

## RESOLUTION 2019-05

### A RESOLUTION OF THE TOWNSHIP OF CUMBERLAND, ADAMS COUNTY, PENNSYLVANIA, ESTABLISHING FEES FOR THE SUBMISSION, ADMINISTRATIVE PROCESSING, AND ENGINEERING AND LEGAL REVIEW OF STORMWATER MANAGEMENT PLANS.

BE IT RESOLVED, that from on and after date of the adoption of this resolution, the following fees shall be charged for the services specified below:

1. The fee for copies of the stormwater management ordinance shall be at the prevailing copy rate. Single sheet copies are available at \$0.25 per sheet.
2. The filing fee for consideration of a stormwater management plan shall be broken into categories based upon the type of Stormwater Plan required. In all instances, the monies shall either be deposited with the Township or an escrow account established prior to the Township's consideration of the Plan.

<u>Plan Type</u>	<u>Administrative Fee (1)</u>	<u>Deposit for Consultants review/inspection fees(2)</u>
<b>Simplified Approach</b>		
Worksheet A and Sketch Plan ≤ 300 SF of impervious	\$67.00	N/A (3)
> 300 SF of impervious	\$83.00	N/A (3)
Worksheets A & B and Minor SW Site Plan	\$100.00	\$520.00
Worksheets A & B and Minor Stormwater Site Plan with BMP facilities and O&M Agreement	\$100.00*	\$520.00

#### **Formal Stormwater Management Plans**

<u>Plan Type</u>	<u>Administrative Fee (1)</u>	<u>Deposit for Consultants review/inspection fees(2)</u>
Single Residential Lot/ Unit	\$ 83.00*	\$ 551.00
Residential (2 – 5 lots)	\$ 110.00*	\$ 1,104.00
Residential (> 5 lots)	\$ 138.00*	\$ 2,759.00
Non-Residential (< 1 acre)	\$ 83.00*	\$ 828.00
Non-Residential (1 - 5 acres)	\$ 110.00*	\$ 1,104.00
Non-Residential (> 5 acres)	\$ 138.00*	\$ 2,759.00

\* An additional flat document recording fee of \$31.00 plus Adams County Recording Cost will be added to the listed fee.

- (1) Non-reimbursable. The amount charged to the applicant for professional review fees shall be equivalent to the total charge to the municipality from the respective consultant.
- (2) Any unused portions of the deposit for consultant's review fees shall be returned to the applicant following issuance of a use & occupancy permit. In the event that the actual amount for professional review fees exceeds the amount of the deposit, the applicant shall reimburse the Township in an amount equal to the increased fee.

In instances, where determined by the Township that the project is of a nature that additional monies will be required, the Township reserves the right to require such additional fees in an amount determined by the Township following review with the respective consultant.

- (3) It is not anticipated that Applicants will need to incur engineering/legal review; however, if an Applicant chooses to consult with the Township Engineer and/or Township Solicitor, the cost for such consultation shall be paid by the Applicant in accordance with normal consultant hourly rate charge.
3. The developer or subdivider shall pay the ordinary and customary hourly rate charged to the Township for review and comment on the plan(s) by any consultant the Township deems necessary to review said plan(s). Said charge shall be for time devoted by said consultant on the requested review. The rate charged shall not exceed the rate charged by the consultant to the Township for other work performed at the Township's request for which there is no outside reimbursement. Such costs shall include, but not be limited to:
    - a. Reviewing the plan for conformance to the provisions of the codes and ordinances of the Township.
    - b. Site inspection for conformance to sketch plan / minor stormwater site plan / topographic survey.
    - c. Reviewing cost estimates of required improvements.
    - d. Review/preparation of legal agreements, review of deeds and other legal instruments.
    - e. Such other fees which shall be sufficient to cover the cost of all necessary reviews by the Township's consultants.

The definition of "consultant" shall include the services of the Township Solicitor, Engineer of other professional or specialist whose services the Township deems necessary to the review of any land development plan or subdivision plan.

4. In all instances, any outstanding fees shall be paid prior to the release of the signed stormwater management plan/permit or issuance of building permits or use & occupancy permits.
5. The owner/applicant shall be obligated to pay any engineering fees incurred for inspecting and approving final construction pursuant to the Cumberland Township Stormwater Management Ordinance and the Pennsylvania Municipalities Planning Code. An escrow or deposit may be required to be submitted to the Township in the amount estimated by the Township Engineer to be applied to the cost of inspection fees. The escrow/deposit shall be submitted at such time that the approved Stormwater Management Plan or Permit is released to the Developer. Any remaining deposit monies for engineering and legal review fees may be used toward the inspection fee deposit. Any unused portion of the deposit for

inspection fees shall be returned to the applicant at such time that construction of improvements is completed and/or accepted for dedication by the Township. In the event the actual amount of inspection fees exceeds the amount of the deposit, the applicant shall reimburse the Township an amount equal to the increased fee or shall be required to submit additional deposit monies in advance of inspection. In the event that the cost of inspection is anticipated to be significantly greater than the amount of deposit required, the Township may require the estimated total inspection fee be submitted or included in the performance bond to be submitted by the applicant.

6. All Ordinance or parts of Ordinances, Resolutions or parts of Resolutions inconsistent herewith are expressly repealed.

**RESOLVED** and **APPROVED** this 7th day of January, 2019.

**CUMBERLAND TOWNSHIP BOARD OF SUPERVISORS**

BY: *Barbara H. Lendelius*  
Chair

**ATTEST**

BY: *Carol A. Gumpman*  
Secretary