

- CODE OF ORDINANCES
Title X. - IMPACT FEES

CHAPTER 1000. PURPOSE AND INTENT

- (4) No permit or initial concurrency certificate for the set up of a new mobile home requiring payment of impact fees pursuant to this title shall be issued unless and until all impact fees required by this title have been paid.

(Ord. No. 2005-015, 5-17-05; Ord. No. 2009-003, § 1, 3-24-09; Ord. No. 2009-015, § 2, 9-22-09; Ord. No. 2010-002, § 1, 3-16-10; Ord. No. 2011-002, § 1, 3-15-11; Ord. No. 2012-003, § 1, 3-13-12; Ord. No. 2014-004, § 1, 3-11-14)

Section 1000.07. Exemptions and credits.

- (1) *Exemptions.* The following activities shall be exempted from payment of impact fees levied under this title:

- (A) Alteration or expansion of an existing building where no additional units are created, where no additional square footage of building is created, or where the use is not changed or where it is determined by the Community Development Director that improvement of a structure in existence prior to the adoption of impact fees (March 1, 1986) will not result in a measurable increase in traffic impacts.
- (B) The construction of accessory buildings or structures where no additional units are created.
- (C) The replacement of an existing residential unit with a new unit of the same type, same square footage and same use.
- (D) The replacement of a nonresidential building or structure with a new building or structure of the same size and same use.
- (E) Changes in the use of an existing non-residential building or structure provided there provided there is no expansion of the existing building or structure and the change results in a reduction no increase in the intensity of use.
- (F) The expansion of a single family residential unit where the expansion would not result in the unit's new total square footage changing the unit's impact fee category from a lower fee category to a higher fee category.

An exemption must be claimed by the feepayer at the time of the issuance of a building permit or mobile home permit or initial concurrency certificate. Any exemption not so claimed shall be deemed to be waived by the feepayer.

- (2) *Credits.* No credit shall be given for site-related improvements.

(Ord. No. 2005-015, 5-17-05)

Section 1000.08. Computation.

- (1) The amount of the fees imposed by this title shall be determined by the fee schedule attached as Appendix A to this title and incorporated by reference herein, or the manner set forth in subsection 1000.08(3).
- (2) If a building permit or an initial concurrency certificate application is submitted for a type of development activity which is not specified on the fee schedule attached as Appendix A, the county administrator or his designee shall use the fee applicable to the most nearly comparable type of land use on the fee schedule. In the case of a change in land use, the impact fee shall be based upon the net increase in the impact fee for the new use as compared to the previous use. No refunds shall be issued for a change in land use that results in a decrease in impact fees; however, any impact fee

Updates are shown with strike-throughs and underlines. Strike-through wording will be deleted from the ordinance, underlined wording will be added.