

NEW FREEDOM BOROUGH
YORK COUNTY, PENNSYLVANIA

RESOLUTION NO. 13 -2022

A RESOLUTION SETTING FEES
FOR THE STORMWATER MANAGEMENT ORDINANCE

WHEREAS, the Borough of New Freedom (Borough) is a duly constituted and incorporated Borough of the Commonwealth of Pennsylvania; and,


WHEREAS, as a duly constituted Borough, the Borough is subject to the Borough Code, Act of February 1, 1996, P. L. (1 965), as amended; and,

WHEREAS, the Borough Council of the Borough has enacted a Stormwater Management Ordinance requiring various fees and escrows for stormwater improvements,

NOW, THEREFORE, BE IT RESOLVED and it is hereby resolved by the Council of The Borough of New Freedom, York County, Pennsylvania that the fees be set and fixed at the rates and amounts as set forth in Schedule A, attached hereto and incorporated herein. The rates shall be effective immediately and shall remain in place until modified by further Resolution.

RESOLVED this 17th day of October 2022.

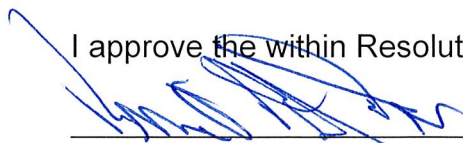
ATTEST


Andrew N. Shaffer, Secretary

NEW FREEDOM BOROUGH COUNCIL


Andrew Bobby, President

BOROUGH SEAL


I approve the within Resolution.
Kim Butcher, Mayor

SCHEDULE A

STORMWATER MANAGEMENT FEE SCHEDULE

1. Stormwater Exemption for projects under 240 square feet
 - a. Application required – no charge
2. Simplified Approach (as defined by the Ordinance)
 - a. Residential Uses
 - i. \$100.00 Application
PLUS
 - ii. Escrow of \$500.00
 - b. Non-Residential Uses
 - i. \$500.00 Application
PLUS
 - ii. Escrow of \$1,500.00
3. Plans that do not fall under the Small Projects designation (as defined by the Ordinance)
 - a. Residential Uses
 - i. \$1,000.00 Application
PLUS
 - ii. Escrow of \$500.00
 - b. Non-Residential Uses
 - i. \$1,500.00 Application
PLUS
 - ii. Escrow of \$1,500.00
4. Stormwater Facility Inspection
 - a. \$30.00 per inspection

Application Fee

The application fee to be used to reimburse the Borough for administration expenses in connection with the processing of applications including, but not limited to, receipt, record keeping, transmittal and storage of plans, reports, postage and similar expenses.

Escrow Fee

Each applicant shall deposit with the Borough a sum in the amount as set forth above (the "Escrow Fund") at the time of filing an application for approval of a stormwater management plan. The escrow fund shall be used to reimburse the Borough for all engineering, inspection and legal fees incurred in the review of the plan, inspection of improvements, preparation and recording of any appropriate deeds or documents, and any other expenses which the Borough may incur in the connection with the processing of the application of development of the property as set forth in this Resolution. The Borough shall be irrevocably authorized to withdraw from time to time any monies deposited in the escrow fund by the applicant/developer in order to pay expenses and fees incurred by the applicant at the time of filing the application or less a result of withdrawals as herein provided, then, and in that event, and at that time, the Borough shall bill the applicant/developer an amount sufficient to restore the escrow fund to the original sum. In the event the escrow fund is insufficient at any time to pay such costs, the Borough shall bill the applicant/developer for the actual or anticipated additional costs. In the event the escrow fund is in excess of the Borough's costs, the Borough shall refund such excess monies, without interest, to applicant upon completion of the development of the property.

Fees and Escrow Payable with Application

All application fees and any required escrow deposit must be submitted to the Borough with plan applications. Plan applications shall not be accepted without fees and required escrow deposits.

Recording Fees

Any costs relating to the recording of plans with the Recorder of Deeds of the County of York shall be paid by the applicant.

Reimbursement for Expenses

Applicants shall reimburse the Borough for all reasonable and necessary charges incurred by the Borough's Solicitor, for the review and any report(s) to the Borough on an applicant's application, plans, supporting data, proposed agreements relating to the maintenance of improvements or open space, financial security, and similar matter if any, in connection with stormwater management applications. Such review fees shall be the actual fees charged by the Borough Engineer, Borough Solicitor or other professional consultant for the services performed.