

## **HEP-SCD ADDITIONAL FEES AND EXPENSES**

*EFFECTIVE 7/1/2023*

The Hudson Essex Passaic Soil Conservation District fee schedule is a well researched estimate of District costs for the proper review and inspection processes as it implements the NJ Soil Erosion and Sediment Control Act, Chapter 251, P.L. 1975 (NJSA 4:24-39, et. seq.) These fees represent the cost to the District under reasonable working and economic conditions.

### **ADMINISTRATIVE**

**Letter of Non-Applicability** (formerly *Exemption* or *Letter of No Interest*)- A fee of \$95.00 will be charged where a plan review and formal determination of non-applicability is requested. If it is determined that the said work is a Project as defined by the Act, a formal chapter 251 application will be required along with the full appropriate chapter 251 fee according to the approved schedule.

**Application Withdrawal** – Any applicant may, upon written request, withdraw an application or certification. All requests will be considered on an individual basis at the next District Board of Supervisors' meeting. Any unused fees for that application shall also be returned upon the request of the applicant. Once the plan has been certified only the unused inspection fees shall be returned.

**Recertification Fee** – A plan which has been certified for a period of 3 ½ years shall be considered “expired” and the owner will be notified in writing. Upon written request for recertification, receipt of a \$150.00 administrative fee, and inspection fees (based upon the area, number of lots or other units remaining to be completed & stabilized) the plan will be recertified for an additional 3 ½ years if no plan amendments have been made and the project owner has not changed.

**Transfer of Ownership** -New owners of previously certified plans will be required to complete and submit a new application form along with the \$150 recertification fee. The expiration date of the original certification will remain unchanged.

**Resubmission Fee** – A \$150.00 Resubmission Fee will be assessed for applications previously denied by the District, or for revisions made to a previously certified plan. A new Chapter 251 application submission will be required if the previously denied plan has undergone major revisions or if there is a new plan design. An increase in Limit of Disturbance may incur additional inspection fees.

**Project Audits** - All projects will be periodically reviewed for reasonable reserve funds for that project. An audit will be performed for those projects where funds have been, or will soon be, exhausted. The applicant will be notified if fiscal deficiencies exist and of the amount to be remitted to the District for further inspection and review services. The fee will be based on \$95.00 per hour for site plans or the per building or dwelling fee for residential applications (categories A & B).

**Returned Check Fee** – A fee of \$100.00 will be assessed for any bank-returned check.

### **ENFORCEMENT AND INSPECTIONS**

**Noncompliance /Extraordinary Expenses**– A fee of \$95.00 per hour for additional inspections required as a result of noncompliance with the certified soil erosion and sediment control plan or for chronic failure to maintain necessary erosion controls. Projects under construction, which have not provided the District with a Start Notice 48 hours prior to any soil disturbing activities will be considered in noncompliance. When extraordinary expense has been incurred by the District in order to gain compliance, and the original fees have been exhausted, written notification will be made to the applicant. Such notification will state that fiscal deficiencies exist and will state the amount to be remitted to the District for further inspection and/or review services. No Report of Compliance authorizing a Certificate of Occupancy or Temporary Certificate of Occupancy will be released until all fees are paid in full.

**Re-inspection** – A fee of \$95.00 per hour will be charged when a requested inspection for the issuance of a Report of Compliance is performed and no reasonable effort has been made to complete the stabilization in accordance with the Standards for Soil Erosion and Sediment Control for New Jersey. This fee shall also be charged where temporary stabilization is required but not completed in accordance with the performance deposit application schedule.

**Stop Work Order** – In the event a Stop Construction Order is issued by the District, additional fees will be charged for reimbursement of legal, administrative, review, certification and inspection costs incurred. An itemized list of fees will be furnished to the applicant or said violator. The Stop Construction Order will not be

vacated until **all** imposed fees are paid in full and the site has been brought into reasonable compliance as deemed by the District. All District fees will be billed at \$95.00 per hour.

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