

Chester Inland Wetlands and Watercourses Agency
 Section 19
 Application Fees (adopted April 8, 2005)

- 19.1 All fees required by these regulations shall be submitted to the Agency, payable to the Town of Chester, at the time the application is filed with the Agency, except for fees specified under Subsections 19.5.3 and 19.8 of this Section, which shall be paid upon notification to applicant.
- 19.2 No application shall be granted or approved by the Agency unless the correct application fee is paid in full or unless a waiver has been granted by the Agency pursuant to subsection 19.7 of these regulations.
- 19.3 The application fee is not refundable.
- 19.4 Definitions. As used in this section:
 "Residential Uses" means activities carried out on property developed for permanent housing, or being developed for permanent housing.

 "Commercial uses" means activities carried out on property developed for industry, commerce, trade, recreation, or business or being developed to be occupied for such purposes for profit or nonprofit.

19.5 Fee Schedule. Application fees shall be based on the following schedule:

1.	Regulated Uses – (Section 6)	
	Residential Uses (for one residence plus applicable fees below)	\$50.00
	Each additional lot.....	\$25.00
	Each regulated activity within wetland or watercourse.....	\$100.00
	Each regulated activity within the review area.....	\$50.00
	Creation of pond or wetland	\$200.00
	Commercial Uses (plus applicable fees below).....	\$100.00
	Each regulated activity within wetland or watercourse.....	\$100.00
	Each regulated activity within the review area.....	\$50.00
	Creation of pond or wetland	\$200.00
	All other uses	\$60.00

In the event that the proposed activity is not specifically defined in the fee schedule above, the Agency or its duly authorized agent shall select the nearest equivalent activity and apply the appropriate fee.

- 2. Permitted and Nonregulated Uses – (Section 4)
 - Permitted Uses as of Right (Subsection 4.1)..... NO CHARGE
 - Nonregulated Uses (Subsection 4.2)..... NO CHARGE
- 3. Fee for Application Requiring a Public Hearing - (Section 9).....\$200.00
 As soon as the Agency decides the hold a public hearing, the applicant shall be notified to pay the public hearing fee.

- 4. Map Amendment Petitions – (Subsection 15.4)\$175.00
Plus: a fee determined from the following table:

<u>BOUNDARY LENGTH (LINEAR FEET)</u>	<u>FEE</u>
a. Less than 500	\$100.00
b. 500 to 1,000.....	\$350.00
c. More than 1,000.....	\$430.00

For the purpose of calculating a map amendment petition fee, boundary length is the total length of the current wetlands and watercourses boundary subject to the proposed boundary change or the total proposed length, whichever length is greater.

- 5. Modifications, renewal or transfer of Previous Approval..... \$25.00
(Subsection 7.9)
There shall be no fee for correcting typographical or other errors.
 - 6. Environmental Quality Fund Fee..... \$60.00
 - 7. Administrative Approval (Section 12) \$50.00
 - 8. If any regulated activity has been initiated before a permit has been issued, the application fees shall be tripled.
- 19.6 Exemption: Boards, commissions, councils and departments of the Town of Chester are exempt from all fee requirements.
- 19.7 Waivers: The applicant may petition the Agency to waive, reduce or allow delayed payment of the fee. Such petitions shall be in writing and shall state fully the facts and circumstances the Agency should consider in its determination under this subsection. The Agency, in its absolute discretion, may waive all or part of the application fee if:
- a. The Agency determines that the activity applied for would clearly result in a substantial public benefit to the environment or to the public health and safety and the applicant would reasonably be deterred from initiating the activity solely or primarily as a result of the amount of the application fee, or
 - b. For good cause.

The Agency shall state upon its record the basis for all actions under this subsection.

- 19.8 In the eventuality that the Agency needs to obtain expert assistance to aid in the evaluation of a submission, the applicant shall be made to pay for all of the costs of obtaining such expert assistance. Once the agency makes a determination to seek expert assistance, the applicant shall be notified to pay 150% of the estimated cost of expert assistance. The applicant shall be refunded any amount not expended for such assistance. Should the actual cost exceed 150% of the estimate, the applicant shall not be held responsible for the excess cost.