

RESOLUTION NO. 91- /

Whereas, Penn Forest Township (hereinafter "Penn Forest") is a township of the second class located in Carbon county, Pennsylvania; and

Whereas, Penn Forest has a subdivision ordinance known as "The Penn Forest Township Subdivision Regulations.", (hereinafter "Regulations"); and

Whereas, §503 of the Municipalities Planning Code provides that a subdivision and land development ordinance may contain provisions for the charging of review fees, which review fees may include reasonable and necessary charges by the townships' professional consultants or engineer for reviewing subdivision and land development applications (hereinafter "review charges"); and

Whereas, §510(g) of the Municipalities Planning Code provides that a municipality may prescribe that an applicant shall reimburse the municipality for the reasonable and necessary expenses incurred for the inspection of improvements (hereinafter "inspection charges"); and

Whereas, §2.201(c) of the Regulations provide that the governing body shall establish and may amend said review fees by resolution; and

Whereas, in the course of reviewing preliminary and final plans and in inspecting improvements, Penn Forest will incur review charges and/or inspection charges which should be properly charged to the developer or subdivider (hereinafter "Applicant"), rather than the

township's general fund in that said review charges and/or inspection charges shall be incurred as a result of the subdivision or land development application and shall benefit the Applicant rather than the township taxpayers as a whole; and

Whereas, Penn Forest wishes to develop an adequate procedure whereby funds can be paid to Penn Forest in anticipation of said review charges to be incurred by Penn Forest and whereby funds may be deposited in escrow concurrently with any application for land development or subdivision; and

Whereas, it is the intention of Penn Forest to provide for such an account so that there can be an orderly receipt and disbursement of funds with proper accountability for the purposes aforesaid,

Now, therefore, be it resolved and it is hereby resolved, as follows;

1. All "Whereas" clauses are incorporated herein by reference.
2. Review charges and inspection charges shall be paid by the Applicant and based on the schedule attached hereto as Exhibit "A".
3. Penn Forest hereby establishes a checking account called the "Penn Forest Township Subdivision and Land Development Account." (hereinafter "Account")
4. Upon presentation of subdivision or land development applications, the applicant shall deposit sufficient funds to cover all

of Penn Forests review charges; provided, however, that additional funds may be requested by Penn Forest from time to time based on the anticipated review charges with regard to the particular application.

5. The following initial minimum deposit shall be applicable to applications for subdivision or land development approval:

- a. Where the subdivision or land development consists of three (3) lots or less, and there are no improvements required by the Regulations, the Applicant shall deposit the sum of FIVE HUNDRED DOLLARS (\$500.00) in the Account, and such other funds as may be requested from time to time by Penn Forest. When the balance in the Account falls below fifty percent (50%) of the initial deposit, Penn Forest may require that additional funds be deposited to bring the balance back up to the amount of the initial deposit.
- b. Where the subdivision or land development consists of four (4) lots or more, the Applicant shall deposit the sum of ONE THOUSAND DOLLARS (\$1,000.00) plus ONE HUNDRED DOLLARS (\$100.00) for each lot, in the Account, and such other funds as may be requested from time to time by Penn Forest. When the balance in the Account falls below fifty percent (50%) of the initial deposit, Penn Forest may require that additional funds be deposited to bring the balance back up to the amount of the initial deposit.

c. In all other instances the Applicant shall deposit the sum of SEVEN HUNDRED FIFTY DOLLARS (\$750.00) in the Account, and such other funds as may be requested from time to time by Penn Forest. When the balance in the Account falls below fifty percent (50%) of the initial deposit, Penn Forest may require that additional funds be deposited to bring the balance back up to the amount of the initial deposit.

6. All funds deposited with Penn Forest pursuant to this resolution shall be held in one account. However a separate ledger shall be kept for each application. All review charges attributable to the application in question shall be charged against the respective account of the Applicant. Checks payable to the professional consultants and/or engineering firm representing Penn Forest shall be drawn from the Account and approved in the same manner as those made from the Township's General Fund.

7. After final disposition of the application, any surplus funds held in the Account for any particular application shall be returned to the applicant upon direction of the Penn Forest Supervisors to the Township Secretary.

IN WITNESS WHEREOF, this Resolution has been duly enacted
this 1st day of July, 1991.

PENN FOREST TOWNSHIP SUPERVISORS

Joseph F. Hunter

Henry J. Hargan

Joseph B. Brown

ATTESTED BY:
John E. Bulett
SECRETARY

HANOVER ENGINEERING ASSOCIATES, INC.
3897 ADLER PLACE, SUITE 350
BETHLEHEM, PA 18017

(215) 691-5644
FAX NUMBER: 691-6968

1991 PROFESSIONAL FEE SCHEDULE
MUNICIPAL

DESCRIPTION	HOURLY RATE
<u>ENGINEER</u> Registered Graduate (Non-Registered)	\$ 47.00 37.30
<u>SURVEYOR</u> Registered	40.00
<u>CALCULATIONS/DRAFTING</u> Design and Computations Detailing 1 Detailing 2 Detailing 3	32.00 26.00 22.60 17.50
Computer Aided Design/Drafting (Equipment Time) - Add	8.80
<u>SURVEY CREW</u> Two-Man Crew (with equipment and truck) Three-Man Crew (with equipment and truck) Total Station (Electronic Survey Equipment Time) - Add	57.00 74.00 5.50
<u>INSPECTION</u> Highway, Heavy or Commercial Construction Certified Sewage Enforcement Officer Residential Construction On-Lot Sewer Percolation Test (Pass or Fail)	33.00 33.00 33.00 Lump Sum - 200.00
1. All hourly rates are based on portal to portal from above address, and overtime is charged at 1.5 times base rate.	
2. Job function controls over individual position -- that is, if a Graduate Engineer is doing Sewage Enforcement work, the client would be charged the lower rate.	
3. All ordinary overhead expenses, such as local mileage and normal secretarial work, are included in the above rates.	
4. Extraordinary expenses required specifically for a particular project will be billed at direct cost. Examples of these expenses include special consultants, computer rental and program costs, borings, laboratory charges, and living and travel expenses when employees are away from the Lehigh Valley area on business connected with the project. All such additional expenses are to be specifically approved by the client, prior to their use.	
5. A more complete Contract for Professional Services will be prepared in accordance with this Fee Schedule, and the A.S.C.E. guidelines when requested by the client.	