

Adopted: May 15, 2008

TOWN BOARD OF THE TOWN OF SHAWANGUNK

RESOLUTION

**ADOPTING FEE SCHEDULES PURSUANT TO
LOCAL LAW NO. 7 of 1989**

At a regular duly noticed meeting of the Town Board held on the 15th day of May 2008 at the Town Hall, Central Avenue, Wallkill, New York, at which time a quorum was present, a motion was made by Councilman Miller and seconded by Councilman Watkins and the following voting in favor, Watkins, DeWitt, Miller, Amthor and Valk and the following voting against None, the following resolution was declared duly adopted.

RESOLVED, that the following findings be made:

WHEREAS, the Town of Shawangunk has expended and continues to expend substantial time and money to process and review real property developmental and improvement applications made to the various boards, departments and officials of the Town, and

WHEREAS, the Town of Shawangunk must comply with all federal, state and local laws, rules, regulations and ordinances in review of any application seeking approval of developmental plans, construction permits and local law interpretations, and

WHEREAS, the Town Board determines that it is in the public interest for the particular applicant to bear the reasonable costs of the Town review process of the particular application, and

WHEREAS, the Town Board determines that pursuant to Local Law No. 7 of 1989, a schedule of fees and escrow procedures shall be promulgated to address the public interest as set forth above, and

NOW, THEREFORE, BE IT RESOLVED:

I. A Fee Schedule for the Zoning Board of Appeals shall be as follows:

A. Variances: Base Fee \$250

- Appeals - Base Fee \$250

B. Additionally, in the event that the Zoning Board of Appeals seeks the review of professional consultants in respect of any part of the application, the applicant shall post a cash escrow to ensure the reimbursement of the Town for such reasonable consulting fees and disbursements. All escrows shall be funded and administered per Section VI below.

C. The additional expenses for the review under SEQRA for any Zoning Board of Appeals application shall be as set forth in Section III of this Resolution.

II. A Fee Schedule for the Planning Board shall be as follows:

A. Special Exception Use Applications

1. For commercial uses, industrial uses and all other non-residential uses:

(a) Base Fee: Where such uses involve construction of buildings and other structures or where the use of existing buildings, structures or land is proposed to be changed: Base Fee of \$ 500 and the applicant shall post a cash escrow to ensure re-imburement to the Town for all reasonable consulting fees and disbursements. All escrows shall be funded and administered per Section VI below.

(b) Base Fee: In addition to the above fee, where such uses also involve open land uses including, without limitation, material storage areas, substantial drainage ways, landscaping areas, buffer areas, utility lines/corridors and other open land uses necessary to the operation of the use, an additional fee shall be calculated as follows: