

Code of Ordinances
of the
Borough of New Morgan
Berks County, Pennsylvania

Published by Authority of the Borough

Adopted by *Ord. 2015-4, 9/8/2015*

KEYSTATE PUBLISHERS, INC.
300 West King Street, P.O. Box 366
Shippensburg, PA 17257

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Officials
of the
Borough of New Morgan
County of
Berks, Pennsylvania

ELECTED OFFICIALS

Mayor - Connie Brown-Weber

Borough Council

President - Christopher Weber
Vice President - Tressie Bailey
- Shanna Eisenhauer

APPOINTED OFFICIALS

Manager - Carolyn Williams
Secretary/Treasurer - Carolyn Williams
Building Code Official - Joseph A. Zadlo
Solicitor - Georgeadis Setley
Engineer - Timothy Woodrow

FOREWORD

History

This comprises the codification of the ordinances of the Borough of New Morgan. The Borough of New Morgan was originally settled in *[Date]*.

The Code of Ordinances of the Borough of New Morgan was prepared by Keystone Publishers, Inc., and adopted by the Borough of New Morgan Borough Council on September 8, 2015, by *Ord. 2015-4*.

Organization

The Code contains four parts which are (1) the valid current ordinances of the Borough of New Morgan contained in Chapters 1 through 27, (2) the Appendix, which lists by abstracted title all ordinances of a temporary or “one time” nature, (3) the Table to disposition of each ordinance ever enacted by the Borough of New Morgan, and (4) the Index, which is an alphabetical arrangement of subjects.

In the Code each Chapter is separated by a divider tab, and specific ordinances can be located by subject on the contents page at the beginning of each Chapter. The Index may also be used to search for a subject when one is looking for general information on a particular subject, or if it is not known in which Chapter the subject might be found. The Appendix consists of several general categories containing a chronological listing of short subject descriptions along with a reference to the original ordinance and its date of enactment, if known.

The Table to disposition indicates what action has been taken by the Borough of New Morgan Borough Council with regard to every ordinance ever enacted. An ordinance has either been (1) specifically repealed, (2) superseded by another ordinance, (3) is located in a Chapter of the Code book, or (4) is located in the Appendix. Annual tax rate and budget ordinances are located only in the Table to Disposition. The Table to Disposition is a cross reference to the original ordinance books of the Borough of New Morgan, and to the location within the Code of each ordinance by number.

ORDINANCE NO. 2015-4

AN ORDINANCE ADOPTING THE CODE OF ORDINANCES OF THE BOROUGH OF NEW MORGAN, BERKS COUNTY, PENNSYLVANIA; CONSOLIDATING, REVISING, AMENDING AND REPEALING CERTAIN ORDINANCES; ENACTING CERTAIN NEW PROVISIONS; PROVIDING A PROCEDURE FOR AMENDING THE CODE AND FOR THE CITATION OF THE CODE AND THE EFFECTIVE DATE THEREOF; ESTABLISHING RESPONSIBILITY FOR MAINTENANCE OF THE CODE; SAVING CERTAIN PROVISIONS FROM REPEAL; AND PRESCRIBING PENALTIES FOR VIOLATION.

The Borough of New Morgan hereby ordains:

Section 1. Adoption. The *Borough of New Morgan Code of Ordinances*, as prepared and published for the said Borough of New Morgan, is hereby adopted as a consolidation, codification and revision of the ordinances of the Borough of New Morgan. Chapters 1 through 27 thereof contain the text of the body of all general administrative and regulatory ordinances of the Borough of New Morgan organized as follows:

TABLE OF CONTENTS

Chapter 1 Administration and Government
Chapter 2 Animals
Chapter 3 [Reserved]
Chapter 4 [Reserved]
Chapter 5 Code Enforcement
Chapter 6 Conduct
Chapter 7 Emergency Management Services
Chapter 8 Floodplains
Chapter 9 [Reserved]
Chapter 10 Health and Safety
Chapter 11 Housing
Chapter 12 [Reserved]
Chapter 13 Licenses, Permits and General Business Regulations
Chapter 14 [Reserved]
Chapter 15 Motor Vehicles and Traffic
Chapter 16 [Reserved]
Chapter 17 [Reserved]
Chapter 18 Sewers and Sewage Disposal
Chapter 19 [Reserved]
Chapter 20 Solid Waste
Chapter 21 Streets and Sidewalks
Chapter 22 Subdivision and Land Development
Chapter 23 Stormwater Management
Chapter 24 Taxation; Special
Chapter 25 [Reserved]
Chapter 26 Water
Chapter 27 Zoning

APPENDIX

- A Annexation of Territory
- B Bond Issues and Loans
- C Franchises and Services
- D Governmental and Intergovernmental Affairs
- E Plan Approval
- F Public Property
- G Sewers
- H Streets and Sidewalks
- I Water
- J Zoning; Prior Ordinances

Table to Disposition of All Ordinances
 Table to Disposition of Significant Resolutions

The Appendix of the volume lists, by subject matter, in chronological order, the titles (or an abstract of title) of enactments of special nature or of historical interest, for the complete text of which the official records of the Borough of New Morgan shall be authoritative.

Section 2. Citation and Effective Date. The codification referred to in Section 1 of this ordinance shall be known and cited officially as the “Borough of New Morgan Code of Ordinances,” and all future ordinances shall make reference thereto. This ordinance shall become effective immediately upon publication of notice of final enactment as required by law.

Section 3. Saving Clause. The provisions of the Borough of New Morgan Code of Ordinances, so far as they are the same as those ordinances and regulations in force immediately prior to the adoption of said Code, are intended as a continuation of such ordinances and regulations and not as a new enactment. The provisions of the Borough of New Morgan Code of Ordinances shall not affect any suit or prosecution pending or to be instituted to enforce any of the prior ordinances or regulations.

Section 4. Consolidation and Revision. As a necessary part of codification, the following provisions are hereby consolidated and revised as indicated:

A. *Consolidations.*

Section	Subject	Ordinance No., Section
15, Entire Chapter	Motor Vehicles and Traffic	2008-2

B. *Revisions.*

Section	Subject	Ordinance No., Section
	[Reserved]	

Section 5. New Enactments, Amendments and Repeals. As a necessary part of codification, the following ordinances are hereby enacted, amended and repealed as summarized by short title:

A. *New Enactments.*

Section	Subject
§1-101-1-111	Preliminary Provisions
§§1-501-1-506	Fire Insurance Proceeds Escrow
§§2-101-2-107	Keeping of Animals
§§2-201-2-206	Dogs Running at Large
§§2-301-2-304	Animal Defecation
§§6-101-6-110	Curfew
§§6-301-6-304	Discharge of Firearms
§§7-201-7-213	“Knox” Boxes
§§10-101-10-105	Alarm Systems
§§10-201-10-204	Weeds and Other Vegetation
§§11-101-11-108	Tenant Registration
§§11-201-11-210	Certificate of Zoning Classification and Uncorrected Violations Required Prior to Sale of Property
§§13-101-13-108	Hawking, Peddling, Canvassing and Soliciting
§§13-201-13-210	Garage and Yard Sales
15, Entire Chapter	Motor Vehicles and Traffic
§§20-101-20-114	Solid Waste
§§21-101-21-110	Construction of Curbs and Sidewalks
§§21-201-21-208	Clearing of Ice and Snow

B. *Amendments.*

Section	Subject	Ordinance No., Section
§1-305	Employees	92-1, §5
§5-102	Violations	2004-2, §2
§6-207	Penalty	94-4, §7
§8-208	Enforcement	2012-4, §27-1415
§10-308	Violations and Penalties	2008-1, §1-8
§18-113	Enforcement	2002-02, §XIII
§18-210	Violations and Penalties	2000-02, §101-10
§18-251	Permits: Regulations, and Fee Schedule	2000-02, §101-32

Section	Subject	Ordinance No., Section
§18-264	Penalties	2000-02, §101-41
§18-314	Special Requirements	2000-02, §101-81
§18-327	Erosion and Sediment Pollution Control Regulations	2000-02, §101-88
§18-345	Supplemental Requirements	2000-02, §101-106
§23-905	Penalties	2008-4, §905
§24-101	Imposition of Tax	93-3, §1
§24-202	Definitions	94-2, §2
§24-209	Penalties and Enforcement	94-2, §9
§24-304	Permit	95-2, §4
§24-312	Fine and Penalty	95-2, §12
§24-410	Penalties	2001-1, §10; 2009-1, §1.1
§26-107	Violations and Penalties	2010-2, §7

C. Repeals.

Ord./Res.	Subject
	[Reserved]

Section 6. Adoption of Standard Codes by Reference. As a necessary part of codification, the following ordinances are hereby enacted by reference as standard codes summarized by short title:

Section	Short Title
	[Reserved]

Section 7. Land Use Amendments. The Borough of New Morgan Code of Ordinances is hereby amended as is more fully shown in the complete text of Chapters 22 and 27 thereof which is attached hereto and made part hereof by reference hereto as if fully set out at length herein, with deletions shown by ~~strike-through~~ and additions shown by underline, all of which is briefly summarized hereinafter.

A. *New Provisions.* The following provisions are new provisions which are being added to the Code, are underlined throughout the text, and are summarized as follows:

**Part 1
General Provisions**

§27-101.	Title
§27-102.	Declaration of Legislative Intent
§27-103.	Community Development Objectives; Interpretation

**Part 2
Definitions**

§27-201. Definitions

**Part 3
Provision for Official Zoning Map**

§27-301. Official Zoning Map

**Part 4
Establishment of Districts**

§27-401. Classes of Districts; Zoning Map

**Part 5
R-Residential District**

§27-501. Specific Intent
§27-502. Uses Permitted by Right
§27-503. Uses Permitted by Conditional Use
§27-504. Open Space Requirements
§27-505. Bulk Requirements

**Part 6
Traditional Neighborhood Development (TND) Overlay District**

§27-601. Purpose
§27-602. Applicability
§27-603. Overlay Zoning District
§27-604. Permitted Uses
§27-605. Permitted Density
§27-606. General Design and Improvement Standards

**Part 7
GC-General Commercial Zoning District**

§27-701. Specific Intent
§27-702. Uses Permitted by Right
§27-703. Uses Permitted by Conditional Use
§27-704. Bulk Requirements

**Part 8
H-C-Highway Commercial Zoning District**

§27-801. Specific Intent
§27-802. Uses Permitted by Right
§27-803. Uses Permitted by Conditional Use
§27-804. Bulk Requirements

Part 9
I-Industrial District

- §27-901. Specific Intent
- §27-902. Uses Permitted by Right
- §27-903. Uses Permitted by Conditional Use
- §27-904. Bulk Requirements

Part 10
SWM-Solid Waste Management District

- §27-1001. Specific Intent
- §27-1002. Permitted Uses
- §27-1003. Eco-Park Overlay District
- §27-1004. Qualifying Conditions for Uses Within the Eco-Park Overlay District

Part 11
Supplementary District Regulations

- §27-1101. Bulk Requirements
- §27-1102. Visibility at Intersections
- §27-1103. Fences, Walls and Hedges
- §27-1104. Accessory Building
- §27-1105. Exception to Height Regulations
- §27-1106. Structures to Have Access
- §27-1107. Parking Storage or Use of Major Recreational Equipment
- §27-1108. Corner Lot Restrictions
- §27-1109. Projections into Yards
- §27-1110. Accessory Uses
- §27-1111. Municipal Uses
- §27-1112. Public Utilities Exempt
- §27-1113. Home Occupation Regulations
- §27-1114. Gasoline Pump
- §27-1115. Riparian and Wetland Buffers
- §27-1116. Environmental Performance Standards for Nonresidential and Nonagricultural Uses
- §27-1117. Prohibited Uses
- §27-1118. Landscaping
- §27-1119. Exterior Lighting
- §27-1120. Steep Slopes
- §27-1121. Landscape Buffers

Part 12
Planned Residential Development

- §27-1201. Purpose
- §27-1202. Statement of Legislative Findings
- §27-1203. Definitions
- §27-1204. Administration
- §27-1205. Application for Tentative Approval

- §27-1206. Review of Tentative Plan
- §27-1207. Public Hearing
- §27-1208. The Findings
- §27-1209. Status of Plan after Tentative Approval
- §27-1210. Application for Final Plan Approval
- §27-1211. Review of Final Plan
- §27-1212. Recording of Final Plan
- §27-1213. Performance Guarantee
- §27-1214. Release of Performance Guarantee
- §27-1215. Dedication and Maintenance Guarantee
- §27-1216. Specific Procedures for Administration of PRD Approvals
- §27-1217. Development Standards
- §27-1218. General Design and Improvement Standards
- §27-1219. Specific Regulations for Residential Uses in a PRD
- §27-1220. Specific Regulations for Nonresidential Uses in a PRD
- §27-1221. Specific Regulations for Mixed-Use Buildings and Live-Work Units
- §27-1222. Common Open Space
- §27-1223. Lots
- §27-1224. Landscaping
- §27-1225. Streets, Rear Lanes and Driveways
- §27-1226. Sidewalks and Pedestrian Facilities
- §27-1227. Parking and Loading
- §27-1228. Utilities
- §27-1229. Stormwater Management
- §27-1230. Lighting
- §27-1231. Blocks
- §27-1232. Fire Protection
- §27-1233. Erosion and Sedimentation Control and Guidelines
- §27-1234. Monuments and Markers
- §27-1235. Supplementary Regulations
- §27-1236. Post Completion Regulations
- §27-1237. Abandonment of PRD
- §27-1238. Revision and Amendment of Approved PRD Plan
- §27-1239. Interim Uses

Part 13
Off-Street Parking Requirements

- §27-1301. Accessory Off-Street Parking Facilities
- §27-1302. Continuation of Parking Facilities
- §27-1303. Standards and Definitions
- §27-1304. Off-Street Parking and Loading
- §27-1305. Schedule of Required Parking
- §27-1306. Reserve Parking
- §27-1307. Landscape Requirements
- §27-1308. Off-Street Loading
- §27-1309. Trash Facilities
- §27-1310. Construal of Provisions

Part 14
FPC Floodplain Conservation District

[See Chapter 8, "Floodplains"]

Part 15
Conditional Use Criteria

§27-1501. Conditional Uses

Part 16
Amendments

§27-1601. Amendments
§27-1602. Amendment of Conflicting Ordinances

Part 17
Nonconformities

§27-1701. Nonconforming Use of Land
§27-1702. Nonconforming Lots
§27-1703. Nonconforming Use of Buildings
§27-1704. Nonconforming Buildings
§27-1705. Change of Nonconforming Use
§27-1706. Discontinued Nonconforming Use
§27-1707. Expansion of Nonconforming Uses of Land
§27-1708. Expansion of a Nonconforming Use of a Building
§27-1709. Buildings Containing Nonconforming Uses Which Are Destroyed by Fire or Other Casualty
§27-1710. Condemned Buildings
§27-1711. Nonconforming Signs

Part 18
Provisions of Chapter
Declared to Be Minimum Requirements

§27-1801. Minimum Requirements

Part 19
Administration, Enforcement and Penalty

§27-1901. Authority of Zoning Officer
§27-1902. Duties of Zoning Officer
§27-1903. Certificates of Uses, Occupancy and Compliance
§27-1904. Temporary Certificate of Use, Occupancy or Compliance
§27-1905. Application Forms
§27-1906. Life of Permit
§27-1907. Schedule of Fees
§27-1908. Investigation of Violations
§27-1909. Notice of Violation

§27-1910. Violations and Penalties; Equitable Remedies

**Part 20
Zoning Hearing Board**

§27-2001. Appointment; Composition; Removal; Alternates
§27-2002. Powers and Duties
§27-2003. Special Exceptions; Variances
§27-2004. Authority Re Appeals
§27-2005. Rules of Procedure; Application
§27-2006. Meetings; Minutes
§27-2007. Decision on Applications
§27-2008. Technical Assistance
§27-2009. Notice of Hearings
§27-2010. Expiration of Special Exceptions or Variances
§27-2011. Appeals from Board Decisions

**Part 21
Sign Code**

§27-2101. Short Title
§27-2102. Legislative Intent
§27-2103. Applicability
§27-2104. Definitions
§27-2105. General Provisions
§27-2106. Signs Permitted in All Districts Without a Permit
§27-2107. Signs Prohibited in All Districts
§27-2108. Permitted Permanent Signs in the Residential District
§27-2109. Permitted Temporary Signs in the Residential District
§27-2110. Permanent Signs in the GC-General Commercial and I-Industrial Districts
§27-2111. Temporary Signs in the GC-General Commercial and I-Industrial Districts
§27-2112. Off-Premises Signs, Including Billboards and Outdoor
§27-2113. Nonconforming Signs

B. *Revised Provisions.* The following provisions of the Code are revised, the text of which indicates deletions by ~~strike-through~~ and additions shown by underline, and are summarized as follows:

Section	Subject	Ordinance No., Section
§22-204	Specific Terms	92-4
§22-303	Review of Plans by the Planning Commission	92-4, §303
§22-404	Preliminary Plan Requirements	92-4, §404
§22-407	Resubdivision	92-4, §407
§22-501	General Requirements	92-4, §501
§22-505	Sanitary Sewage Disposal	92-4, §505
§22-506	Soil Percolation Test Requirements	92-4, §506

Section	Subject	Ordinance No., Section
§22-508	Water Supply	92-4, §508
§22-510	Storm Drainage	92-4, §510
§22-902	Design Criteria	92-4, §903
§22-1002	Violations and Remedies	92-4, §1002

C. *Repealed Provisions.* The following provisions of the Code are repealed, the text of which indicates deletions by ~~strike-through~~, and are as follows:

Section	Subject	Ordinance No., Section
	[Reserved]	

Section 8. Procedural Changes. The following minor procedural changes have been made to existing Borough of New Morgan ordinances:

- A. Grammatical and spelling errors have been corrected where necessary;
- B. Minor changes have been made to correct obsolete terms and usages;
- C. The penalty provisions have been revised where necessary to comply with the Pennsylvania Borough Code, Vehicle Code, Municipalities Planning Code and the Local Tax Enabling Act.

Section 9. Amending the Code of Ordinances. The procedure for amending the Code of Ordinances shall include the citation of the Chapter, Part, Section and subsection to be amended, revised, repealed or added as follows:

- A. Amendment or Revision - “Chapter ___, Article ___, Section ___, Subsection ___ is hereby amended [revised] to read as follows...”
- B. Additions - “Chapter ___, Article ___, Section ___, Subsection ___ is hereby amended by the addition of the following...”
- C. Repeal - “Chapter ___, Article ___, Section ___, Subsection ___ is hereby repealed in its entirety.”

Section 10. Responsibility for Code of Ordinances. It shall be the responsibility of the Borough of New Morgan Secretary to maintain an up-to-date certified copy of the Code of Ordinances. This copy shall be the official copy of the Borough of New Morgan Code of Ordinances and shall be available for public inspection.

Section 11. Penalties. It shall be unlawful for anyone to change, alter or tamper with the Code of Ordinances in any manner which will intentionally misrepresent the laws of the Borough of New Morgan. Whosoever shall violate this Section shall be guilty of an offense under §4911, “Tampering with Public Records or Information,” of the Crimes Code, 18 Pa.C.S.A. §4911, and shall be prosecuted under that Section of the law.

Section 12. Severability of Parts of Codification. It is hereby declared to be the intention of the Borough of New Morgan that the Chapters, Parts, Sections, paragraphs, sentences, clauses and phrases of this codification are severable. If any Section, paragraph, sentence, clause or phrase of this Code is declared unconstitutional, illegal or otherwise invalid by the judgment or decree of a court of competent jurisdiction, that invalidity shall not affect any of the remaining Chapters, Parts, Sections, paragraphs, sentences, clauses or phrases of this codification.

ENACTED AND ORDAINED this 8th day of September, 2015.

ATTEST:

Borough of New Morgan

/s/ Carolyn Williams
Secretary

/s/ Tressie Marroon Bailey
President, Borough Council

APPROVED this 8th day of September, 2015.

/s/ Jill Greene
Mayor

Fee Schedule

Subject	Fees
LICENSES, PERMITS AND GENERAL BUSINESS REGULATIONS	
garage and yard sales	
signs	§13-205
escrow fee	\$25
SEWERS AND SEWAGE DISPOSAL	
inspection fees	§18-251
Any contractor who has scheduled an inspection, and upon arrival of the inspector fails to be prepared for said inspection, shall receive a failed inspection.	\$80
Any contractor who fails an inspection shall be responsible for said failed inspection.	\$80
All subsequent inspections, whether passing or failing	\$80
Any contractor who requires the Borough agent to remain on the job site after 4:30 p.m., to perform an inspection or any other work, will be required to advise the homeowner as to why the request must be made. The contractor must further assume the associated costs for said inspections, with a minimum of 2 hours of time to be paid at \$80 per hour. For hours more than two, the rate will be at time and a half or \$120 per hour. Absolutely no inspections will be scheduled on weekends or holidays unless agreed to, in advance, by the inspector.	
copies of Part	§18-264
subparts .A through .F, dealing primarily with lateral installation	\$25
subpart .G through .H, dealing primarily with sewer main and lateral extensions in new development	\$50
a complete Part, subparts .A through .H	\$75
copies of Part	§18-345
subparts .A through .F, dealing primarily with lateral installation	\$25
subpart .G through .H, dealing primarily with sewer main and lateral extensions in new development	\$50
a complete Part, subparts .A through .H	\$75
SOLID WASTE	
application fee	§20-114
registration fee	\$100
TAXATION; SPECIAL	
amusement permit	

Subject	Fees
permanent amusement permit (that is to continue for longer than 10 days)	\$100
temporary amusement permit (that is to continue for 10 days or less)	\$50
new permit	\$50

ZONING

1. Residential New Construction, Additions and Alterations

A. new construction—each residential dwelling unit: (basement and garage included in square feet calculation)	
(1) first 1,500 square feet	\$475
(2) each additional 500 square feet or portion thereof	\$130
(3) covered or enclosed porch	\$75
(4) deck, patio, porch (uncovered) and gazebo	\$60
(5) driveway opening	\$50
(6) shed without footings under 200 square feet	\$30
(7) shed with footings under 200 square feet	\$45
(8) accessory buildings under 500 square feet	\$75
each additional 100 square feet or portion thereof	\$15
(9) each mobile or modular home unit	\$200
(10) swimming pool, hot tub, jacuzzi—1st \$1,000 of cost	\$30
each additional \$1,000 of cost	\$15
B. additions/alterations—each residential dwelling unit:	
(1) first 1,000 square feet	\$125
(2) each additional 500 square feet or portion thereof	\$15
(3) re-roofing	\$25

2. Nonresidential New Construction, Additions and Alterations

A. new construction	
(1) first 500 square feet	\$400
(2) from 501 square feet to 1,000 square feet	\$325
(3) each 1,000 square feet over 1,000 square feet	\$200
(4) each 1,000 square feet over 5,000 square feet	\$100
(5) outdoor structures under 200 square feet	\$100
(6) driveway opening	\$100

Subject	Fees
(7) swimming pools—1st \$1,000 of cost	\$50
each additional \$1,000 of cost	\$15
B. additions/alterations	
(1) first 500 square feet	\$300
(2) from 501 square feet to 1,000 square feet	\$225
(3) each 1,000 square feet over 1,000 square feet	\$100
(4) each 1,000 square feet over 5,000 square feet	\$50
(5) re-roofing	\$50
3. Plumbing	
three fixtures or less	\$75
each additional fixture	\$10
sewer lateral connection	\$200
nonresidential fire protection system—1st \$1,000	\$50 first \$1,000
	\$15 each
	additional \$1,000
4. Electrical and Mechanical	
first \$1,000 of construction	\$50 minimum
each additional \$1,000 up to \$25,000	\$25
each additional \$1,000 over \$25,000	\$15
5. Use and Occupancy	
residential	\$75
commercial	\$125
industrial	\$175
6. Zoning	
residential	\$25
commercial and others	\$50
zoning question research and written response	\$25
*A written response and determination of the Borough Zoning Officer.	
7. Miscellaneous	
A. permits	
(1) demolition	\$50
(2) blasting	\$200
(3) sign of 20 square feet or less	\$30

Subject	Fees
(4) sign of 21 square feet or greater	\$50+\$1.25 square foot over 20 square feet
(5) Portable signs (annual fee)	\$40
B. public plan reviews	
residential	\$25
others	\$35
C. re-inspection	\$50/each
D. other Items	
(1) Zoning Ordinance, SALDO, Comprehensive Plan	\$25
(2) sewer rent certification	\$25
(3) color maps (each)	\$3
(4) copies (each page)	\$0.25

*Fees apply to email documents and hard copy documents.

Permit fees for work started prior to approval are doubled.

All permit fees are non-refundable. Each permit issued under the uniform construction code is subject to an additional \$4 fee to subsidize code official state education.

8. Contractor Registration

certificate of insurance for workers compensation required contractor, plumber, electrician, mechanical sprinkler	\$50/annual
each additional trade	\$30

9. Subdivision and Land Development

A. subdivision and/or land development sketch plan Escrow to pay costs of engineering, planning and legal reviews only. No Borough administrative fee.	\$1,000
B. subdivision (original submission) preliminary/final plan	\$1,500
C. land development (original submission) preliminary plan)	\$1,500
D. land development (original submission) final plan)	\$1,500
E. drainage plan	\$500

Subject

Fees

F. escrow accounts for paragraphs .B, .C, .D, and .E herein:

Developer agrees to pay reasonable fees for the Borough Solicitors and all other professionals retained by the Borough as well as administrative costs and expenses which the Borough may incur by reason of the escrow contract, including, but not limited to the review of ordinances and plans. Developer agrees to deposit with the Borough the sum of \$5,000 in an escrow account as security for the payment of all costs for any subdivision with ten lots or fewer. Developer agrees to deposit with the Borough the sum of \$10,000 in an escrow account as security for the payment of all costs for any subdivision with 11 lots or more. Developer acknowledges that bills will be paid by the Borough from the escrow fund and at such time as the escrow fund reaches a remaining balance of \$2,000, developer will replenish the escrow fund up to \$10,000 upon demand. If said additional deposits are not made, no further work will be done for developer, and developer releases Borough from any claims for delay and/or other type damages that might be incurred by developer. Developer may, at any time, give written notice to the Borough that it does not desire to proceed with the work. Developer shall only be liable to the Borough for its costs and expenses incurred up to and including the date of Borough's receipt of the notice.

10. Winter Grading Escrow

In the event a lot cannot be completely graded, raked, seeded, and mulched, or a driveway cannot be paved due to inclement weather, escrows must be submitted to New Morgan Borough prior to the issuance of any U&O. Fees effective December 15. All work must be completed by May 15.

A. driveway wearing course	\$530
B. driveway binder and wearing course	\$900
C. grade, rake, seed, and mulch:	
¼-acre lot	\$400
⅓-acre lot	\$500
½-acre lot	\$600
1-acre lot	\$1,200
D. for topsoil placement, grade, rake, seed, and mulch:	
¼-acre lot	\$800
⅓-acre lot	\$1,000
½-acre lot	\$1,200
1-acre lot	\$2,400

11. Engineering Escrow (plans not submitted under subdivision or land development)

The Township Engineer review and inspection costs shall be paid from the engineering escrow account. Any remaining funds will be returned to the applicant after final sign-off. Additional escrow monies may be required from the applicant to ensure proper review and inspection; these monies must be paid prior to final inspection and sign-off.

Subject**Fees**

Engineering escrow amounts are intended to cover engineering fees for the entire review process and two inspections. Additional inspections will be charged at the hourly rate per current fee resolution, (½ hour minimum). The Borough reserves the right to impose additional escrow amounts to ensure proper plan review and project inspection.

	Permit Fee	Escrow
A. single-family dwelling/single lot grading	\$50	\$275
B. multi-unit townhouse/condo/apts. 2–3 units	\$50	\$500
multi-unit townhouse/condo/apts. 4+units	\$50+\$10 per unit over 3 units	\$500+\$80 per unit over 3 units
C. commercial, industrial and institutional		
less than 5 acres	\$75	\$400
5–25 acres	\$15/acre	\$80/acre
26–50 acres	\$375+\$9 per acre over 50 acres	\$2,000+\$48 per acre over 50 acres
over 50 acres	\$600+\$6 per acre over 50 acres	\$3,200+\$32 per acre over 50 acres
D. drainage plan review	\$50	\$250
E. drainage plan exemption	\$25	\$100
(Documentation supporting an exemption from drainage plan submittal must be reviewed by the Borough Engineer.)		

12. Appeals

A. Zoning Hearing Board

(1) residential variance	\$500
(2) nonresidential variance	\$1,000
(3) challenges	\$1,000
(4) continuance fee (continued for additional applicant testimony)	50 percent of original fee paid prior to hearing

B. Board of Appeals (Building Code)

(1) residential appeal	\$500
(2) nonresidential appeal	\$1,000
(3) continuance fee (continued for additional applicant testimony)	50 percent of original fee paid prior to hearing

Subject	Fees
C. Borough Council	
(1) residential conditional use	\$300
(2) nonresidential conditional use	\$500
(3) petition to amend zoning	\$1,000
(4) curative amendment	\$2,000
(5) continuance fee (continued for additional Applicant testimony)	50 percent of original fee paid prior to hearing

(Res. 2015-4, 9/8/2015)

