

# **TOWN OF MIDDLEBOROUGH WETLAND ACT – FEE/CHARGE BY-LAW**

## **Section 1 - Purpose**

The purpose of this by-law is to set fees for license, permits or certificates issued and charges for services or work performed by the Conservation Commission pursuant to or under the Wetlands Protection Act (M.G.L. Chapter 131, Section 40) and related state regulations (310 CMR 10.00) for which no fee or charge is provided.

## **Section 2 – Filing Fee / Charge Schedule**

Any person filing or requesting any action of the Conservation Commission which is identified in the Filing Fee/Charge Schedule below shall pay to the Town of Middleborough the fee/charge set forth in said Schedule which pertains to such action at the time such action is requested.

### **Filing Fee / Charge Schedule**

|   |              |
|---|--------------|
| Request for Determination of Applicability (RDA):                     | \$75.00      |
| Certificate of Compliance (COC) - Residential:                        | \$25.00      |
| Certificate of Compliance (COC) – Commercial/Subdivisions:            | \$75.00      |
| Bank Letter for Closings:   | \$50.00      |
| Request for an Amended Order of Conditions – Residential:             | \$25.00      |
| Request for an Amended Order of Conditions – Commercial/Subdivision:  | \$200.00     |
| Request to Extend an Order of Conditions:                             | \$50.00      |
| Creation of Duplicate Order of Conditions:                            | \$50.00      |
| Building Permit Application Review:                                   | \$10.00      |
| After the Fact Filing:  | \$50.00      |
| Site Inspections (first one free) Residential:                        | \$25.00      |
| Site Inspections (first one free) – Commercial/Subdivisions:<br>visit | \$75.00 each |

The Conservation Commission may, upon proof of financial hardship, waive all or a portion of the above filing fees/charges. The burden of establishing the basis for such waiver falls upon the petitioner to establish by a clear preponderance such financial hardship. Such waiver request does not exempt the petitioner from submitting the filing fees required under 310 CMR 10.00.

### **Section 3 - Severability**

The invalidity of any section or provision of this Bylaw shall not invalidate any other section or provision thereof, nor shall it invalidate any permit or determination which previously has been issued.