

ORDINANCE NO. 2008-05

AN ORDINANCE AMENDING THE FEES CHARGED FOR DEVELOPMENT APPLICATIONS AND APPEARS PURSUANT TO THE MUNICIPAL LAND USE LAW

Whereas, the Township Committee by recommendation received from the Elsinboro Township Planning Board believes that its current fees and deposits associated with development applications and appeals should be amended; and

NOW THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Elsinboro, County of Salem and State of New Jersey that the Land Use Ordinance:

Section 1 shall be amended as follows:

A. Subdivision:

- 1) Minor Subdivisions
 - a) Application Fee - \$300.00
 - b) Review Deposit - \$500.00 for professional review including the map revisions required by the subdivision.
- 2) Preliminary Major Subdivision
 - a) Application Fee - \$500.00
 - b) Review Deposit - \$1,500.00 for professional review, plus \$200.00 per lot.
- 3) Final Major Subdivision
 - c) Application Fee - \$500.00
 - d) Review Deposit - \$1,500.00 for professional review, plus \$200.00 per lot.

B. Conditional Use:

- 1) Application Fee - \$300.00
- 2) Review Deposit - \$500.00

Form 9

C. Site Plan Review:

- 1) Minor Site Plan Review
 - a) Application Fee - \$300.00
 - b) Review Deposit - \$1,000.00
- 2) Preliminary Major Site Plan Review
 - a) Application Fee - \$300.00
 - b) Review Deposit - \$1,000.00
- 3) Final Major Site Plan Review
 - a) Application Fee - \$300.00
 - b) Review Deposit - \$1,000.00

D. Variance pursuant to:

- 1) N.J.S.A. 40:55D-70(c) (Bulk Variance)
 - a) Application Fee - \$300.00 (Residential)
Application Fee - \$300.00 (Commercial)
 - b) Review Deposit - \$500.00 (Residential)
Review Deposit - \$1,000.00 (Commercial)
- 2) N.J.S.A. 40:55D-70(d) (Use Variance)
 - a) Application Fee - \$300.00 (Residential)
Application Fee - \$300.00 (Commercial)
 - b) Review Deposit - \$500.00 (Residential)
Review Deposit - \$1,000.00 (Commercial)

E. Requests pursuant to N.J.S.A. 40:55D-35 and/or 36 and the Township Ordinance adopted in accordance therewith (street access):

- a) Application Fee - \$300.00
- b) Review Deposit - \$500.00

F. Appeals, if permitted, arising from a variance granted pursuant to N.J.S.A. 40:55D-70(d), to the governing body in accordance with N.J.S.A. 40:55D-17.

- a) Application Fee - \$200.00
- b) Review Deposit - \$500.00

Form 9

G. Any other appeals and/or applications permitted to be made to the Planning Board, inclusive of those made pursuant to N.J.S.A. 40:55D-70 (a) and (b), not described above.

a) Application Fee - \$200.00

b) Review Deposit - \$500.00

This Ordinance shall take effect following final passage and publication as provided by law.

If the provisions of any section, subsection, paragraph, subdivision, or clause of this ordinance shall be judged invalid by a court of competent jurisdiction, such order of judgement shall not affect or invalidate the remainder of any section, subsection, paragraph, subdivision, or clause of this ordinance.

All Ordinances or parts thereof, which are inconsistent with the provisions of this Ordinance, are hereby repealed to the extent of such inconsistency.

The Township Clerk is hereby directed to immediately forward a copy of this Ordinance to the Elsinboro Planning Board and request that it report to the Committee whether it is consistent with the Master Plan to give notice at least ten days prior to hearing on the adoption of this Ordinance to the County Planning Board and to all other persons entitled thereto pursuant to N.J.S.A. 40:55D-15 and N.J.S.A. 40:55D-63 (if required). Upon the adoption of this Ordinance after public hearing thereon, the Township Clerk is further directed to publish notice of the passage thereof and to file a copy of the Ordinance as finally adopted with the Salem County Planning Board as required by N.J.S.A. 40:55D-16. The Clerk shall also forthwith transmit a copy of this Ordinance after final passage to the Township Tax Assessor as required by N.J.S.A. 40:49-2.1.

ATTEST:

Signed Copy on File

Betty Jean Eby, Clerk

ELSINBORO TOWNSHIP

Signed Copy on File

John J. Elk, Mayor