

AN ORDINANCE TO AMEND, REVISE
CHAPTER 160, ENTITLED "ZONING"
MOST NOTABLY SECTION 160-112, "FEES"

Be It Ordained by the Town Council of the Town of Belvidere, that Chapter 160,
"Zoning" of the code of the Town of Belvidere be amended to read, as follows:

§160-112. Fees.

B. Review Deposits. The following deposits shall be submitted by the applicant at the time of submission of an application to the Board of Adjustment or Planning Board for approval. Said deposit shall cover the cost of engineering, legal and profession planner review, and documentation fees and disbursements.

4.) For proceedings seeking the granting of a bulk variance pursuant to N.J.S.A. 40:55D-70(c): Three hundred dollars (\$300.00).

✓ 5.) For proceedings seeking the granting of a use variance pursuant to N.J.S.A. 40:55D-70(d): Five Hundred Dollars (\$500.00).

NOW, THEREFORE, BE IT FURTHER ORDAINED that:

1. If any section of this Ordinance shall be held invalid in any court of competent jurisdiction, the same shall not affect the other sections or provisions of this Ordinance, except so far as the section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

2. All ordinances or parts of ordinances which are inconsistent with this Ordinance are hereby repealed to the extent of such inconsistencies.

3. This Ordinance shall take effect after final passage and publication in accordance with law.

Minor
~~MAJOR~~ SUBDIVISION FEES

A. Filing Fees: The following application fees covering administration and overhead shall be charged to the subdivider for a minor subdivision and shall be collected by the Board Secretary at the time of submission of an application to the Planning Board for approval:

- (1) Lot line adjustment not creating an additional building lot: Three hundred twenty-five (\$325.00) Dollars.
- ✓ (2) Minor subdivision creating one or more new lots: Three hundred fifty (\$350.00) Dollars.

B. Review Deposits: The following deposits shall be submitted by the subdivider at the time of submission of an application to the Planning Board for approval. Said deposit shall cover the cost of engineering, legal and professional planner review, and documentation, and disbursements:

- (1) Lot lines and adjustment creating an additional building lot: Eight hundred (\$800.00) Dollars.
- ✓ (2) Minor subdivision creating one or more new lots: One thousand (\$1,000.00) Dollars.

C. Tabulation and Refund of Deposits Associated with Subdivision:

The Town shall tabulate the costs of the Planning Board, the Town Engineer, Planner and Attorney, their staff and additional experts required for a proper review and documentation. These costs shall be deducted from the engineering, planning and legal review fee deposit, where the review costs exceed or are anticipated to exceed the review fee deposit, the subdivider shall pay the additional amount prior to the signing of any plat. Failure to remit the additional required deposit within fifteen (15) days of the request shall render the application incomplete and no further proceedings or action shall be taken by the Planning Board until compliance. Where review fees are less than the review fee deposit, the difference shall be refunded to the subdivider within one hundred and twenty (120) days of the signing of the plat.

D. Engineering/Inspection Fees and Costs Associated with Subdivision Improvements:

The applicant shall estimate the costs of improvements required as a part of the subdivision approval by the Planning Board and shall submit same to the Town Engineer, who shall then tabulate an inspection fee deposit cover the costs of inspection of the construction of the improvements on the site. The amount of the deposit shall be based upon the estimated costs of improvements and shall be as follows:

- (a) 0 to \$10,000.00 - \$150.00 plus seven percent over \$1,000.00;
- (b) \$10,000.00 to \$50,000.00 - \$1,000.00 plus five percent over \$50,000.01;
- (c) \$50,000.00 to \$100,000.00 - \$4,600.00 plus five percent over \$50,000.01;
- (d) \$100,000.00 to \$200,000.00 - \$8,400.00 plus four and one half percent over \$100,000.01;
- (e) over \$200,000.00 - \$15,000.00 plus four percent over \$200,000.00.

The inspection fee deposit shall be paid to the Board Secretary prior to approval of the subdivision. In the event that the inspection costs are less than the inspection fee deposit, the difference shall be refunded to the Applicant/Subdivider within one hundred twenty (120) days of the completion of the improvements.