

TOWNSHIP OF PENN  
Lancaster County, Pennsylvania  
RESOLUTION NO. 2010-06

A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE TOWNSHIP OF PENN, LANCASTER COUNTY, PENNSYLVANIA, REESTABLISHING FEES FOR THE SUBMISSION AND REVIEW OF SUBDIVISION AND LAND DEVELOPMENT PLANS AND FOR THE INSPECTION OF IMPROVEMENTS REQUIRED TO BE CONSTRUCTED AS A PART OF A SUBDIVISION OR LAND DEVELOPMENT; REESTABLISHING FEES TO BE CHARGED IN CONNECTION WITH THE ADMINISTRATION OF THE PENN TOWNSHIP ZONING ORDINANCE; REESTABLISHING FEES IN CONNECTION WITH THE ADMINISTRATION OF THE PENN TOWNSHIP BUILDING CODE; AND ESTABLISHING FEES FOR MISCELLANEOUS TOWNSHIP PERMITS AND SERVICES.

WHEREAS, the Board of Supervisors of the Township of Penn, Lancaster County, Pennsylvania, is required to review plans and documents submitted by developers to determine compliance with applicable Township ordinances and regulations, including but not limited to the Township's Subdivision and Land Development Ordinance and Storm Water Management Ordinance; and

WHEREAS, Section 2317 of the Second Class Township Code (the "Township Code") provides that no person may construct, open or dedicate any road or drainage facilities for public use unless the Board of Supervisors has reviewed and approved a plan; and

WHEREAS, the Township incurs costs in the review of plans proposing the installation of new streets and drainage facilities and documentation necessary to insure that the Township will obtain clear title to such facilities upon dedication; and

WHEREAS, the Township has enacted a Storm Water Management Ordinance in accordance with the authority of the Pennsylvania Storm Water Management Act and with Section 2704 of the Township Code; and

WHEREAS, the Board of Supervisors incurs costs in the administration of the Storm Water Management Ordinance; and

WHEREAS, the Township Engineer, Township Solicitor or other professional consultants retained by the Township perform technical reviews of such plans and documents at a cost to the Township; and

WHEREAS, the inspection of improvements required to be installed in subdivisions or land developments may be done by the Township staff or by the Township Engineer or other professional consultants retained by the Township; and

WHEREAS, the Township Engineer or other professional consultants perform such inspections at a cost to the Township and when the Township staff performs such inspections, there is a cost to the Township as that employee is not performing general municipal work which may benefit the entire Township but rather is providing services which benefit a particular developer; and

WHEREAS, the Township has enacted a Zoning Ordinance and a Building Code, and the Township incurs costs in the receipt of applications, issuance of permits, and inspection of construction authorized by such Ordinances; and

WHEREAS, the Board of Supervisors is authorized to adopt fees to be paid by applicants to reimburse the Township for expenses incurred in the processing of applications, the review of plans and documents, and for expenses incurred in the inspection of improvements; and

WHEREAS the Township may impose fees for hearings before the Zoning Hearing Board and fees for proceedings before the Board of Supervisors; and

WHEREAS, the Township incurs costs in the publication of various documents and maps and in the provision of such publications and other services; and

WHEREAS, the Board of Supervisors desires to establish fees and costs for such applications, inspections, publications and services.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED by the Board of Supervisors of the Township of Penn, Lancaster County, Pennsylvania, as follows:

Section 1. Subdivision and Land Development Application Fee Established. The preliminary, final, revised and lot add-on plan filing fees shall consist of two (2) parts, namely, a basic fee and a lot and/or unit of occupancy fee. The basic fee covers the cost of the initial lot (remaining acreage) or unit of occupancy based upon the type of development involved. The lot fee is charged toward each additional proposed lot and/or each existing lot which receives additional area (lot add-on). The unit of occupancy fee is charged for each proposed unit of occupancy in excess of one (1) unit per lot. The amount of the above-mentioned fees shall be as follows: preliminary, final, revised and lot add-on plan filing fee:

Basic Subdivision or Land Development Fee:

- (a) Residential. . . . . \$250.00
- (b) Non-Residential. . . . . \$250.00
- (c) Lot add-on (also called a reverse subdivision). . . . . \$200.00

Additional Fees:

- (a) Residential. . . . . \$25.00 per lot or unit of occupancy
- (b) Non-Residential. . . . . \$10.00 per acre (or fraction thereof) & \$10 per 1000 sf of building

- (c) Sketch Plan Review. . . . . \$250.00
- (d) Waiver requests (including deferring plan approval to adjoining municipalities).. \$50.00 each
- (e) (Separate) Storm water management. plan review. . . . . \$150.00

The filing fee shall be used to reimburse the Township for its administrative expenses in connection with the processing of the application, including but not limited to receipt, transmittal and storage of plans and reports, postage, and similar expenses.

Section 2. Posting of Escrow for Reimbursement of Township Expenses in Processing Subdivision and Land Development and Other Applications. Each applicant shall deposit with the Township a sum in the amount as set forth below (the "Escrow Fund") at the time of filing an application for approval of a subdivision or land development plan, a public street plan and/or a storm water management plan. The Escrow Fund shall be used to reimburse the Township for all engineering, inspection and legal fees incurred in the review of the plan, inspection of improvements, preparation and recording of any appropriate deeds or documents, and any other expenses which the Township may incur in the connection with the processing of the application and development of the property as set forth in Sections 5, 6, 7, 8, 9 and 11 below. The Township is shall be irrevocably authorized to withdraw from time to time any monies deposited in the Escrow Fund by the applicant/developer in order to pay expenses and fees incurred by the Township. At such point as the Escrow Fund has been reduced to one-half of the amount posted by the applicant at the time of filing the application or less as a result of withdrawals as herein provided, then, and in that event, and at that time, the Township shall bill the applicant/developer an amount sufficient to restore the Escrow Fund to the original sum. In the event the Escrow Fund is insufficient at any time to pay such costs, the Township shall bill applicant/developer for the actual or anticipated additional costs. In the event the Escrow Fund is in excess of the Township's costs, the Township shall refund such excess monies, without interest, to Developer upon completion of the development of the property. The amount of the Escrow Fund shall be determined as follows:

- (a) Residential Subdivision or Land Development  
Plan (1-5 Lots or Units of Occupancy). . . . . \$1,500.00
- (b) Residential Subdivision or Land Development  
Plan (6 - 20 Lots or Units of Occupancy). . . . . \$5,000.00
- (c) Residential Subdivision or Land Development  
Plan (21 or more Lots or Units of Occupancy). . . . . \$10,000.00
- (d) Non-Residential Subdivision or Land Development  
Plan. . . . . \$7,500
- (e) Sketch plan. . . . . \$500.00
- (f) Lot Add-on plan. . . . . \$500.00

- (g) Separate storm water management plan... \$500.00
- (h) Waiver for deferring plan approval to adjoining municipalities. . . . . \$500.00

Section 3. Fees and Escrow Payable With Application. All filing fees and any required escrow deposit must be submitted to the Township with plan applications. Plan applications shall not be accepted without fees and required escrow deposits, and neither the Penn Township Planning Commission nor the Penn Township Board of Supervisors shall take action on a plan application submitted without a fee and, if required, an escrow deposit. The fees imposed by this Resolution are in addition to any fees imposed by the Lancaster County Planning Commission pursuant to Section 502 of the Pennsylvania Municipalities Planning Code for its review of plans or by any municipal authority or public utility as established by such authority or utility for review of plans showing improvements, extensions, or connections to the authority's or the utility's facilities. All fees and, if required, escrow deposits shall be paid by check or money order drawn to the Treasurer of Penn Township.

Section 4. Recording Fees. Any costs relating to the reduction of final plans for the purpose of recording the same with the Recorder of Deeds of the County of Lancaster and any recording fees shall be paid by the applicant.

Section 5. Payment of Fee in Lieu of Dedication. A developer who will pay a fee in lieu of dedication of park and recreational land shall either pay the fee in lieu of dedication in full or post an irrevocable letter of credit for the full amount of the fee in lieu of dedication before the Township will execute the Final Plan to enable its recording. If the developer elects to post an irrevocable letter of credit, the letter of credit shall be in a form acceptable to the Township Solicitor. The developer shall pay the fee in lieu of dedication attributable to each lot or unit of occupancy at the time the developer makes application for a zoning permit or building permit for the lot or unit of occupancy. After the developer has made such application and paid such fee, the developer, not more frequently than monthly, may request that the Board of Supervisors authorize a reduction in the letter of credit for the portion of the fee in lieu of dedication which developer has paid. Developer shall submit this request in writing not less than ten (10) business days before the meeting of the Board of Supervisors at which developer requests the Board authorize the deduction. The letter of credit to secure payment of fees in lieu of dedication shall be in addition to any other financial security which developer is required to post in connection with developer's subdivision or land development plan.

Section 6. Reimbursement of Costs for Acceptance of Dedication of Park and Recreation Land. If developer shall dedicate park and recreational land to the Township, developer shall, at developer's sole cost and expense, provide the Township with a legal description of the land, a plot plan of the land, and a title search. The Township Solicitor, at developer's cost, will prepare the Deed of Dedication and any necessary mortgage releases or other documents. Developer shall transfer good and marketable title to the park and recreation land to the Township. Developer's financial security shall not be finally released until developer has transferred all park and recreation land to the Township. Developer shall pay all recording costs and other incidental costs associated with the transfer and shall, if requested by the Township, pay any costs necessary to construct and install a sign identifying the land as park and recreation land open to the general public.

Section 7. Reimbursement for Plan and Document Review Expenses. Applicants shall reimburse the Township for all reasonable and necessary charges incurred by the Township's professional consultants, including but not limited to the Township Engineer and the Township Solicitor, for the review and any report or reports to the Township on an applicant's application, plans, supporting data, proposed agreements relating to the maintenance of improvements or open space, financial security, and similar matters if any, in connection with subdivisions and land developments, public street plans, and storm water management applications. Such review fees shall be the actual fees charged by the Township Engineer, Township Solicitor or other professional consultant for the services performed. The present fee schedule of the Township Engineer is attached hereto as Exhibit "A", and the present fee schedule of the Township Solicitor is attached hereto as Exhibit "B", both of which are incorporated herein. Such schedules shall be revised from time to time to reflect the changes in the rates charged to the Township by the Township Engineer, Township Solicitor, or such other professional consultant. The filing of a plan or application under the Penn Township Subdivision and Land Development Ordinance, Storm Water Management Ordinance, Road Ordinance, other governing ordinance and/or Section 2317 of the Township Code shall constitute an implied agreement by the applicant to pay such expenses.

Section 8. Reimbursement for Inspection of Improvements when such Inspection is Performed by the Township Engineer or other Professional Consultant. Developers shall reimburse the Township for all reasonable and necessary charges incurred by the Township's professional consultants or the Township Engineer for inspection of the improvements required to be constructed under the Subdivision and Land Development Ordinance or the Storm Water Management Ordinance or the Township Road Ordinance and any report or reports to the Township thereon. Such inspection fees shall be the actual fees charged by the Township Engineer or other professional consultant for the services performed. The present fee schedule of the Township Engineer is attached hereto as Exhibit "A" and incorporated herein. Such schedule shall be revised from time to time to reflect changes in the rates charged to the Township by the Township Engineer.

Section 9. Reimbursement for Inspection of Improvements when such Inspection is Performed by Township Personnel. In some circumstances, inspection of improvements may be performed by personnel employed by the Township. If the inspection is performed by Township personnel, developers shall reimburse the Township for all reasonable and necessary charges incurred by the Township for inspection of the improvements required to be constructed under the Storm Water Management Ordinance or the Subdivision and Land Development Ordinance or the Road Ordinance and any report or reports to the Township thereon. When the inspection is performed by Township personnel, the fee shall be the hourly cost to the Township of employee performing the services (hourly wages plus costs of fringe benefits) for each hour or portion thereof. A minimum charge of Twenty-Five (\$25) Dollars per hour per person will be billed for the first hour or any portion thereof. Any time in excess of one (1) hour shall be billed at the same rate on a proportional basis. This charge shall be revised from time to time to reflect changes in the costs to the Township of utilizing its personnel to perform such inspections.

Section 10. Resolution of Fee Disputes. In the event the developer disputes the amount of any such plan review or inspection fees or expenses, the developer shall, within ten (10) days of the billing date, notify, in writing, the Township Secretary that such fees are disputed as unreasonable or unnecessary, in which case the Township shall not delay or disapprove a subdivision or land

development application or any approval or permit related to development due to the developer's dispute of the fees. Disputes shall be resolved as follows:

1. If within twenty (20) days of the date of billing, the Township and the developer cannot agree on the amount or the expenses which are reasonable and necessary, then the Township and the developer shall jointly, by mutual agreement, appoint another professional engineer to review such charges and expenses and make a determination as to the amount thereof which is reasonable and necessary.

2. The professional engineer so appointed shall hear such evidence and review such documentation as the professional engineer in his or her sole opinion deems necessary and render a decision within fifty (50) days of the billing date. The developer shall pay the entire amount determined in the decision immediately.

3. The fee of the professional engineer for determining the reasonable and necessary expenses shall be paid by the developer if the amount of payment required in the decision is equal to or greater than the original bill. If the amount of payment required is less than the original bill by One Thousand (\$1,000.00) Dollars or more, the Township shall pay the fee of the professional engineer. In all other situations the Township and the developer shall each pay one-half (1/2) the fee of the professional engineer.

4. If the Township and the developer cannot agree upon the professional engineer to be appointed, the engineer shall be selected in the manner provided in Article V of the Pennsylvania Municipalities Planning Code.

Section 11. Additional Expenses. All expenses incurred by the Township prior to street dedication for the installation, maintenance or operation of street signs, traffic control signs, traffic control lights, street lights and any other signs or lights which are necessitated by the developer's land development or subdivision shall be charged to and paid by the developer. A charge for Township personnel shall be billed to the developer for the costs of installing traffic control signs or performing other services for the development in accordance with Section 9 above. The actual cost of all supplies and equipment, including signs, poles and other materials shall be paid by the developer. If the Township is required to provide snow removal service on a street not accepted by the Township, the developer shall be charged the reasonable and customary commercial rate for such service plus the actual cost of all materials used. Hourly (1 hour minimum billing) rates are as follows. Such rates shall also be applicable if Township personnel and equipment is needed to remedy any property maintenance violation that is not remedied within a specified period of time after required notice is provided.

1.	Supervisor/Inspector.....	\$65.00	6.	Backhoe with Operator.....	\$72.00
2.	General Laborer. ....	\$45.00	7.	Loader with Operator. ....	\$72.00
3.	Single Axle Truck with Operator. ....	\$57.00	8.	Mower with Operator.....	\$65.00
4.	Tandem Axle Truck with Operator. ....	\$68.00	9.	Other fees by quote	
5.	Truck with Snow Plow & Operator. ...	\$75.00			

Section 12. Payment Dates and Penalties for Late Payment. All invoices for reimbursement of costs and fees forwarded by the Township shall be paid in full within thirty (30) days of the date of the invoice. If any invoice is not paid in full within thirty (30) days of the date of invoice, interest equal to ten (10%) per annum shall be assessed and shall accrue on the amount of the invoice from the due date. No notice prior to the assessment or imposition of interest shall be required. Any delinquent account shall be subject to collection fees including all costs of mailing notices of the delinquency and reasonable attorneys' fees incurred in the collection of the delinquency. An account shall be considered delinquent when payment in full on the balance has not been received within thirty (30) days of the date of the bill. Payment on a delinquent account shall be credited as follows: (1) Collection fees and costs; (2) Interest; (3) Past-due Invoices; and (4) Current Invoice.

Section 13. Zoning Application Fees. The following application and appeal fees shall be imposed in connection with the administration of the Penn Township Zoning Ordinance:

Zoning Hearing Board:	
Special Exception Application, Interpretation or Appeal. ....	\$500.00
Variance request.. ....	\$500.00
Board of Supervisors	
Conditional Use Applications. ....	\$500.00
Rezoning or Curative Amendment Application. ....	\$1,000.00

In addition to the above fees to be paid at the time the application or appeal is filed, applicants and appellants shall, upon receipt of an invoice from the Township, reimburse the Township for one half of the court reporter's appearance fee attributable to the application or appeal. The Township's invoice shall be payable within thirty (30) days of receipt or upon the issuance of any permit authorized by the decision of the Zoning Hearing Board or Board of Supervisors, whichever date is earlier.

Section 14. Zoning Permit Fees. The following permit fees shall be imposed in connection with the administration of the Penn Township Zoning Ordinance:

Cost\Value\* of Improvements

First \$5,000. ....	\$10.00
Each Additional \$1,000 or portion thereof. ....	\$3.00
Driveway Permit Fee. ....	\$25.00
Non-Commercial Sign. ....	\$10.00
Commercial Sign. ....	\$50.00

Demolition

\*Cost/Value shall be determined by referring to the current version of the appropriate R. S. Means "Square Foot Costs" guide, not the actual builder's expenditure.

Commercial/Industrial (per structure) . . . . .	\$100.00
Residential (per structure). . . . .	\$50.00
Occupancy Permit (only). . . . .	\$25.00
Renewal of expired permits for an additional year. . . . .	½ original fee, \$100.00 maximum
Temporary permits for sale of Seasonal Items and Special Events. . . . .	\$25.00
Excavation/Grading/Filling/Paving. . . . .	\$50.00
Replace or rebuild structure damaged by fire or natural disaster within six months. . . . .	no charge

Section 15. Uniform Construction Code Permit and Inspection Fees. The following permit and inspection fees shall be imposed in connection with the administration of the Penn Township Uniform Construction Code:

Residential Construction:

1. Dwellings; (fee calculation includes additions, garages, finished basements; excludes unfinished basements, main entrance porches and decks). . . . . \$0.40 per square foot, \$300.00 minimum
2. Detached Garages/Porches/Site-Built Sheds. . . . . \$0.40 per square foot
3. Prefabricated Sheds and Outbuildings. . . . . \$50.00 each
4. Decks. . . . . \$75 minimum fee, \$0.25 per square foot
5. Swimming Pool – Above Ground. . . . . \$50.00 each
6. Swimming Pool – In Ground. . . . . \$150.00 each
7. Spas/Hot Tubs. . . . . \$50.00 each
8. Remodeling/Renovations. . . . . 1.4% of construction value\*, \$100 minimum
9. Demolition. . . . . \$50.00 each
10. Electrical Service Inspection. . . . . \$50.00 each

Commercial, Industrial and all other non-residential Construction, Tenant Fit-Outs, Renovations and Remodeling. . . . . \$225 minimum  
 Up to 2.35% to \$49,999 of construction value  
 Up to 1.6% of construction value\* for the first \$1,000,000  
 1.1% of construction value\* from \$1,000,001 to \$2,000,000  
 0.6% of construction value\* from \$2,000,001 and up

Note that fee may be reduced for plans of excellent quality or increased if plans are poorly prepared and/or need more than an average number of inspections.

Specific commercial applications are billed as follows:

1. Hood and Duct System. . . . . \$325 each
2. Elevators (per bank). . . . . \$225

\*Cost/Value shall be determined by referring to the current version of the appropriate R. S. Means "Square Foot Costs" guide, not the actual builder's expenditure.

- 3. Fire sprinkler system. . . . . 1-100 heads; \$375; additional heads, \$1.01 each
- 4. Fire Detection/alarm system. . . . . \$175 to 15,000 sq. ft., .01 per additional foot.
- Signs regulated by Appendix H  
of the International Building Code. . . . . 2.2% of construction value\*,  
\$165 minimum for illuminated signs and \$65 minimum for non-illuminated signs
- Commercial Pools 3-Year D.O.H. Electrical Renewal. . . . . \$125.00
- Appeal of Building Code Officials Decision. . . . .  
. . . . . \$375.00 escrow, actual cost to the Township, per the PA UCC
- Re-inspection fee. . . . . First failed inspection (per permit), free, subsequent, \$50 each
- PA Building Code Education Fee (per permit). . . . . \$4.00

All fees in this section shall be rounded to the nearest dollar.

Section 16. Driveway & Highway Occupancy Permits.

- Driveway permits. . . . . \$25.00
- Surface (Street) Openings per 100 linear feet (or each portion thereof):
- 1. Opening in pavement. . . . . \$75.00
- 2. Opening in shoulder. . . . . \$35.00
- 3. Opening outside pavement & shoulder. . . . . \$20.00
- Surface Openings of less than 36 square feet:
- 1. Opening in pavement. . . . . \$75.00
- 2. Opening in shoulder. . . . . \$35.00
- 3. Opening outside pavement & shoulder. . . . . \$20.00

Section 17. Liquor License Transfer. Each request for approval for an intermunicipal liquor license transfer or issuance of a liquor license for economic development shall be accompanied by a fee in the amount of \$350.00 to cover administrative costs associated with the hearing on the request. A stenographic record of the proceedings shall be kept. The appearance fee for a stenographer shall be borne or reimbursed to the Township entirely by the person or entity requesting approval. The cost of the original transcript shall be paid by the Township if the transcript is ordered by the Township or shall be paid by the person or entity appealing from the decision of the Township if such appeal is made, and in either event the cost of additional copies shall be paid by the person or entity requesting such copy or copies. In all other cases the party requesting the original transcript shall bear the cost thereof.

Section 18. Appeals Under Local Agency Law. Every request for a hearing under the Local Agency Law, 2 Pa.C.S. §551 et seq., for which the Township has not established a specific fee by other resolution or ordinance shall be accompanied by a fee in the amount of \$500.00. A stenographic record of the proceedings shall be kept. The appearance fee for a stenographer shall be borne or reimbursed

\*Cost/Value shall be determined by referring to the current version of the appropriate R. S. Means "Square Foot Costs" guide, not the actual builder's expenditure.

to the Township entirely by the person or entity requiring a hearing. The cost of the original transcript shall be paid by the Township if the transcript is ordered by the Township or shall be paid by the person or entity appealing from the decision of the Township if such appeal is made, and in either event the cost of additional copies shall be paid by the person or entity requesting such copy or copies. In all other cases the party requesting the original transcript shall bear the cost thereof.

Section 19. On-Lot Sewage Disposal Systems. The following fees shall be imposed for tests, applications, reviews and permits relating to on-lot sewage disposal systems. These fees are to be charged to the applicant and made payable to Penn Township. The Sewage Enforcement Officer (SEO) is entitled to receive from the Township the same fees as set forth herein. The Township will be entitled to retain Twenty Dollars (\$20.00) for each permit issued by the SEO. All designs for sewage systems must be completed by the applicant or his or her designated agent for the review and approval by SEO. Fees presented do not cover any design work for the sewage system.

1. PERMIT FEES FOR SEWAGE SYSTEMS (These fees are to be charged to the applicant and made payable to Penn Township. The Sewage Enforcement Officer (SEO) is entitled to receive from the Township the same fees as set forth herein. The Township will be entitled to retain Twenty Dollars (\$20.00) for each permit issued by the SEO. All designs for sewage systems must be completed by the applicant or his or her designated agent for the review and approval by SEO. Fees presented do not cover any design work for the sewage system).

(a) Residential dwelling for installation of new or repair of permit and the renewal or reissue of a revoked or expired sewage permit.....\$100.00

(b) Commercial, industrial or institutional structure for installation of new or repair sewage permit and the renewal or reissue of a revoked or expired sewage permit. . . . . \$130.00

(c) Special permit for a repair activity e.g., replacing a broken pipe, replacing a pump, replacing a cracked lid (tanks or on a riser top), replacing a gas deflector, replacing a solids retainer, etc. Note that this does not include the addition of an additional septic tank or pump tank nor the expansion of the absorption field.....\$55.00\*\*

(d) Special permit for a modification activity when a structural change to an existing system that would not constitute a repair e.g. adding a riser, adding an effluent filter, adding an inspection port, etc. Note that this does not include the addition of an additional septic tank or pump tank nor the expansion of the absorption field.....\$55.00\*\*

\*\* The Township will be entitled to retain Twenty Dollars (\$20.00) for each permit issued by the Sewage Enforcement Officer.

2. PERCOLATION TESTS AND DEEP PROBE INSPECTIONS (These fees are to be charged to the applicant and made payable to Penn Township. The Sewage Enforcement Officer (SEO) is entitled to receive from the Township the same fees as set forth herein. The Township will be entitled to retain Twenty Dollars (\$20.00) for each percolation test conducted and Twenty Dollars (\$20.00) for each deep probe reading recorded.. All designs for sewage systems must be completed by the applicant or

\*Cost/Value shall be determined by referring to the current version of the appropriate R. S. Means "Square Foot Costs" guide, not the actual builder's expenditure.

his or her designated agent for the review and approval by SEO. Fees presented do not cover any design work for the sewage system).

(a) Sewage Enforcement Officer performs complete required percolation test per lot (6 holes–no digging or preparation of holes by the Sewage Enforcement Officer).....\$150.00

(b) Deep probe readings taken by the Sewage Enforcement Officer (Note that this does not include backhoe fee. The applicant shall be responsible for the hiring of the backhoe).....\$55.00 per reading

3. TESTING NECESSARY FOR PLANNING MODULE FOR LAND DEVELOPMENT AND SUBDIVISIONS (These fees are to be charged to the applicant and made payable to Penn Township. The Sewage Enforcement Officer (SEO) is entitled to receive from the Township the same fees as set forth herein. The Township will be entitled to retain Twenty Dollars (\$20.00) for each percolation test conducted and Twenty Dollars (\$20.00) for each deep probe reading recorded. All designs for sewage systems must be completed by the applicant or his or her designated agent for the review and approval by SEO. Fees presented do not cover any design work for the sewage system).

(a) Sewage Enforcement Officer performs complete required percolation tests per lot (6 holes minimum per test–no digging or preparation of holes by the Sewage Enforcement Officer).....\$150.00 per 6 hole test

(b) Deep probe readings taken by the Sewage Enforcement Officer (Note that this does not include backhoe fee. The applicant shall be responsible for the hiring of the backhoe).....\$55.00 per reading

(c) Preparation of papers (sewage module).....\$27.50 per hour

4. SEPTIC SYSTEM DESIGN REVIEW (These fees are to be charged to the applicant and made payable to Penn Township. The Sewage Enforcement Officer (SEO) is entitled to receive from the Township a minimum of \$55.00 for design review and \$27.50 per hour for additional review time (if needed) to complete the review. Applicant is responsible to pay for additional review time at the same rate as paid to the SEO. The Township is entitled to retain Twenty Dollars (\$20.00) from the minimum charge.....\$75.00 Minimum Charge

5. PLANNING MODULE REVIEW (These fees are to be charged to the applicant and made payable to Penn Township. The Sewage Enforcement Officer (SEO) is entitled to receive from the Township a minimum of \$55.00 for design review and \$27.50 per hour for additional review time (if needed) to complete the review. Applicant is responsible to pay for additional review time at the same rate as paid to the SEO. The Township is entitled to retain Twenty Dollars (\$20.00) from the minimum charge.....\$75.00 Minimum Charge

6. MISCELLANEOUS INSPECTION FEES (These fees for the following services will be charged by the hour with a minimum charge of \$50.00 per hour).

- (a) Annual holding tank inspection
- (b) Existing septic system inspection for subdivision and land development planning
- (c) All other inspections that may occur that are not covered or mentioned in this fee schedule

7. FEES TO BE PAID TO THE SEWAGE ENFORCEMENT OFFICER BY THE TOWNSHIP FOR ALL ACTIVITIES NOT INCLUDED IN THE ABOVE WILL BE PAID AT A RATE OF \$27.50 PER HOUR.

- 8. The Applicant shall supply any water necessary for testing if the terrain or other conditions are such that the Sewage Enforcement Officer is unable to reasonably transport water to the testing site.
- 9. The cost of any professional services (e.g. engineers, soil scientists, etc.) rendered to provide additional soils information and other opinions shall be the responsibility of the applicant.
- 10. All fees and charges required to be paid by the applicant shall be paid prior to the performance of the designated services by the Sewage Enforcement Officer and shall be made payable to Penn Township.
- 11. All fees and charges to be paid by the Township shall be paid to the Sewage Enforcement Officer in accordance with the rates of compensation set forth above.
- 12. The Sewage Enforcement Officer shall submit a complete report each month for the payment and/or reimbursement of fees and charges due him.
- 13. A mileage expense at the rate allowed by the Pennsylvania Department of Environmental Protection will be claimed by the Sewage Enforcement Officer on each monthly expense report submitted.

Section 20. Fees for Public Utilities and Associated Services. The following fees shall be imposed for Township water, sewer and streetlight services and associated work. One EDU (equivalent dwelling unit) equals 250 gallon per day of water use and/or sewage discharge.

Public Water Connection/Tapping Fee. . . . . \$3500.00 per EDU  
 Fire Sprinkler Connection/Tapping Fee. . . . . No Charge

Public Water Rate Schedule

Quarterly fire sprinkler hook up fee. . . . . \$42.00 per quarter annum  
 This fee is only for the Township to recover its costs in ensuring adequate water capacity to operate the sprinkler system. Sprinkler systems are required to be metered and water usage will be billed at \$2 per 1,000 gallons.  
 First 12,000 gallons. . . . . \$43.00 per quarter annum (minimum use)  
 Additional water use. . . . . \$2 for each 1,000 gallons or portion thereof

In those cases where, in the opinion of the Township, it is impractical to install a meter at the time a connection is made to the Water System, a flat rate shall be charged until such time as a meter is installed. In such cases the temporary flat rate shall be \$43.00 per consumer unit.

Public Sewer Tapping Fee. . . . . \$4300.00 per EDU

Public Sewer Connection Fee. ....	\$600.00 per pipe connection
Public Sewer Rate Schedule	
Basic Service per EDU. ....	\$97.50 per quarter annum
per gallon of water consumption. ....	\$0.00285

Section 21. Fees for Streetlights within developments:

The cost of any street lighting which serves primarily a local area and which is installed at the request of the residents or developer of the area shall be financed through a uniform annual assessment of each area based on the average cost of the street lighting per resident.

Development:	Annual Fee:
Mountain View Estates. ....	\$61.00
Hi View Estates. ....	\$35.00
Mallard Ponds. ....	\$34.00
Cedar Hollow. ....	\$87.00

Section 22. Fees for Copies of Township Publications. The following fees shall be imposed for copies of the following Township publications:

Zoning Ordinance. ....	\$25.00
Subdivision and Land Development Ordinance. ....	\$25.00
Storm Water Management Ordinance. ....	\$25.00
Sanitary Sewer Specifications. ....	\$25.00

Publications are available at the Township during normal business hours. Shipping is available for an additional charge.

Section 23. Other Township Fees. The following fees shall be imposed for the following Township services and records:

Accident Reports. ....	\$15.00 & up.
Driveway Permits. ....	\$25.00
False alarm response fees:	
First false alarm. ....	Free
Second through fifth in a calender year. ....	\$40 per occurrence
Six or more times in a calender year. ....	\$100 per occurrence

Copies, per page..... \$0.15

NSF Check fees..... \$25.00 plus all bank charges

Section 24. No part of a fee established by this Resolution is refundable.

Section 25. The Board of Supervisors reserves the right to revise the fees in this Resolution at any time by resolution.

Section 26. This Resolution shall not be deemed to repeal any other resolution of this Township establishing fees or charges. This Resolution shall be interpreted to amend only those fees expressly set forth in this Resolution, and all other fees and charges imposed by all other resolutions are hereby ratified and confirmed.

Section 27. The provisions of this Resolution are severable, and if any section, sentence, clause, part or provision hereof shall be held to be illegal, invalid or unconstitutional by any court of competent jurisdiction, such decision of the court shall not affect or impair the remaining sections, sentences, clauses, parts or provisions of this Resolution. It is hereby declared to be the intent of the Board of Supervisors that this Resolution would have been adopted if such illegal, invalid or unconstitutional section, sentence, clause, part or provision had not been included herein.

Section 28. This Resolution shall take effect and be in force immediately as provided by law.

DULY ADOPTED the 4<sup>th</sup> day of January 2010, by the Board of Supervisors of the Township of Penn, Lancaster County, Pennsylvania, in lawful session duly assembled.

TOWNSHIP OF PENN  
Lancaster County, Pennsylvania

Attest: /s/ Travis Rohrer  
Secretary

By: /s/ David Sarley  
Chairman  
Board of Supervisors

[TOWNSHIP SEAL]

**EXHIBIT A**

**Engineer's fee schedule**  
 ELA Group, Inc.  
 Rate Schedule for consulting services  
 Calendar Year 2010  
 Hourly Billing Rates

STAFF TYPE	HOURLY BILLING RATE
<b>ELA GROUP, INC. –ENGINEERS AND LANDSCAPE ARCHITECTS</b>	
President/CEO	\$155.00
Principal - Land Planning/Landscape Architecture	\$150.00
Director of Transportation	\$150.00
Department Director of Civil/Municipal Engineering	\$130.00
Director of Civil or Municipal Engineering	\$120.00
Regional Office Manager	\$125.00
Studio Director - Land Planning/Landscape Architecture	\$125.00
Senior Project Engineer/Manager	\$115.00 - \$145.00
Project Manager - Engineering or Land Planning/Landscape Architecture	\$90.00 - \$105.00
Project Engineer	\$75.00 - \$105.00
Senior Designer	\$95.00 - \$100.00
Project Designer	\$70.00 - \$80.00
Director of GIS	\$80.00
GIS Analyst	\$60.00
CADD and Engineering Technician	\$45.00 - \$75.00
Administration	\$50.00-\$80.00
<b>ELA SPORT–ATHLETIC FACILITY PLANNING</b>	
Director of Athletic Facility Planning	\$130.00
Project Director	\$90.00-\$130.00
Senior Designer	\$95.00-\$100.00
Project Manager	\$75.00-\$95.00

**Reimbursable Expenses**

Reimbursable expenses are at cost plus 10%, including, but not limited to, the following:

- |                                     |                 |
|-------------------------------------|-----------------|
| 1. Mileage                          | 4. Mylar Copies |
| 2. Travel Expenses, including meals | 5. Xerox Copies |
| 3. Blueprints                       | 6. Postage      |

- |     |                             |     |                                |
|-----|-----------------------------|-----|--------------------------------|
| 7.  | Film Processing/Photographs | 12. | Traffic Counter Rental         |
| 8.  | Laboratory Work             | 13. | Application Fees               |
| 9.  | Testing Services            | 14. | Recording/Notary fees          |
| 10. | Outside Consultants         | 15. | Permit or Other Fees           |
| 11. | Equipment Rental            | 16. | Other Project Related Expenses |

ELA Group, Inc./ELA Sport adjusts the fee schedule annually to reflect the cost of doing business for the coming year. This fee schedule is effective December 26, 2009 through December 24, 2010.

Becker Engineering, LLC  
Rate Schedule for consulting services  
Calendar Year 2010  
Hourly Billing Rates

Staff Type	Hourly Billing Rate
Principal	\$110.00
Senior Project Manager/Engineer	\$100.00
Construction Inspector	\$75.00
Senior CAD Designer	\$60.00
CAD Designer	\$50.00

Direct expenses shall be reimbursed at cost plus 10%. Mileage is currently billed at .505 per mile and will change per the current rate authorized by the IRS.

**EXHIBIT B**

**Morgan, Hallgren, Crosswell & Kane, P.C.**

**2010 Fee Schedule**

William C. Crosswell	\$175.00/hr.
All Other Shareholders and Senior Associates	\$170.00/hr.
Junior Associates	\$150.00/hr.