

§ 21-2002 Fees, Charges, and Expenses.

(a) Zoning Hearing Board or Conditional Use Proceedings.

(1) **Base Fees.** The base fee for a proceeding before the Zoning Hearing Board (whether an appeal, request for a variance, interpretation, special exception, etc.) or a conditional use proceeding before Council shall be:

(A) Four Hundred Twenty-five Dollars (\$425.00) in the case of a residential application; and

(B) Eight Hundred Seventy-five Dollars (\$875.00) in the case of all other applications.

The base fee shall be nonrefundable, even if the applicant withdraws the application.

(2) **Additional Fees.** In addition to the base fees set forth in paragraph (1), the Borough shall recover from the applicant—

(A) all costs incurred by the Borough for advertising hearings in connection with the application;

(B) all costs incurred by the Borough to provide notices to any persons in connection with the application;

(C) fifty percent (50%) of the appearance fee for a stenographer. In addition, the cost of the original transcript shall be paid by the Zoning Hearing Board or Council if the transcript is ordered by the Zoning Hearing Board or Council, or shall be paid by the person appealing from the decision of the Zoning Hearing Board or Council if such appeal is made, and in either event the cost of additional copies shall be paid by the person requesting such copy or copies. In other cases, the party requesting the original transcript shall bear the cost thereof; and

(D) all properly-chargeable engineering and legal costs incurred by the Borough in connection with the proceeding, which does not include the legal expenses of the Zoning Hearing Board or Council, expenses for engineering, architectural, or other technical consultants, or expert witness costs.

(3) **Escrow.** The applicant shall deposit the sum of Two Thousand Five Hundred Dollars (\$2,500.00) with the Borough at the time the application is filed as security for the payment of additional fees under paragraph (2), and shall replenish any sums drawn against the escrow upon demand.

(b) **Zoning Permits.** The fee for a zoning permit under § 21-2003 (relating to Zoning Permits Required) shall be Seventy-five Dollars (\$75.00). This fee is in addition to the fees for all other permits which may be required in connection with the activity or use which is the subject of the zoning permit, including but not limited to building permits and other permits under Chapter 30 (relating to Uniform Construction Code).

(c) [RESERVED]

(d) **Other Fees.** Council may establish, by resolution, a schedule of additional fees with respect to the administration of this Chapter, as amended from time to time, and with respect to hearings before the Zoning Hearing Board. Fees for these hearings may include compensation for the secretary and members of the Zoning Hearing Board, notice and advertising costs, and necessary administrative overhead connected with the hearing. The costs, however, shall not include legal expenses of the Zoning Hearing Board, expenses for engineering, architectural, or other technical consultants, or expert witness costs. The schedule of fees shall be posted in the office of the Zoning Officer.

(e) **No Action Taken Unless Fees Are Paid.** No action shall be taken on any application or appeal until all application fees, charges, and expenses have been paid in full.