

TOWN OF CLINTON INCORPORATED APRIL 5, 1865 43 Leigh St., P.O. Box 5194 Clinton, N.J. 08809-5194 (908) 735-8616 FAX (908) 735-8082

## PLEASE NOTE:

If you do not wish to encounter delays in the processing of your application, please be sure it is filed in strict accordance with Chapter 88 of the General Ordinances of The Town of Clinton.

# YOUR APPLICATION WILL BE PROCESSED IN THE FOLLOWING MANNER:

**1).** The application must be filed at least 20 business days prior to the next regular scheduled Land Use Board Board Meeting which is the first Tuesday of each month.

**2).** The subcommittee will review the application for completeness prior to the regular meeting.

**3).** At the regular meeting the board will decide if the application is complete and ready to be processed further.

- If **incomplete** the application and filing fee will be returned to the applicant for refilling.
- If complete the application will be forwarded to the various reviewing agencies who will review the application for compliance with the ordinance.
- The board shall set the hearing date for the application at this time.

**4).** After review by the agencies (30 days for subdivisions of 10 lots or less or site plans of 10 acres or less and 60 days for subdivisions of more than 10 lots or site plans of more than 10 acres) the Land Use Board at the hearing shall act upon the application based upon the agencies reports, comments from the applicant and comments from the public.

**5).** Applications found not to be in accordance with the Ordinance will be denied. **It is not the board's intent to grant conditional approvals.** 

### MAJOR SUBDIVISION / PRELIMINARY PLAT APPLICATION TOWN OF CLINTON

Must be filed with the Secretary of the Land Use Board along with Twenty (20) copies of Preliminary Plan and improvement plan 21 calendar days prior to the regular meeting of the Board.

Application No. \_\_\_\_\_ Date Filed \_\_\_\_\_ 20 Fee Collected \$

Received by\_\_\_\_

Secretary of Land Use Board

(Do Not Write Above This Line)

Please print or type Attorney Identification # \_\_\_\_\_

1. Applicant \_\_\_\_\_ Phone No. \_\_\_\_\_ Address

- 2. Owner (if other than above) Name Phone No.\_\_\_\_\_\_\_\_
  Address
- 3. Interest of applicant if other than owner
- 4. Owner's Consent: I (We) hereby authorize \_\_\_\_\_\_ to file this application for subdivision, and state that I (We) own the property being proposed for subdivision, and that it is recorded in the Hunterdon County Clerk's Office in Book \_ Page \_\_\_\_\_\_

### Owner's Signature \_\_\_\_\_

6

5. Name of Engineer and Land Surveyor designing preliminary plat

Address	Phone No
	License No
Name of Engineer designing	proposed utility layout
	Phone No
Address	License No.

7. Application classified as a major subdivision on (Date) \_\_\_\_\_

8.	Location of Subdivision	(Street)	
	Tax Map Sheet	Block	_Lot(s)

- 9. Number of Proposed Lots \_\_\_\_\_ Zone District
- 10. Development Plans: Sell lots only \_\_\_\_Construct houses for sale
   Other (Specify)
- 11. Are deed restrictions contemplated? Yes \_\_\_\_\_ No \_\_\_\_ (If "Yes" attach copy to this application)
- 12. Variances or Conditional Use required: Has variance application been filed? Yes\_\_\_\_\_ No\_\_\_\_\_

13. Requested exemptions from development standards \_ \_\_\_\_\_

(attach written justification)

- 14. List of maps and other documents (15 copies of each) accompanying this application.\_\_\_\_\_
- 15. List proposed improvements and utilities and state intention to post performance bond, certified check or to install improvement prior to approval of final plat.

Improvement

Intention

16. The Applicant does (), does not (), hereby grant an extension of time from the date within which the Board must act on this application for a period of days (), unlimited ().

Date\_\_\_\_\_ Signature of Applicant\_\_\_\_\_

(Do Not Write Below the Line)

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ACTION OF LAND USE BOARD

Date\_\_\_\_\_

Application approved Conditions of Approval:

Application denied Reasons for denial\_\_\_

Applicant Name:
Applicant Address:
Applicant Phone No.:
Applicant Email:
Owner Name:
Owner Address:
Project Name:

Block:

Tax Map Street

Checklist Prepared by (Name of Applicant or Agent): Signature of Applicant:

Lot(s):

 TO BE COMPLETED BY THE TOWN OF CLINTON

 Application No.:
 Application Fee Paid:

 Application Received:
 Escrow Fee Paid:

		C	HECK TY	PE OF A	PPLICA	TION BEIN	G SUBMITT	ED					
VARIA	ANC	Ε											
40:55	D.7	0	S	ITE PLAN		SUBDIVSION							
(a) (b)		(d)	Minor	Prelim.	Final	Minor	Prelim	Final					
(a) (b)	(c)	(u)		Major	Major		Major	Major					

Application Fee Submitted: \$\_\_\_\_\_ Escrow Deposit Submitted: \$\_\_\_\_\_

	ariano :55D.		Sit	e Pl	lan	Sub	odivi	sion	All applications must be submitted to the Administrative Officer of the Planning/Zoning Board at least <b>20 Business Days</b> prior to the regularly scheduled Board Meeting.		OMPLET APPLICAI		TO BE COM T	IPLETED I OWN	BY THE
(a) (b)	(c)	(p)	Minor	Major Prelim	Major Final	Minor	Major Prelim	Major Final	✓ REQUIRED DOCUMENTS (TO BE SUBMITTED WITH APPLICATION)	PROVIDED	N/A	WAIVER REQUESTED	PROVIDED Y/N	REQUEST WAIVER	WAIVER GRANTED
$\checkmark$	~	~	$\checkmark$	$\checkmark$	✓	~	✓	$\checkmark$	A. Application and escrow fee with separate computation calculation.						
~	~	~	~	~	~	~	~	~	B. Four (4) copies of the completed application form. Four (4) copies of completed checklist.						
$\checkmark$	✓	✓	$\checkmark$	$\checkmark$	✓	✓	✓	$\checkmark$	C. Applicant's Disclosure Statement if filed as a corporation.						
		~	~	~	~	~	~		D. A list identifying specific variances. Include narrative explanation outlining the basis for the requested relief.						
	~	~	~	~	~	~	~		E. Certification from the Town of Clinton Water and Sewer Departments, that sewer charges, and/or late fees, interest and other assessments are paid to-date.						
$\checkmark$	$\checkmark$	$\checkmark$		$\checkmark$			✓		F. Certified list of property owners within 200'.						
	✓	✓	$\checkmark$	$\checkmark$		✓	✓		G. Signed escrow agreement.						
									H. Certification and Will Serve letters from the Town of Clinton Water Sewer Department that						
		~	✓	~		~	~		the water and sewer systems possess sufficient uncommitted capacity to accommodate the proposed development.						
		~	~	~	~	~	~		I. Provide Will Serve and Review letters from Town of Clinton Fire Fire Official and South Branch Emergency Services.						

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			~	~		~	~		J. Provide Will Serve letter for Public Utilities including JCP&L and Elizabethtown Gas Company.						
~	~	~	~	~		~	~		K. Four (4) copies of existing Title Search identifying any protective covenants or deed restrictions applying to the land being subdivided or developed along with a copy of the deed(s) of record.						
						~			L. Four (4) copies of all deeds with Metes and Bounds description for proposed lots including remaining land use parcel.						
			~		~	~		~	M. Four (4) copies of all deeds with Metes and Bounds description for proposed easement dedications including dedication of addition road right-of-way.						
~	~	~	~	~		~	~		N. Certification from Owner that: 1) the property in question has not been part of a prior Land Use Application or 2) provides list with dates of all prior applications.						
		•					-		O. Completed application with appropriate fees and required information submitted directly to these Agencies with copies provided to the TOWN for verification of these submissions.						
		$\checkmark$	$\checkmark$	$\checkmark$	✓	$\checkmark$	$\checkmark$	$\checkmark$	1. Hunterdon County Planning Board						
				✓			$\checkmark$		2. Hunterdon County Soil Conservation District						
			$\checkmark$	$\checkmark$		✓	$\checkmark$		3. Hunterdon County Department of Health						
~	~	~	~	~	~	~	~	~	P. Certification from the Town of Clinton Tax Collector that all taxes and assessments on the property are paid.						
			~	~		~	~		Q. Report prepared and certified by a Professional Engineer documenting (utilizing NJDEP forms) the result of all attempted soil permeability tests and soil logs conducted on the property in question.						
						~	~		R. Written verification of proposed tax lot numbers as obtained from the Town of ClintonTax Assessor.						
			~	~		~	~		S. Four (4) copies and a digital copy of drainage calculations analyzing existing and proposed condition required to comply with Town's Stormwater Ordinance.						
			~	~		✓	~		T. Four (4) copies and a digital copy of flood hazard calculation with cross sections of existing stream if applicant is not relying upon published survey of flood hazard delineation.						
		✓		~			~		U. Four (4) copies and a digital copy of the Environmental Impact Statement/Natural Resource Inventory (reference ordinance requirement under Chapter 88). Reference Town of Clinton Environmental Resource Inventory.						

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		~		~		~	~		V. Four (4) copies and a digital copy of the Wetlands report prepared by a Professional Wetlands Consultant pursuant to the NJ Wetlands Protection Act.						
	~	~	~	~		✓	~		W. Valid LOI issued by the NJDEP for entire project or FOD LOI issued by the NJDEP for area of proposed development. Board will consider a request for waiver if sufficient evidence is presented to determine that there is no impact on any wetland area.						
~	~	~	~	~	~	~	~		X. Written statement submitted by applicant identifying request for waiver of any checklist requirement (if any).						
~	~	~	~	~	~	~	~		Y. Properties located in the designated Carbonate Drainage Area or Carbonate Rock District (referenced ordinance requirements under Chapter 88.64) shall undertake a geologic investigation assessment and submit Four (4) copies and a digital copy of a Phase 1 Checklist.						

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	✓	~	✓	✓	✓	✓	~		1. Eighteen (18) copies and a digital copy of all plans. Documents properly certified and sealed by the appropriate N.J. Licensed professional persons (P.E., P.L.S., P.P., C.L.A., R.A.)						
	$\checkmark$	✓	$\checkmark$	$\checkmark$	$\checkmark$	✓	$\checkmark$	$\checkmark$	2. Name and address of the owner, application and preparer of plans.						
							1		3. Names of all current property owners within 200' of the property and identify source						
	✓	$\checkmark$		$\checkmark$			$\checkmark$		information.						
									4. Plans must identify the following:						
	$\checkmark$	>	✓	✓	>	>	$\checkmark$	✓	a. Name of Development.						
	$\checkmark$	>	✓	✓	>	>	$\checkmark$	✓	b. Total area of development property in acres and square feet.						
	~	✓	~	✓	✓	√	$\checkmark$	$\checkmark$	c. Date of original preparation and all revisions.						
	$\checkmark$	✓	$\checkmark$	$\checkmark$	$\checkmark$	✓	$\checkmark$	✓	d. North arrow and reference meridian.						
	$\checkmark$	✓	$\checkmark$	✓	$\checkmark$	✓	$\checkmark$	$\checkmark$	e. Graphic and written scale.						
		✓	$\checkmark$	$\checkmark$		✓	$\checkmark$		f. Number of proposed lots or size of building.						
	$\checkmark$	✓	$\checkmark$	$\checkmark$	$\checkmark$	✓	$\checkmark$	✓	g. Tract zone and schedule of existing zoning criteria and proposed conditions.						
	$\checkmark$	✓	$\checkmark$	✓	$\checkmark$	✓	$\checkmark$	$\checkmark$	h. Tax map sheet, block and lot numbers.						
			$\checkmark$	$\checkmark$			$\checkmark$		i. Reference bench mark identified and shown.						
	$\checkmark$	$\checkmark$	$\checkmark$	$\checkmark$	$\checkmark$	✓	$\checkmark$	$\checkmark$	j. Name of the firms and person preparing plans.						
									5. Certification of owner noted on the plans (if other than the applicant) as follows: "I certify that I am the owner of this property and consent to the filing of this application".						
	$\checkmark$	$\checkmark$	$\checkmark$	$\checkmark$	$\checkmark$	✓	$\checkmark$	$\checkmark$	Owner Signature Date						
	✓	✓	✓	✓	✓	✓	$\checkmark$	✓	6. Review block for signature of Town Engineer, Board Secretary and Chairperson.						
			$\checkmark$	$\checkmark$		✓	$\checkmark$	✓	7. Required Hunterdon County Signature Block in accordance to their regulations.						
									8. Map drawn at scale of not less than (1"=as noted) sheet size of 18"x24", 24"x36" or						
	30'	30'	30'	30'	30'	50'	50'	50'	30"x42". All plans must be folded with the title block, date and revision date showing.						
									9. Key map drawn at a scale of not less than 400' showing the development and surrounding						
	~	~		~	~	~	~		properties with 1000' radius including zoning boundaries and traffic circulation elements from Master Plan.						
							1		10. Existing Topography shown as follows:						
	$\checkmark$	✓				✓			a. Contours at 5' intervals. Interpolated for USC and GS Map for entire tract.						
			~						<ul> <li>b. Contours at 2' intervals for area of proposed lots or proposed development (verified in field).</li> </ul>						

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				✓	<		$\checkmark$		c. Contours at 2' intervals for entire tract (verified in field).						
				✓	<		$\checkmark$		d. All elevations based on NAVD 88.						
									11. Plans showing existing and proposed streets including:						
				$\checkmark$	$\checkmark$	~	$\checkmark$		a. Field cross-sections at 50' intervals drawn at a scale of 1"=5' vertical; 1"-1'-horizontal.						
				~	~	✓	✓		b. Centerline plan and profiles drawn at a scale of 1"=50' horizontal; 1"=5" vertical based upon field survey data. Corresponding Plan and Profile information must be shown on the same sheet.						
				~	~	~	~	~	c. Centerline curve data including central angle, tangent distance, radius, arc length, chord distance and chord bearing.						
		~							12. Existing property lines showing bearings, distanced and radius with indication of source data and approximate dimensions of proposed lot lines. Based upon deed plotting.						
	✓		~	~	~	✓	~		13. Existing and proposed lot boundary and easement information shown based on NAD 83 with accurate bearing and distance to the nearest 1/100th ft. prepared by a licensed surveyor. All curves shall show radius, arc length, chord bearings and distance, tangent and center angle.						
		✓							14. Approximate net and gross lot areas to the nearest 1/10 acre.						
	$\checkmark$	✓	$\checkmark$	~	<	✓	$\checkmark$	$\checkmark$	15. Net/gross lot areas for existing and proposed lots calculated in sq.ft and 1/1000 acre.						
			$\checkmark$	$\checkmark$	$\checkmark$	✓	$\checkmark$	$\checkmark$	16. Area of all proposed easement calculations in square feet.						
	✓	✓	$\checkmark$	$\checkmark$	✓	✓	$\checkmark$		17. Location of existing wells and septic systems on site and within 100' of property.						
		>	~	~	~	>	✓		18. Location of all man-made and natural features including but not limited to: list historic buildings within 200', dedicated open space, culverts, structures, drain pipes, water courses, railroads, bridges, wooded areas, rock outcrops, underground storage tanks, fences, wetlands (specific source and notation if there are any wetlands present), swamps, buildings, streets, drainage right-of-way and easements.						
		~	$\checkmark$			✓			19. Plan drawings of all existing and concept of all proposed drainage and utility layouts.						
				~	~		~		20. Plan and profile drawings of all existing and proposed drainage and utility layouts, drawn at a scale of 1"=50' vertical.						
				~	~		✓		21. Plan drawings of all existing and proposed public water if applicable OR show proposed well location with geologist report verifying a sufficient supply of available potable water.						

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				~	~		~		22. Plan and Profile drawings of all existing and proposed storm sewer including drainage swales.						
				✓	~		✓		23. Plan drawings of all existing and proposed gas services.						
				√	· √		✓		24. Plan drawings of all existing electric service with proposed underground service.						
			~	~	~	~	~		25. Locations of all attempted percolation and soil log data certified by a licensed Professional Engineer corresponding to submission item "S".						
	~	~	~	~	~	~	~	~	26. Location of any flood hazard areas with delineation and elevation of 100-year flood boundary. Include noted source of flood plain delineation documentation.						
			-						27. Detailed Landscaping plan indicating:						
	$\checkmark$		$\checkmark$	$\checkmark$			$\checkmark$		a. Existing trees which will remain or be removed including tree preservation details.						
			✓	✓	~		~		b. Proposed landscaping including location, botanical name, common names, size, quantity, planting and staking/guying details, mulched areas specifying type thickness and edge of mulched area. Specify whether plants are container grown, balled and burlapped (B&B) or bare root (BR).						
	<		~	~	~	~	~		<ul> <li>c. Landscaping plan for street shade trees noting location, material type and sizes, planting details and tree preservation details.</li> </ul>						
						~			28. Plans meets requirements of Map Filing Law if map rather than deeds are to be filed with the Hunterdon County Clerk's office.						
								~	29. Certification as indicated in the Map Filing Law. Plan meets requirements of the Map Filing Law with all required certifications included.						
			~	~	~		~	~	30. Appropriate details to TOWN, County and State Standards including, but not limited to: sidewalks, curbs, paving, street signs, drainage, etc.						
				~	~	~	~		31. Soil erosion and sediment control plans. If more than 5,000 s.f. of disturbance is proposed as part of this application, show soil types and boundaries pursuant to Hunterdon County Soil Survey, including analysis for development capability and information concerning fill material for any filled soil area.						
	~	~	~	~	~	~	~	~	32. Plan indicating location and complete purpose of restrictions of any easement or land reserved for any use.						
			~	~	~	~	~		33. Stormwater Management Plans and Watershed Maps corresponding to submission Item T.						

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	~		~	~	~	~	~	~	34. Plan drawn from actual boundary survey of property and certified as being accurate and true by a licensed New Jersey Land Surveyor.						
			~	~	~		~		35. Proposed grading plan including finished floor elevations, elevations at corners of building and paved areas. All proposed grading shown using 2" contour intervals.						
			✓	>	>		✓		36. Locations, size and details of all existing and proposed signs.						
			✓	>	>		✓		37. Lighting plans, including location, type, wattage, height pattern and floor candles.						
	~	~	✓	✓	✓				38. Architectural Plans should include preliminary floor plans and elevations of each new altered building, façade and height of proposed structure. Also indicated existing/proposed building square footage.						
		•							39. Parking and Loading:						
			~	~	~				a. Specifications and location of proposed surface paving and curbing, including streets.						
			~	✓	✓				b. Location capacity and dimensions of existing and proposed off-street parking and loading areas including documentation of ADA compliance for handicap stalls and accessible route.						
			~	~	~				c. Calculations of the number of parking spaces required by the Ordinance for standard and ADA parking.						
			$\checkmark$	$\checkmark$	$\checkmark$				d. Aisle widths.						
			$\checkmark$	$\checkmark$	$\checkmark$				e. Entrance and exit arrangement.						
			✓	✓	✓		✓		f. Details of traffic control devices with direction of traffic flow.						
			✓	✓	✓		✓		g. Location of fire lanes and other parking restrictions.						
			~	~	~				40. Location of solid waste storage, screening and means of disposal including amount of pick up per week and recycling facilities.						
				~	~		~		41. Calculation location, identifications of proposed open spaces, parks and other recreational areas.						
		✓	✓	✓	✓	✓	✓	✓	42. Land reserved or dedicated to public use.						
						✓	✓	✓	43. Indicate total number of lots, area of entire tract and area of roads.						
		~		✓		✓	✓	~	44. Identify location and description of all physical survey evidence as found in the field, including encroachments, must be noted. Provide a legend indicating monuments found and to be set.						

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				$\checkmark$		✓	✓	$\checkmark$	45. Plan to include all documents as required by Hunterdon County Planning Board.						
					~			~	46. Four (4) signed and sealed sets and a digital copy of as-built plans and profiles of all roads, utilities and Stormwater facilities.						
									47. A digital copy in Adobe Portable Document Format (PDF) of all application related						
✓	✓	✓	✓	✓	✓	✓	✓	✓	documents including but not limited to plans, reports, checklists and correspondence.						
									48. In accordance with the requirements of §88-102A of the Land Use Ordinance, a consistency determination from the New Jersey Highlands Council in compliance with either						
									[§88-102A(1) or §88-102A(2) or proof the applicant is entitled to exclusion under §88-103A or						
			~	~	~	~	1	$\checkmark$	exemption under §88-103B.						
Date Date Date	:							-	By: Date:						
Com	plete	enes	s Re	eviev	v an	d Re	ecor	nenc	Site Plan Committee daiton by Robert J Clerico PE Board Engineer on	-					
SPE	CIFIC	c co	MMI	ENT	S										_
			Iton	n _ Ir	oform	natio	n N/	א דר	APPLICABLE to this Application						
									or this type of Application						
									quest as Permanent WAIVER						

RD-W - RECOMMEND DENIAL of requested WAIVER

RA-TW - RECOMMEND APPROVAL of request as TEMPORARY WAIVER

# TOWN OF CLINTON LAND USE FEES

Informal Discussion (30 Minutes): Exemption from Site Plan: <i>(use preliminary site plan application)</i> Minor Site Plan: Regulated Use Permit Special Meeting Fee:	\$100.00 \$100.00 \$150.00 \$500.00 per lot plus\$100 per structure: \$500.00
Subdivision (Land Only) Minor Subdivision (Sketch Plat 1 Lot Only)	\$150.00
Major Subdivision (Preliminary Plat 2+)	\$500.00 plus \$100 per lot
Final Plat	\$250.00 plus \$50 per lot
Amendment to Subdivision	\$25% of original fee (\$100 min)
<b>Preliminary Site Plan Applications:</b> Residential	\$500.00 plus \$100 per lot
Garden Apts, Townhomes, Condos	\$2,000.00 plus \$100 per unit
Industrial Development	\$1,000 plus \$5 per 100SF of Bld
Commercial –C1 Zone	\$350.00 plus \$5 per 100SF of Bld
Commercial- C2 ,C3, C4 Zone	\$1,000.00 plus \$5 per 100 SF of Bld
OB1 & OB2	\$500 plus \$5 per 100 SF of Bld
OB3 & OB4	\$1,000 plus \$5 per 100 SF of Bld
<b>Final Site Plan:</b> Residential & Commercial (phased) Residential & Commercial (not phased) Amendment to Site Plan	<ul><li>\$25% of Preliminary Fee</li><li>\$25% of Preliminary Fee</li><li>\$25% of Preliminary Fee</li></ul>
VARIANCE FEES: Sign Variance Interpretation of Zoning Map or Regulations Hardship Variance (40:44D-70C) Use Variance (40:55D-70d) Direction for Issuance of a permit for a Building or structure in the bed or mapped stree Or public drainage way, flood control basin or	\$25.00 \$300.00 \$100.00 \$550.00 \$550.00

### ALL APPLICANTS ARE REQUIRED TO ESTABLISH AN ESCROW ACCOUNT-EQUAL TO THE APPLICATION FEE -\$1,000.00 MINIMUM

Public area reserved on an official map

Any Engineering and Professional services that exceed the escrow will be billed by the Town of Clinton to the applicant.

### APPLICANT CONTACT INFORMATION:

Applicant phone number:

Applicant email:

### Attorney:

Name & Address

Phone #:

Email:

### Engineer:

Name & Address:

Phone # :

Email :

### Planner:

Name & Address:

Phone # :

Email :

### TOWN OF CLINTON COUNTY OF HUNTERDON

#### ESCROW AGREEMENT

THIS AGREEMENT made this \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_

hereinafter referred to as "Applicant"; and the Land Use Board and/or THE TOWN OF CLINTON, hereinafter referred to as the "Municipality".

WHEREAS, the. applicant is proceeding under the Development-Ordinances for approval of a subdivision and/or site plan and/or variance, on Block \_\_\_\_\_\_, Lot \_\_\_\_\_, Street \_\_\_\_\_\_ and

WHEREAS, the Applicant desires to establish an Escrow Account whereby work required to be performed by professionals employed by the Municipality, will be paid for by the Applicant as required under the provisions of the State Statute and Town Ordinances.

NOW THEREFORE, IT IS mutually agreed between parties that:

### Section 1. Purposes.

The Municipality authorizes its professional staff to review, inspect, report, and study all plans, documents, statements, improvements, and provisions made by the Applicant relating to this development and conforming to the requirements of the Development Ordinances of the Town of Clinton and attend and participate in such meetings as part of a continuing review of the application. The Municipality directs its professional staff to make all oral and/or written reports and Resolutions to the Municipality of its conclusions and findings derived from the review, study, investigation and like or similar duties performed as elsewhere authorized. The Applicant agrees to pay all reasonable and professional fees incurred by the Municipality for the performance of the duties outlined above.

### Section 2. Escrow Established.

The Applicant and the Municipality, in accordance with the provisions of this Agreement, hereby create an Escrow Account to be established with the Financial Officer of the Town of Clinton.

### Section 3. Escrow Funded.

Applicant by execution of this Agreement, undertakes and shall pay to the Town, to be deposited with the Financial Officer referred to in Section 2 above, such sums as are required by its Escrow Ordinance. Execution of this Agreement by the Town, acknowledges recei<sup>p</sup>t of the sums referred under this section.

### Section 4. Increase in Escrow.

If during the existence of this Escrow Account, the funds held in Escrow shall be reduced to 35% of the initial deposit, the Applicant shall upon Notice from the Financial Officer, replenish such funds within 14 days of such Notice. Additionally, until such funds are fully replenished, no further consideration, review, processing or inspections shall be performed by or on behalf of the Municipality until the additional Escrow has been deposited.

The written Notice referred to in this Section shall be sent to:

Name. \_\_\_\_\_ Address:

Receipt shall be presumed to have occurred three days after mailing of the Notice to the above address by regular mail. Notice required under this Section shall be given by the Administrative Officer of the Municipality.

### Section 5. Time of Payment.

The professionals referred to in this Agreement, upon the conclusion of their services, or periodically during the performance of their service, shall submit vouchers conforming to the requirements established by the Town for vouchers of the type and kind referred to under this Section. Said vouchers shall include the amounts of all fees; and costs incurred as a result of the services set forth under Section 1 of this Agreement.

### Section 6. Municipality Review.

The Municipality shall review the vouchers submitted by the professionals and Upon making a determination that said services have been performed, the Municipality shall process and pay said vouchers in the same manner and under the same terms as are normally employed for vouchers submitted for work performed on behalf of the Town. At the conclusion of this processing, the amounts specified in said vouchers shall be deducted by the Financial Officer from the Escrow established pursuant to this Agreement.

### Section 7. Applicant's Review.

The Applicant shall have the right to make periodic inspections of the records maintained by the Town to determine the status of the Escrow Account and vouchers charged against such account.

### Section 8. Interest Allocations.

Any and all interest which results from or arises out of the deposit of the Escrow by the Town shall be disbursed in accordance with N.J.S.A 40:55D-53.1 (Deposits with Municipalities; Escrow; Interest.)

### Section 9. Return of Escrow Balances.

Upon completion of the project and the payment of all outstanding bills for professional services on behalf of the Town, any remaining balances shall be returned to the applicant as follows: -Minor Subdivision-upon filing of new Deeds;

-Major Subdivision-completion and acceptance by the Town of required improvements;

-Site Plan-issuance of a Certificate of Occupancy;

and then only after recommendation by the Land Use Board to the Town Council; and authorization of release of the funds by appropriate resolution of the Town Council.

IN WITNESS WHEREOF, the parties hereto have set their hands and seals the date first written' above.

Applicant Signature: \_\_\_\_\_

Amount Received \_\_\_\_\_ Check # \_\_\_\_\_

Bank: \_\_\_\_\_