

Board of Appeals Petition for Hearing

About Petitions for Hearings

The board may hear and decide appeals of orders, decisions, or determinations made by the building official, fire chief, and/or their designee, relative to the application and interpretation of the building code, housing code and/or fire code. Appeals may be from code interpretations, such as modifications resulting from practical difficulties, alternative materials, design, and methods of construction and equipment, and performance-based fire and safety design. Appeals are not allowed for legislative decisions made by the city council, such as the contents of the codes/ordinances.

The board may remedy any issue or error it has found with an interpretation or order related to the code and grant such relief as it deems reasonable from strict compliance which may include additional requirements, but no relief shall be granted unless it is found that:

1. There is substantial compliance with the provisions of the code;
2. No detriment to public health or safety will result from granting such relief;
3. The intent of the code is not compromised; and
4. The relief granted will not result in increased cost or expense to the city.

Application

To file a petition, send this completed form with any relevant documentation to rbsrental@rochestermn.gov within 10 days of the adverse determination ([Chapter 1-4](#) of the [Rochester Code of Ordinances](#)).

Applications require a \$75 fee to cover administrative and handling costs, which must be paid before the appeal will be scheduled.

Check One: Fire Code Building Code Other

Petitioner's Name: _____

Address of Affected Property: _____

Date of Notice or Order: _____

Petitioner's Mailing Address: _____

Petitioner's Phone Number: _____

Petitioner's Email Address: _____

Preferred Meeting Date(s): _____

Statement of the Grounds for the Appeal (additional sheets may be added): _____

Date

Petitioner's signature

