

ARTICLE VI
Fees and Escrows
[Added 12-20-1995 by Ord. No. 57/95]

§ 231-53. Fees for filing applications with Planning Board.

The following fees are established for the filing of applications with the Planning Board of the Town of West New York:

| Type of Application | Fee |
|--|---|
| Minor residential subdivision | \$100, plus \$50 per lot |
| Minor commercial or industrial plus subdivision | \$150, plus \$50 per lot |
| Major subdivision, preliminary | \$200, plus \$50 per lot |
| Major subdivision, final | \$200, plus \$10 per lot |
| Preliminary site plan | |
| Multifamily, including townhouses and garden apartments | \$200, plus \$10 per dwelling unit |
| All other site plan approvals, exclusive of variance or subdivision fees | \$100, plus \$10 per 1,000 square feet of gross floor area |
| Final site plan | |
| Multifamily, including townhouse and garden apartments | \$5 per unit; minimum fee \$100 |
| All other site plan approvals, exclusive of variance or subdivision fees | \$5 per 1,000 square feet of gross floor area; minimum fee \$100 |
| Simultaneous filing of preliminary and final site plan | |
| Multifamily, including townhouses and garden apartments | \$250, plus \$10 per unit \$10.00 per unit |
| All other site plan approvals, exclusive of variance or subdivision fees | \$15 per 1,000 square feet of gross floor area; minimum fee \$150 |
| Amended site plan application | \$100 |

§ 231-54. Fees for filing applications and appeals with Board of Adjustment.

There are hereby created and established fees for the filing of applications and appeals with the Board of Adjustment of the Town of West New York as follows:

| Type | Fee |
|-------------------------------------|------------|
| Fees for Filing Applications | |
| One-family dwelling | \$125 |
| Two-family dwelling | \$150 |
| Multifamily dwelling | |
| 3 units | \$175 |
| Over 3 units, per unit | \$50 |
| Commercial | \$200 |
| Business | \$200 |
| Conditional use | |
| Residential | \$150 |
| Commercial | \$200 |
| Business | \$200 |
| Fences and parking | |
| Residential | \$150 |
| Commercial | \$150 |
| Other | |
| Preparation of resolution | \$100 |
| Cost of publication | \$50 |

§ 231-55. Fees for additional services.

In addition to fees for filing of applications, an applicant shall pay for the following services rendered by the Board of Adjustment and/or the administrative officials of the city at the time of the filing of an appeal or request that the service be provided:

| Service | Fee |
|---|------------|
| Administrative officer, list of property owners | \$10 |
| Transcript of meeting deposit (transcript at cost) | \$100 |
| Copy of material (minutes, resolutions, etc., not transcript), per page | \$1 |
| Publication of decision | \$25 |
| Public notice of appeal, file before hearing | \$25 |

§ 231-56. Publication of decisions.

An applicant may cause to be published the decision of the Board and the public notice at his own expense but shall provide proof of such publication and payment of the fee to the Secretary of the Board of Adjustment.

§ 231-57. Method of payment; receipt.

All fees and costs are to be paid by check or money order (no cash will be accepted by the Secretary of the Board of Adjustment) at the time of filing of the application. The Secretary of the Board of Adjustment, upon receipt of payment, shall furnish the applicant with an itemized receipt indicating amount of payment received and the services rendered.

§ 231-58. Administrative officer.

Pursuant to N.J.S.A. 40:55D-1 et seq. (the Municipal Land Use Law), the Tax Collector of the Town of West New York is hereby named and designated as the administrative officer of the Town of West Now York for the purpose of making and/or certifying any and all lists of those property owners to be notified of applications regarding land use as provided in N.J.S.A. 40:55D-12c and/or as may be required by any other provision of the Municipal Land Use Law.

§ 231-59. List of property owners.

A fee of \$10 shall be charged and collected from the applicant for each such list, said fee to be deposited in the treasury of the Town of West New York.

§ 231-60. Escrows.

Unless specifically waived by the Planning Board or Zoning Board of Adjustment, hereinafter referred to as the "Board," each applicant shall be required to deposit in escrow with the Town such reasonable sum as the Board may determine to reimburse the improvements, legal and planning costs, recording fees and other reasonably anticipated costs necessary and customary for examination and evaluation of the application.

- A. Time for deposit. Upon receipt of an application, the Secretary to the Board shall advise the applicant of the estimated amount of escrow deposit. The applicant shall, within two days, excluding Saturdays, Sundays and holidays, deposit such funds with the Town Treasurer. These funds will be placed in a Town escrow account, to be expended to reimburse the Board and/or the Town for professionals and consultants, recording fees, planning costs and all other related costs incurred by them on account of the reasonable cost of the services and fees rendered with reference to the application. The Board may increase such deposit after preliminary consideration of the application where, in its judgment, the reasonable costs of review, evaluation and analysis will exceed the estimate.
- B. Return of escrow. If there are any funds remaining in the escrow account for the application, a certification issued to the Town Treasurer by the Board shall indicate completion of the application procedure, and thereafter the remaining funds shall be returned to the applicant as soon as practical.

- C. Escrow required. The Board shall take no formal action upon any application unless all application fees and escrow funds have been paid to the Town Treasurer, except those provided to be paid upon application for final approval, which shall be payable to the Town Treasurer at the time specified. No application shall be deemed complete until such time as all fees and escrows have been paid or deposited.
- D. Other fees. Fees for applications to the Planning Board or Zoning Board of Adjustment which are not otherwise provided by ordinance may be provided for and adopted as part of the rules of the respective Board, and copies of said rules or of the separate fee schedule shall be available to the public.