887 | Appeal of Administrative Determination or Decision to BoCC or BOA | Combined |
| | | | | | | Appeal of Administrative Determination | |
| | \$24,580 | \$1,229 | 42% | 20 | \$587 | Administrative Relief | |
| Rename to Board of Adjustment. Add footnote that this includes applications for lot area or lot area in combination with other variance, daycare spacing, setbacks, physical dimension, structural location, bulk limitations, parking, signs, distance separation,and landscaping (above the administrative relief amount). | \$24,135 | \$1,609 | 56% | 15 | \$1,037 | Lot Area or Lot Area in combination with other variance, Day Care Spacing, Setbacks, Physical Dimension, Structural Location, Bulk Limitations, Parking, Signs, Distance Separation, Landscaping (above the administrative relief amount). d | Combined |
| | | | | | | Board of Adjustment Variances | |
| *Rename Approval of Location. Remove Site Application | \$11,577 | \$3,859 | 85% | ω | \$3,837 | Approval of Location, Site Application | |
| | | | | | | Utility Locations | |
| "Kename variance of Use Minor. Kemove comment 2nd dwelling or renewal | \$3,552 | \$1,776 | 144% | 2 | \$2,937 | Minor Use Variances (2nd dwelling or renewal) | Reduced |
| *Rename Variance of Use, Major | \$11,072 | \$5,536 | 65% | 2 | \$4,237 | Major Use Variances | |
| | | | | | | Use Variances | |
| | \$0 | \$2,067 | 73% | 0 | \$1,737 | Administrative Mining or Batch Plant Permit | |
| Rename Special Use, Minor and add the application includes applications for Rural Home Occupation as a Special Use, Extended Family Housing; Agricultural Structure Exemption as a Special Use , and Minor Kennel as a Special Use | \$24,193 | \$1,861 | 95% | 13 | \$2,037 | Special Use-Minor, Administrative or Renewal, Rural Home Occupation as a Special Use, Extended Family Housing), Agricultural Structure d / | Combined / Reduced |
| *Rename Special Use, Major | \$44,688 | \$6,384 | 57% | 7 | \$4,237 | Major Special Review | |
| | | | | | | Use Subject to Special Review | |
| | \$0 | \$8.903 | 0% | 0 1 | 7-)-07 | Wind and/or Solar Energy Generation Plan Overlay | |
| | \$4.661 | \$4.661 | 42% | 1 5 | \$2.287 | Development Agreement with PUD | |
| | \$105.570 | \$10.557 | 107% | 10 | \$13.237 | Combined Planned Unit Development (PUD) and Preliminary Plan Review (PUDSP) | Reduced |
| *Rename to Revision to a Planned Unit Development (PUD) Plan. Minor | 0\$ | \$3,010 | 67% | 0 | \$2,337 | Minor Revision to a Planned Unit Development (PUD) Plan | |
| *Rename to Revision to a Planned Unit Development (PUD) Plan, Major | \$0 | \$6,474 | 57% | 0 | \$4,337 | Major Revision to a Planned Unit Development (PUD) Plan | |
| | 0\$ | \$7,587 | 78% | 0 | \$6,937 | Rezoning - Planned Unit Development (PUD) | |
| | \$136,192 | \$4,256 | 71% | 32 | \$3,537 | Rezoning - All Conventional Zones | |
| | | | | | | Rezoning | |
| Add dilder Other Lee Category | | | | c | / 33,1 ל | Resublinitial of Applications (after sid Review) | |
| *Remove comment "as opposed to ad hoc" | \$1/8,352 | 8955 | 68% | 314 | \$427 | Early Assistance Meeting (as opposed to ad noc) | |
| _ | with Proposed Fees | Fee h fee) | Current Recovery % | 2022) | Current Fee (w/\$37 Tech fee) | | Note |
| | Total Service Fees | | | | | | |
| | | Recovery | 85% Cost I | ment Fees- | y Developr | L PASO COUNTY COLORADO | <u>EL</u> |
| 1 | | | | | | | |

| | | | | | | | | | | | | Reduced |
|-------------|----------------------------|---|-----------------------------------|---|----------------------------------|------------------|---------------------|------------------------|---|---|--------------|---|
| | Medical Marijuana Land Use | Deviation/Administrative Relief, Alternative Landscape Plan | Road or Facility Acceptance-Final | Road or Facility Acceptance-Preliminary | Letter of Credit Partial Release | Renew Collateral | Project Name Change | Vested Rights with PUD | Waiver or Deviation (if not approved with Preliminary Plan 2 waivers or deviations in combination is not charged) | Early Assistance Meeting-Wind and/or Solar Energy Generation Plan | Fees Removed | Additional Small Cell submitted at the same time beyond 5 |
| \$2,297,516 | \$737 | \$587 | \$1,537 | \$1,737 | \$587 | \$587 | \$262 | \$2,287 | \$587 | \$13,037 | | \$100 |
| | 0 | 0 | 44 | 44 | 0 | 38 | 0 | 0 | 2 | 0 | | 0 |
| | 490% | 80% | 58% | 68% | 51% | 96% | 106% | 38% | 33% | 1157% | | 104% |
| | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 | | \$119 |
| \$2,657,702 | \$0 | \$0 | 0¢ | 0\$ | 0\$ | 0\$ | 0\$ | \$0 | 0\$ | \$0 | | 0¢ |



HOUSING & BUILDING ASSOCIATION OF COLORADO SPRINGS

4585 Hilton Parkway Suite 100, Colorado Springs, CO 80907 Phone: 719-592-1800 · CSHBA.com

April 16, 2024

El Paso County Planning and Community Development Meggan Herington 2880 International Circle Suite 110 Colorado Springs, CO 80910

Dear Ms. Herington,

On behalf of the Housing & Building Association of Colorado Springs (CSHBA), we would like to express our sincere appreciation for the opportunity to thoroughly examine the proposed Planning and Community Development fee changes and the proposed Tech fee. We understand the effort that went into these proposals and are grateful for the chance to provide our input.

We appreciate the work that you and the County's finance team did to provide options that would best support the department with as little impact as possible on affordable housing.

After review, we would support proposal B. Setting all fees at an 85% cost recovery rate is reasonable and will simplify the fee schedule. We also support discontinuing the Use Tax admin fee while introducing a separate \$37 tech fee for EDARP updates and maintenance. We understand the tech fee will be held in a separate account to be used only for EDARP, which will significantly contribute to necessary updates and maintenance of the EDARP program, which is crucial for our work.

We highly value our partnership with you and El Paso County and want to emphasize that we are always here to address any questions or concerns you may have. Our commitment to this partnership is a priority. Thank you for working with us.



Respectfully,

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Ryan Klein, Sherman & Howard, LLC. HBA Public Policy Chair

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RESOLUTION NO. 24-

BOARD OF COUNTY COMISSIONERS COUNTY OF EL PASO, STATE OF COLORADO

RESOLUTION TO APPROVE EL PASO COUNTY PLANNING AND COMMUNITY DEVELOPMENT 2024 FEE SCHEDULE (LDC241)

WHEREAS, pursuant to C.R.S. §§ 30-11-103 and 30-11-107(e), the Board of County Commissioners of El Paso County, Colorado ("BoCC"), has the authority to manage the business and concerns of the County to ensure the welfare and interests of the County and its inhabitants; and

WHEREAS, the El Paso County Planning and Community Development Department assesses various application and review fees to help recoup costs for the provision of certain services; and

WHEREAS the Planning and Community Development fee schedule was last revised in 2010; and

WHEREAS, the Board has determined the 2024 Planning and Community Development fee schedule shall be updated to reflect 85% cost recovery; and

WHEREAS, the Board has reviewed the Planning and Community Development fee schedule and finds the fees acceptable as proposed; and

WHEREAS, the Board has requested that the Planning and Community Development fee schedule be implemented on August 1, 2024; and

WHEREAS, the Board has requested that the Pikes Peak Regional Building Department cease collection of County Use Tax Administrative Surcharges beginning August 1, 2024.

NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners of El Paso County, Colorado, does hereby approve the Planning and Community Development fee schedule as attached.

BE IT FURTHER RESOLVED that the fees as listed on the Planning and Community Development Fee Schedule as attached will be updated annually based on the Consumer Price Index (CPI) for Colorado as published by the Department of Local Affairs.

DONE THIS 14th day of May 2024 at Colorado Springs, Colorado.

ATTEST:

BOARD OF COUNTY COMMISSIONERS OF EL PASO COUNTY, COLORADO

Ву: _____

County Clerk and Recorder

Ву: _____

Chair

| EL PASO | |
|---------|--|
|---------|--|

| EL FASO COUNTY 2024 Planning and Community Development Fee Schedule- Effective Date 8/1/2024 COLORADO | evelopment /1/2024 | |
|---|----------------------------------|-----------------|
| APPLICATION TYPE | Application Fees ¹ | Project Type |
| Planning- Minor Applications | | |
| Accessory Use Agreement | \$153.00 | в |
| Administrative Determination ² | \$414.00 | в |
| Boundary Line Adjust for Unplatted Land (EXBL), Combination of Contiguous Parcels (EXCMB) | \$231.00 | в |
| Daycare Permit ³ | \$192.00 | в |
| Co-location agreement on Tower | \$1,880.00 | Β |
| Commercial Over the Counter Site Development Plan Review | \$440.00 | В |
| Early Assistance Meeting | \$568.00 | A |
| Extension of Time to Record Plat (Administrative) | \$139.00 | в |
| Highway ROW, Utilities, Open Space Exemption | \$231.00 | в |
| Home Occupation Permit | \$192.00 | Β |
| Landscape Completion Agreement | \$613.00 | Β |
| Merger Agreement | \$231.00 | Β |
| Plat Correction | \$139.00 | Β |
| Residential site plan ⁴ | \$165.00 | A |
| Sign Permit (includes Billboard Credit applications) | \$351.00 | в |
| Additional sign on same property- when reviewed at the same time (no surcharge) | \$124.00 | |
| Temporary Use | \$182.00 | A |
| Tiny House Site Plan | \$255.00 | в |
| Vacation of Interior Lot Lines; Utility, Drainage or Sidewalk Easements; Sight Visibility; View Corridor | \$1,182.00 | Β |
| Standalone Waiver ⁵ | \$1,554.00 | в |

| \$3,627.00 | Preliminary Plan Amendment, Major \$6,920.00 | Oil and Gas Exploration \$3,117.00 | Minor Preliminary Plan (1-25 lots)(Optional) \$6,493.00 | Major Preliminary Plan (26+ lots) \$9,481.00 | Plat Vacation with Right-of-Way (ROW), Vacation/Acceptance of ROW \$1,536.00 | Modification to Subdivision Improvement Agreement (SIA) \$2,119.00 | Minor Subdivision (4 or less lots, no preliminary required) \$4,203.00 | Maintenance Agreement for Ponds, Access, Joint Well, Walls (not concurrent with a project) \$2,577.00 | Inert Material Disposal (ESQCP included) (less than 10 acres or 100,000 cubic feet, lasting less than 18 months) \$7,226.00 | Inert Material Disposal (not qualifying for exemption) \$23,534.00 | Final Plat Amendment, Level 2 ⁸ \$4,052.00 | Final Plat Amendment, Level 1 ⁷ \$1,690.00 | Enclosed or Open Trash Transfer Facility if Certificate of Designation Required \$25,346.00 | Final Plat (26+ lots), Major \$8,137.00 | Final Plat (1-25 lots), Minor \$5,689.00 | Development Agreement with PUD \$4,661.00 | Development Agreement (not concurrent with a project) \$4,484.00 | Commercial Site Development Plan, Minor \$1,681.00 | Commercial Site Development Plan, Major \$3,944.00 | iit Development (PUD) and Preliminary Plan Review (PUDSP) | Board of Adjustment ⁶ \$1,609.00 | Approval of Location \$3,859.00 | Appeal of Administrative Determination or Decision to BoCC or BOA \$2,275.00 | Amendment to Certificate of Designation, Minor \$6,373.00 | Amendment to Certificate of Designation, Major \$21,668.00 | Administrative Relief \$1,229.00 | Administrative Mining or Batch Plant Permit \$2,067.00 | Planning- Major Applications | Standalone Deviation ⁵ \$1,554.00 | Sidewalk Inspection- up to 10 addresses (fee increases for each return inspection) \$190.00 | Driveway Access Waiver (private drive) or Commercial Access Permit \$82.00 | Driveway Permit Public Road with Drainage Ditches \$185.00 | Driveway Permit Curb & Gutter \$125.00 | | Builder Erosion & Sediment Quality Control Permit \$101.00 | Engineering- Minor Applications |
|------------|--|------------------------------------|---|--|--|--|--|---|---|--|---|---|---|---|--|---|--|--|--|---|---|---------------------------------|--|---|--|----------------------------------|--|------------------------------|--|---|--|--|--|---|--|---------------------------------|
| | | | | | | | | | | | 52.00 D | C | | | | | | | | _ |)9.00 D | | | | | | | | - | | | | 5.00 B | _ | | |
| 0 | | | | | |) | | | | | J | r D | |) | |) | | | ., | - | | • | J | | | | | | | | | | | | | |

| Revision to a Planned Unit Development (PUD) Plan, Major Revision to a Planned Unit Development (PUD) Plan, Minor Revision to Sketch Plan, Major ⁹ | \$6,474.00 \$3,010.00 \$5,181.00 | |
|---|--|-----|
| Rezoning - All Conventional Zones Rezoning - Planned Unit Development (PUD) | \$4,256.00 \$7,587.00 | 0 0 |
| Sketch Plan, Major ¹⁰ | \$7,847.00 | ס נ |
| Sketch Plan, Minor Solid Waste Disposal Site and Facility (includes scrap tire) | \$5,181.00 \$24,607.00 | 0 0 |
| Special District (multiple districts for the same project is one fee-Minimum fee) | \$4,532.00 | D |
| Special District Amendment | \$4,134.00 | D |
| Small Cell CMRS Facility (1-5) | \$282.00 | റ |
| Additional Small Cell submitted at the same time (6+) | \$119.00 | C |
| Special Use, Major | \$6,384.00 | |
| Subdivision Exemption | \$2,765.00 | |
| Townhome, Condominium, or Crystal Park Plat | \$1,044.00 | C |
| Variance of Use, Major | \$5,536.00 | D |
| Variance of Use, Minor | \$1,776.00 | |
| Wind and/or Solar Energy Generation Plan Overlay | \$8,903.00 | |
| Engineering- Major Applications | | |
| Amendment to Approved Construction Drawings | \$2,398.00 | С |
| Construction Permit-Pre-Subdivision or Standalone grading activity | \$3,972.00 | C |
| Construction Permit-Final Plat, 26-99 lots | \$10,217.00 | C |
| Construction Permit-Final Plat, 100-249 lots | \$11,842.00 | n n |
| Construction Permit-Major Final Plat with Pre-Subdivision Credit, 26-99 lots | \$9,084.00 | റ |
| Construction Permit-Major Final Plat with Pre-Subdivision Credit, 100-249 lots | \$10,394.00 | C |
| Construction Permit-Major Final Plat with Pre-Subdivision Credit, >249 lots | \$12,790.00 | റ |
| Construction Permit-Minor Final Plat, 1-25 lots | \$6,924.00 | C |
| Construction Permit-Minor Subdivision with Improvements | \$5,256.00 | റ |
| Construction Permit-Site Development Plan. Minor | \$2,778.00 | റ |
| Cost Recovery | \$6,270.00 | D |
| Erosion & Sediment Quality Control Permit (standalone activity without concurrent commercial Site Development Plan or construction drawing submittal) | \$3,972.00 | 0 |
| Major Construction Drawings (26- 99 Residential lots or >5 Commercial lots) | \$3,951.00 | D |

4 of 5

General Note 1. The PCD Director may waive or reduce an applicable fee for exceptional circumstance not limited to: a) the elimination of an obsolete zoning designation, b) County-initiated applications, or c) concurrent submittals.

cycle has been preformed on. General Note 2. Unless an error has occurred by County staff which resulted in the filing of an unnecessary application, no refunds will be granted for applications that a review

General Note 3. For those projects that, because of their size, type of operation, or technical details which are beyond the technical expertise of the El Paso County staff and and El Paso County prior to formal submittal. the County, the costs for said review and the provision of said expert shall be paid by the applicant. The extent and nature of said costs shall be established between the applicant require review and the provision of appropriate technical expert testimony at any required public hearing(s) before the County's governmental bodies or contracted employees of

