

ORDINANCE
CONCERNING
LAND USE APPLICATIONS AND SURCHARGE FEES

BE IT ORDAINED BY THE VOTERS OF THE TOWN OF WARREN AT
TOWN MEETING HELD ON OCTOBER 30, 1998:

When the actual expenses of processing any land use application (including a road construction agreement in connection with such an application) can be expected to exceed the fees set forth in the regulations of any Town of Warren land use agency, including the Planning and Zoning Commission, the Conservation and Inland Wetlands Commission and the Zoning Board of Appeals (any of which may be referred to herein as the "Permit Granting Authority"), the Permit Granting Authority shall charge the applicant a surcharge fee equal to said Authority's estimate of such excess expenses as set forth below. "Processing" includes review and evaluation by consultants. "Consultant" means a professional who is not an employee of the Town, including, but not limited to, engineering, traffic, environmental, wetlands, planning and legal professionals.

The expenses for any consultants in connection with processing the application may be estimated by the Permit Granting Authority following receipt of the application. The amount of such estimate, in addition to the application fee required by the regulations of such Authority, shall be paid to the Authority by the applicant within 10 days of transmittal of the bill therefor, and the application shall be deemed incomplete until such amounts have been paid.

If at any time it appears that the actual expenses of processing the application will increase over the previously estimated expenses, the Permit Granting Authority shall bill the applicant for the amount of such increase, and the applicant shall pay such amount within 10 days of transmittal of such bill and in any case prior to issuance of any permit.

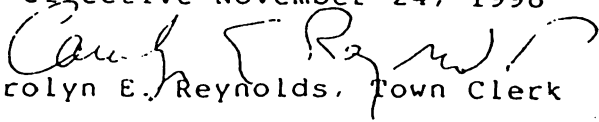
Any portion of the surcharge fee not expended in connection with the application shall be repaid to the applicant upon final disposition of the application.

This Ordinance is adopted pursuant to section 8-1c of the Connecticut General Statutes and shall be effective 15 days after publication, as provided by law.

Adopted at Town Meeting held on October 30, 1998.

Ordinance effective November 24, 1998

Attest:


Carolyn E. Reynolds, Town Clerk