

# CHAPTER XXVI FEES FOR LAND DEVELOPMENT

## 26-1 STATUTORY AUTHORITY.

N.J.S.A. 40:55D-8 and 40:55D-53, provisions of the Municipal Land Use Act, authorize the municipality to charge reasonable fees for the review of all applications for development as well as fees for any required inspection services by the Borough Engineer. (Ord. No. 155-89 Preamble)

## 26-2 SCHEDULE OF FEES.

Every application for development to the West Cape May Planning Board shall be accompanied by a nonrefundable application fee and an initial escrow deposit, in the following amounts, and payable in cash or certified check made out to the Borough of West Cape May. No application for development shall be processed unless these fees are paid in their entirety.

<u>Type of Application</u>	<u>Application Fee</u>	<u>Escrow Deposit</u>
Minor Subdivision Approval	\$400.00	\$1,000.00
Preliminary Major Subdivision Approval	\$500.00	\$1,200.00
Final Major Subdivision Approval	\$300.00	\$800.00
Preliminary Site Plan Approval	\$500.00	\$1,800.00
Final Site Plan Approval	\$300.00	\$800.00
Minor Site Plan Approval	\$500.00	\$1,200
Request for Site Plan Waiver	\$250.00	\$800.00
Appeal (N.J.S.A. 40:55D-70(a))	\$300.00	\$600.00
Interpretation (N.J.S.A. 40:55D-70(b))	\$200.00	\$800
"C" Variance (N.J.S.A. 40:55D-70(c))	\$225.00	\$600.00
"D" Variance (N.J.S.A. 40:55D-70(d))	\$400.00	\$1,000.00
Permit Application (N.J.S.A. 40:55D-34 and -35)	\$200.00	\$800.00
Administrative Map Fee	\$30 per lot	\$0

(Ord. No. 155-89 § 1; Ord. No. 170-91 § 1; Ord. No. 247-97 § 2; Ord. No. 319-02 § 5; Ord. No. 341-04 § 1; Ord. No. 365-06 § 1)

#### **26-2.1 Escrow Fees.**

The escrow fees are established to cover the Planning Board's costs of professional services in connection with the particular application. Any sums not so utilized shall be returned to the applicant. In the event the costs for such professional services by the Planning Board exceed the initial escrow fee for a particular application, the applicant shall, upon demand, pay such additional sums to the Planning Board Secretary. All final approvals are conditioned upon payment of all required escrow fees; and the Board may cease consideration of any application where additional escrow deposits have been requested and not paid by the applicant.

(Ord. No. 155-89 § 2; Ord. No. 319-02 § 5; Ord. No. 341-04 § 1)

#### **26-2.2 Miscellaneous Fee.**

In the event a particular application is not specifically covered by the fee schedule established in Section 26-2, the application fee shall be one hundred (\$100) dollars and the escrow fee shall be one hundred (\$100) dollars.

(Ord. No. 155-89 § 3)

#### **26-2.3 "C" Variance Application Fees.**

In the event an application concerns several different requests for a variance pursuant to N.J.S.A. 40:55D-70(c), the applicant shall be required to pay the appropriate application fee for all such variance requests.

(Ord. No. 155-89 § 4)

#### **26-2.4 Administrative Map Fee**

The Administrative Map Fee will only be charged to those applications, such as subdivision applications, that require a modification of the borough's tax map as a result of the application.

(Ord. No. 365-06 § 2)

#### **26-2.5 Intent of Fee Structure.**

All fees set forth herein are intended to cover the Borough's actual costs in administering applications for development.

(Ord. No. 155-89 § 5)