

BOROUGH OF CHESTER HEIGHTS, DELAWARE COUNTY, PENNSYLVANIA

RESOLUTION # 04-23-C

A RESOLUTION OF THE BOROUGH OF CHESTER HEIGHTS, DELAWARE COUNTY, PENNSYLVANIA, AUTHORIZING BOROUGH COUNCIL TO ESTABLISH A FEE SCHEDULE FOR ZONING HEARING BOARD HEARINGS

**WHEREAS**, the Borough of Chester Heights incurs certain expense in carrying out the administration of its municipal ordinances; and

**WHEREAS**, the Borough of Chester Heights wishes to recover a reasonable portion of these expenses from the applicant; and

**NOW, THEREFORE, BE IT RESOLVED** the following schedule of fees shall be utilized in the administration of the Chester Heights Borough ordinances. No permit shall be issued nor hearing or meeting scheduled until the applicant has paid such fee to the Borough.

1. *ZONING HEARING BOARD HEARINGS*

- (a) APPEAL HEARING – A fee of \$900, payable in advance, shall accompany each application for a hearing before the Zoning Hearing Board involving the appeal of any decision made by the Zoning Hearing Officer or Borough engineer in the administration of the Zoning Ordinance provided in Section 909 1.(a) of the Pennsylvania Municipalities Planning Code, as amended.
- (b) Variance Hearing – A fee of \$900, payable in advance, shall accompany each application for a hearing before the Zoning Hearing Board involving a request for a variance.
- (c) Special Exception - A fee of \$900, payable in advance, shall accompany each application for a hearing before the Zoning Hearing Board involving a request for a special exception. .
- (d) Ordinance Validity Challenge or Request for Interpretation Hearing - A fee of \$900, payable in advance, shall accompany each application for a hearing before the Zoning Hearing Board involving the appeal of any decision made by the Zoning Hearing Officer or Borough engineer in the administration of the Zoning Ordinance provided in Section 909 1.(a) of the Pennsylvania Municipalities Planning Code, as amended.
- (e) If an applicant files for both a variance and a special exception in a single application, the applicant will be charged only one fee.
- (f) Blight Act – in accordance with provisions of 53 Pa. C.S. A. 6131 , if any property owner/applicant fails to pay and Borough real estate tax bills, invoices or fees when due, and

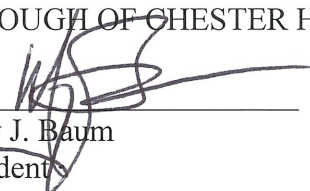
or satisfy and outstanding judgments , the Borough shall refuse to accept any application for zoning applications submitted to the Borough' requiring the issuance of a permit or approval until such time as all delinquent bills, invoices fees and/or judgments are paid in full or marked satisfy. The Borough shall not deny a permit to a property owner /applicant if the permit is necessary to correct a code violation or to insure the health, safety and welfare of the general public. Nor shall the Borough's permit denial apply to property owner/applicant delinquencies at issue if the same are under appeal or otherwise contested through a court or administrative process per the applicant .


- (g) Invoicing for Recoverable expenses- Invoices for recoverable expenses will be issued by the Borough Secretary and are payable upon receipt. A finance charge of ten (10)% will be added to the balances outstanding for more than thirty (30) days.
- (h) The appearance fee for a stenographer shall be shared equally by the applicant and the board. The cost of the original transcript shall be paid by the person appealing from the decision of the board, if such appeal is made. The cost of the additional copies shall be paid by the person requesting such copy or copies.

DULY ADOPTED this 17<sup>th</sup> day of April 2023.

Council of the Borough of Chester Heights

BOROUGH OF CHESTER HEIGHTS

  
\_\_\_\_\_  
Drew J. Baum  
President

  
ATTEST Susan Jimmies  
Secretary/Treasurer

APPROVED

  
\_\_\_\_\_  
Ginamarie Ellis  
Mayor