

BOROUGH OF DEER LAKE, SCHUYLKILL COUNTY
COMMONWEALTH OF PENNSYLVANIA

RESOLUTION NO. 01-2021

WHEREAS, the Borough of Deer Lake (hereinafter "Borough") has adopted Ordinance No. 91, regulating construction or development in the floodplain; and

WHEREAS, Ordinance No. 91 requires, amongst other things, a permit for construction or development in the floodplain; and

WHEREAS, Section 3.04D of Ordinance No. 91 allows Borough to establish fees for applications to construct or develop in the floodplain from time to time by Resolution;

NOW, THEREFORE, be it resolved as follows:


1. The fees stated in this Resolution only apply to any application for a permit to construct or develop on any property located in the floodplain.
2. Any application for a permit to construct or develop on any property in the floodplain shall include a non-refundable fee of \$250.00 payable to Borough.
3. Prior to the issuance of any "Floodplain" permit under Section 3.02 of Ordinance No. 91, the Floodplain Administrator shall compile a cost estimate to reimburse the Borough for all anticipated fees to be charged to Borough to perform the functions listed in Section 3.03 of Ordinance No. 91 and generally throughout Ordinance No. 91, said cost estimate shall be provided to the applicant, and the applicant shall present such amount as stated on the cost estimate to the Borough Secretary to be held in a non-interest-bearing escrow account until construction or development is complete.
4. After construction or development is complete, and before the issuance of any Occupancy Permit under the Pennsylvania Construction Code Act/Uniform Construction Code to the applicant, Borough shall present to the applicant a list of actual costs relating to construction or development and compliance with Ordinance No. 91 (which costs could include inspection or other fees by engineering representatives, administrative fees and/or legal fees).

5. Before the issuance of an Occupancy Permit under the Pennsylvania Construction Code Act/Uniform Construction Code, if the amount of actual costs stated pursuant to Paragraph 4 is less than the amount in the escrow account created pursuant to Paragraph 3, Borough may reimburse itself the actual costs from the escrow account, and reimburse the difference left in the escrow account (without interest) to applicant, or if the amount of actual costs exceeds the amount of the escrow account, Borough may take the money from the escrow account and require the applicant to pay it the difference.

RESOLVED this 13 day of April, 2021.

Borough of Deer Lake Council


Secretary - Attest


Council President

BOROUGH OF DEER LAKE, SCHUYLKILL COUNTY
COMMONWEALTH OF PENNSYLVANIA

RESOLUTION NO. 02-2021

WHEREAS, the Borough of Deer Lake (hereinafter "Borough") has adopted Ordinance No. 91, regulating construction or development in the floodplain; and

WHEREAS, Section 3.10A of Ordinance No. 91 allows Borough to establish fees for an appeal from any action or decision of the Floodplain Administrator;

NOW, THEREFORE, be it RESOLVED as follows:

1. A filing fee of \$1,500.00 payable to Borough shall be paid by the applicant/appellant contemporaneously with filing any appeal to the Zoning Hearing Board from any action or decision of the Floodplain Administrator, including but not limited to the filing for a variance following the denial of a permit application.
2. An additional fee of \$500.00 shall be paid by the applicant/appellant to Borough for each hearing scheduled before the Zoning Hearing Board following the initial hearing.
3. In addition to the above, the applicant/appellant shall reimburse Borough for any amounts paid by it over and above the fees listed above for any allowable reimbursable expenses listed in 53 P.S. Section 10908(1.1) or in the Flood Plain Management Act (Act 166 of 1978), following a proper accounting and invoicing therefore by Borough.

RESOLVED this 13 day of April, 2021.

BOROUGH OF DEER LAKE



Council President



Secretary Attest