

BOROUGH OF PENNINGTON
ORDINANCE NO. 2023 - 10

**ORDINANCE INCREASING CERTAIN FEES AND AMENDING CHAPTER 98 (FEES) OF THE
CODE OF THE BOROUGH OF PENNINGTON**

WHEREAS, as part of the Budget Process, the Finance Committee and various departments of the Borough review and recommend changes to fees collected for certain services provided by the Borough; and

NOW THEREFORE BE IT ORDAINED by the Borough Council of the Borough of Pennington that in accordance with these recommendations, Chapter 98 of the Code of the Borough of Pennington, concerning fees, is amended as follows (with new language underlined and deleted language crossed out):

Article II
Land Use Fees

All applications for development to the Planning Board or the Planning Board acting as a Board of Adjustment shall be in such form and submitted to the respective Board in accordance with the rules prescribed by the Board and by this article.

§ 98-11 Application fee, escrow deposit and inspection fee.
Applications for development shall be accompanied by the payment to the Borough of an application fee, escrow deposit and, if appropriate, an inspection fee. The application fee and escrow deposit shall be paid separately according to the following schedule:

Application	Fee	Escrow
MINOR SUBDIVISION	\$400 <u>\$500</u>	\$500 <u>\$1,000</u> per lot
Resubmission or amendment	\$100	
Concept review	\$300 <u>\$400</u>	\$300 to be credited
MAJOR SUBDIVISION		
Preliminary	\$600 <u>\$1,000</u>	\$600 per lot
Final	\$400 <u>\$500</u>	\$400 <u>\$500</u> per lot
Resubmission or amendment	\$300	\$400 per lot
Extension	\$100 <u>\$150</u>	
Concept review	\$500	\$500 to be credited
SITE PLAN		
Preliminary		
Residential	\$600	\$10 per unit; minimum \$500 <u>\$1,000</u>
Nonresidential	\$600 <u>\$700</u>	\$0.10 per square feet improved; minimum \$500 <u>\$1,000</u>
Final		

Application	Fee	Escrow
Residential	\$400	\$10 per unit; minimum \$300 <u>\$500</u>
Nonresidential	\$400 <u>\$500</u>	\$0.05 per square feet improved minimum \$300 <u>\$1,000</u>
Resubmission or amendment		
Residential	\$300	\$300 + \$10 per unit
Nonresidential	\$300 <u>\$400</u>	\$300 <u>\$500</u> + \$0.10 per square feet improved
Waiver	\$300 <u>\$400</u>	\$200 <u>\$500</u>
Extension	\$100 <u>\$150</u>	\$300 <u>\$500</u>
Concept review	\$200 <u>\$300</u>	\$500 <u>\$1,000</u> to be credited
CONDITIONAL USES		
Residential	\$300 <u>\$500</u>	\$400 <u>\$1,000</u>
Nonresidential	\$400 <u>\$600</u>	\$800 <u>\$1,500</u>
INTERPRETATIONS		
Residential	\$200 <u>\$300</u>	\$600 <u>\$1,000</u>
Nonresidential	\$300 <u>\$600</u>	\$600 <u>\$1,000</u>
APPEALS		
Residential	\$200 <u>\$300</u>	\$500 <u>\$1,000</u>
Nonresidential	\$400 <u>\$500</u>	\$500 <u>\$1,000</u>
VARIANCES		
Bulk		
Residential	\$250 <u>\$300</u> per variance	\$1,000 <u>\$2,000</u>
Nonresidential	\$400 <u>\$500</u> per variance	\$1,000 <u>\$1,500</u> per variance
Use		
Residential	\$300 <u>\$500</u>	\$1,000 <u>\$2,000</u>

Application	Fee	Escrow
Nonresidential	\$500 <u>\$600</u>	\$1,500 <u>\$3,000</u>
SPECIAL MEETING OF BOARD	\$500 <u>\$1,000</u>	
ZONING PERMITS		
Residential		
<u>Fence</u>	<u>\$25</u>	
Principal use	\$50 <u>\$60</u>	
Accessory use	\$25 <u>\$30</u>	
Commercial		
<u>Fence</u>	<u>\$50</u>	
Principal use	\$100 <u>\$150</u>	
Accessory use	\$50 <u>\$60</u>	
Temporary activity permit	\$25 <u>\$50</u>	
Residential conversion	\$50 <u>\$100</u>	

§ 98-19 **Miscellaneous fees.**

Miscellaneous fees shall be as follows:

- A. Copy of zoning ordinance: \$40.
- B. Copy of Master Plan: \$25.
- C. Subdivision approval certificate: \$25.
- D. Certified list of property owners: ~~\$0.25 per name or \$10 whichever is greater~~ \$25.
- ~~E. Tape of meeting: \$25.~~
- ~~F~~ E. CD USB copy of meeting: ~~\$8~~ \$20.

Article VI
Miscellaneous Non-Land Use Fees

§ 98-30 **Miscellaneous fees.**

The following miscellaneous fees shall be collected as required by the applicable sections of this Code:

- A. Annual license fee for body art establishments, as required by § **76-1** of this Code: \$500.
- B. Peddler's permit, as required by § **147-6** of this Code: \$100.
- C. Registration of vacant building, as required by Chapter **136**, Art. **II**, initially and annually: \$250.
- D. Annual fee for electronic smoking device establishment license: \$600.

E. Fee for Memorial Tree: ~~\$300~~ \$500.

F. Fee for Adopt A Flag: ~~\$42~~ \$50.

Article VIII
Use of Borough Parks

§ 98-33 Use of parks.

Fees for use of Borough parks as provided in § **143-4** of this Code shall be:

A. Permit for use of park by documented nonprofit or Pennington resident: ~~\$50~~ \$75.

B. All others: ~~\$100~~ \$200.

Article IX
Solid Waste Disposal

§ 98-34 Trash pickup.

Fees for additional approved trash containers as provided by §§ **172-9** and **172-10** and for bulk household trash as required by § **172-11** of this Code shall be:

A. Annual fee for one additional approved trash container pursuant to §§ **172-9** and **172-10**: \$400.

B. Bulk trash stickers: one sticker per 40 pounds/~~\$4~~ \$6 each.

C. Truck rental, if Borough truck is parked at the property overnight or for a weekend: ~~\$200~~ \$00.

§ 98-35 Adjacent properties.

Fees for trash pickup for non-taxpayers who are adjacent property owners pursuant to §§ **172-9** and **172-13** of this Code shall be:

A. Per year for one ninety-five-gallon approved container once/week: \$400.

B. Per year for one additional approved container collected once/week: an additional \$400.

§ 98-35.1 Replacement of lost or damaged trash containers.

The fee for replacement of a lost or damaged trash container in accordance with § **172-10** of this Code shall be \$100.

Article XII
Water and Sewer Usage

§ 98-42 Standby fees.

Quarterly standby fees for private fire-protection systems pursuant to § **206-2** of this Code are as follows:

A. Quarterly standby fees for private fire-protection systems regardless of the rate or quantity of that service: [**Amended 11-15-2010 by Ord. No. 2010-15; 8-6-2012 by Ord. No. 2012-9; 5-22-2017 by Ord. No. 2017-10**]

Size of Private Lines	Fee
(inches)	(per connection)
2	\$158
3	\$378
4	\$567
6	\$1,166
8	\$2,016

- B. Customers who are late in making payment of the standby fee will be given notice as to their deficiency in payment, and a copy of this notice shall be sent to the customer's insurance carrier.
- C. Standby fees shall be due on March 1, June 1, September 1 and December 1.

§ 98-46 Inspection and field service fees.
Inspection and field service fees pursuant to § **206-6** of the Code are as follows:

- A. Plan approval, inspection and field service fees pursuant to § **206-6** of the Code are as follows: : **[Amended 2-3-2016 by Ord. No. 2016-1]**
 - (1) Plan approval (actual engineering charges up to): \$250.
 - (2) Service connections: \$160.
 - (3) Lateral connections: \$160.
 - (4) Certified construction cost, off-site improvements (escrow): 7.8%
- B. Equipment hourly rates are as follows:
 - (1) Backhoe: ~~\$120~~ \$200.
 - (2) Service truck: ~~\$75~~ \$100.
 - (3) Dump truck: ~~\$100~~ \$150.
 - (4) Parts: ~~172%~~ 200%.

Note: Includes the time required to mobilize to and demobilize from the site.

- E. Temporary meter charges are as follows:
 - (1) Meter installations: ~~\$75~~ \$100.
 - (2) Rental (two week maximum): ~~\$50~~ \$75.
 - (3) Removal and recording: ~~\$75~~ \$100.
 - (4) Special billing: ~~\$25~~ \$50.

§ 98-47 Administrative fees.
Administrative fees pursuant to § **206-7** of the Code shall be charged as follows:

- A. Interest will be charged at the same rate as the interest on tax bills.

- B. Returned checks: ~~\$20~~ \$25.
- C. (Reserved)
- D. (Reserved)
- E. Non-quarterly or additional meter readings: Scheduled: ~~\$50~~ \$75 Urgent/ Disputed: \$100. (On non-quarterly billings, if the reading is requested due to an actual error by the Borough, the fee will be waived.)
- F. House inspections on sale of property: regular fee, ~~\$100~~ \$150; fee if less than 10 days' notice, ~~\$200~~ \$250.
- G. Tanker of water: \$200 plus per-gallon charge for water in accordance with water rates.
- H. Shutting off and turning on water at curb: Scheduled: \$100, Urgent / Disruptive \$150.

Article XVI
Registrar Fees

§ 98-63 **Authorized fees.**
The Registrar of the Borough of Pennington is authorized to collect the following fees from persons requesting issuance of permits and licenses or provision of certified copies of documents:

- A. Birth certificate (certified copy): ~~\$10~~ \$25.
- B. Burial permit: \$5.
- C. Death certificate (certified copy): ~~\$10~~ \$25.
- D. Marriage license/domestic partnership (\$25 state): \$28.
- E. Marriage license (certified copy): ~~\$10~~ \$25.
- F. Corrections: ~~\$5~~ \$25.

Introduced:	_____
Advertised:	_____
Public Hearing:	_____
Adopted:	_____
Published:	_____

ATTEST:	APPROVED:
 _____	 _____
Elizabeth Sterling, Borough Clerk	James Davy, Mayor

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CODE OF THE BOROUGH OF PENNINGTON**

RECORD OF COUNCIL VOTE ON INTRODUCTION

COUNCILMAN	AYE	NAY	N.V.	A.B.	COUNCILMAN	AYE	NAY	N.V	A.B.
Angarone					Marciante				
Chandler					Stern				
Gnatt					Valenza				

RECORD OF COUNCIL VOTE ON ADOPTION

COUNCILMAN	AYE	NAY	N.V.	A.B.	COUNCILMAN	AYE	NAY	N.V	A.B.
Angarone					Marciante				
Chandler					Stern				
Gnatt					Valenza				