

99012011011000, 99012011011000

Construction: Deviation/Exception/Exemption

Heruntergeladen am 23.05.2025

<https://fimportal.de/xzufi-services/9720374/L100001>

Modul	Sachverhalt
Leistungsschlüssel	99012011011000, 99012011011000
Leistungsbezeichnung I	Construction: Deviation/Exception/Exemption
Leistungsbezeichnung II	
Typisierung	2/3 - Bund: Regelung (2 oder 3), Land/Kommune: Vollzug
Quellredaktion	Hessen
Freigabestatus Katalog	unbestimmter Freigabestatus
Freigabestatus Bibliothek	unbestimmter Freigabestatus
Begriffe im Kontext	
Leistungstyp	Leistungsobjekt mit Verrichtung
Leistungsgruppierung	Baurecht (012)
Verrichtungskennung	Änderung (011)
SDG-Informationsbereich	
Lagen Portalverbund	Hausbau und Immobilienerwerb (1050100), Bauplanung (2050400)

Modul	Sachverhalt
Einheitlicher Ansprechpartner	Nein
Fachlich freigegeben am	
Fachlich freigegeben durch	
Handlungsgrundlage	https://www.rv.hessenrecht.hessen.de/bshe/?docId=jlr-BauOHE2018rahmen&docFormat=xsl&oi=gfUUdxycX6&docAcc=true&sourceP=%7B%22source%22%3A%22T OC%22%7D https://www.rv.hessenrecht.hessen.de/bshe/?docId=jlr-BauOHE2018rahmen&docFormat=xsl&oi=gfUUdxycX6&docAcc=true&sourceP=%7B%22source%22%3A%22T OC%22%7D
Teaser	
Volltext	If deviations are to be made from the provisions of building planning law or building regulations, an application for exception, exemption or deviation may be submitted. The building supervisory authority decides on the application, which must be justified. In building application procedures, a requested deviation from the provisions of building regulations or an exception or exemption from planning regulations is decided with the building application. An independent application for derogation is only possible for structures according to § 73 HBO. This is not possible for projects in the planned area that do not require approval (§ 63 HBO). In such cases, the derogation, exception or exemption must be decided in an authorisation procedure.
Erforderliche Unterlagen	• Application for deviation / exception / exemption according to § 73 Hessische Bauordnung - HBO - / § 31 Baugesetzbuch - BauGB - with justification and explanation of the compensation measure • Property plan (site plan/excerpt from the property map) not older than 12 months and with measured entry of the project • Ev. further required documents can be obtained from the building supervisory authority • if neighbouring rights are affected by the deviation /

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	exception / exemption, the neighbourhood will be involved. Prior consent from neighbours can significantly speed up the procedure.
Voraussetzungen	
Kosten	For deviations from the building regulations, a fee framework of 50.00 Euro - 10,000.00 Euro is provided; for planning exceptions a fee framework of 40.00 Euro - 1.300,00 Euro, for exemptions 40.00 Euro - 20.000,00 Euro. For exemptions with a volume of more than 1,000 m ³ for special constructions, the fee framework is 20,000.00 euros - 50,000.00 euros.
Verfahrensablauf	
Bearbeitungsdauer	
Frist	
weiterführende Informationen	
Hinweise	
Rechtsbehelf	
Kurztext	
Ansprechpunkt	Further information can be obtained from the building supervisory authority (district / district-free city / special status city).
Zuständige Stelle	
Formulare	
Ursprungsportal	Bauen: Abweichung/Ausnahme/Befreiung, Construction: Deviation/Exception/Exemption